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 RECIP. NAME RECIPIENT AFFILIATION
 DENTON, H.R. Office of Nuclear Reactor Regulation, Director

SUBJECT: Responds to NRC 811102 ltr re payment of submittal processing fees for requests for Tech Specs mods. Util does not concur that 10CFR170.22 fees are applicable to submittals re RPI sys.

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1. The first part of the report is a general statement of the purpose of the study and the scope of the work.

2. The second part of the report is a description of the methods used in the study and the results of the work.

3. The third part of the report is a discussion of the results of the study and the conclusions drawn from the work.

4. The fourth part of the report is a summary of the work and the conclusions drawn from the study.

5. The fifth part of the report is a list of the references used in the study.

6. The sixth part of the report is a list of the figures and tables used in the study.

7. The seventh part of the report is a list of the appendices used in the study.

8. The eighth part of the report is a list of the acknowledgments used in the study.

9. The ninth part of the report is a list of the references used in the study.

10. The tenth part of the report is a list of the figures and tables used in the study.

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14. The fourteenth part of the report is a list of the figures and tables used in the study.

15. The fifteenth part of the report is a list of the appendices used in the study.

16. The sixteenth part of the report is a list of the acknowledgments used in the study.

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AEP:NRC:0636

Donald C. Cook Nuclear Plant Unit Nos. 1 and 2
Docket Nos. 50-315 and 50-316
License Nos. DPR-58 and DPR-74
ASSESSMENT OF SUBMITTAL PROCESSING FEES

Mr. Harold R. Denton, Director
Office of Nuclear Reactor Regulation
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

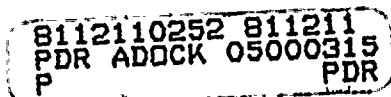
Dear Mr. Denton:

This letter is in response to Mr. W. O. Miller's letter of November 2, 1981 regarding payment of submittal processing fees for several requests made by Indiana & Michigan Electric Company (I&MECo) for modification of the Cook Plant Technical Specifications. The attachment to Mr. Miller's letter contains a list of the applicable correspondence between I&MECo and the NRC Staff and indicates the fee assessed by the Office of Nuclear Reactor Regulation (ONRR) for each request. We have reviewed Mr. Miller's letter and the associated correspondence. Our comments are given below.

In our AEP:NRC:00145 submittal dated March 19, 1979, I&MECo requested expeditious processing of the revised Technical Specifications to preclude the future submittal of LERs due to false indication of the RPI system. Payment in the amount of \$1,600.00 accompanied this submittal. An additional payment in the amount of \$2,800.00 accompanied our AEP:NRC:00145A submittal dated August 30, 1979 as requested in Mr. Miller's letter of July 16, 1979.

Mr. Schwencer's letter of October 29, 1979 states that:

"... The staff has determined that the "indicated position" requirement may be fulfilled by voltage measurements obtained from the position indication mechanism (and therefore no LER be submitted) provided a sufficient data base has been established..."



7/20/82 w/check
\$3,900
S/P

In our response to Mr. Schwencer's letter dated January 16, 1980 (AEP:NRC:0311) we stated that measurements were taken, and will be taken in the future, as required, to obtain the necessary correlation between L.V.D.T. coil voltage and rod position. Thus, the requirements set forth in Mr. Schwencer's letter were satisfied. However, I&MECo felt that our originally proposed Technical Specifications more clearly defined the operator actions required in the event that the RPI system were to indicate rod misalignment greater than ± 12 steps. During subsequent telephone discussions with the Staff, I&MECo was informed that the NRC considered the requested changes unnecessary owing to the clarification contained in Mr. Schwencer's letter. Based on the discussions with the Staff, I&MECo's letter No. AEP:NRC:00271C, dated June 17, 1980, was prepared withdrawing the Technical Specification change request.

In that AEP:NRC:00271C submittal, I&MECo noted that the clarification contained in Mr. Schwencer's letter was applicable to all plants with Westinghouse supplied RPI systems and was not the result of a Cook Plant specific review. I&MECo also noted that we had been informed by members of your Staff that no review had started on our request. Accordingly, I&MECo requested refund of the \$4,400.00 previously submitted.

I&MECo concurs with the ONRR fee assessments for the remaining Technical Specification change requests addressed in the attachment to Mr. Miller's letter. However, for reasons cited above, I&MECo does not believe 10 CFR 170.22 fees to be applicable to our submittals regarding the RPI system and has deducted \$4,400.00 from the requested payment of \$8,300.00. Accordingly, enclosed please find a check for \$3,900.00.

I&MECo would also like to request timely processing of the Technical Specification changes forwarded to the NRC via our AEP:NRC:00109 and AEP:NRC:00111 submittals dated December 22, 1978 and February 13, 1979, respectively.

This document has been prepared following Corporate procedures which incorporate a reasonable set of controls to insure its accuracy and completeness prior to signature by the undersigned.

Very truly yours,


R. W. Jurgensen
Assistant Vice President
Nuclear Engineering

RWJ:clb
enclosure

cc: John E. Dolan - Columbus
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W. O. Miller - NRC
NRC Resident Inspector at Cook Plant - Bridgman

