

SHAW, PITTMAN, POTTS & TROWBRIDGE

1800 M STREET, N. W.

WASHINGTON, D. C. 20036

RAMSAY D. POTTS
STUART L. PITTMAN
GEORGE F. TROWBRIDGE
STEPHEN D. POTTS
GERALD CHARNOFF
PHILLIP D. BOSTWICK
R. TIMOTHY HANLIN
GEORGE M. ROGERS, JR.
FRED A. LITTLE
JOHN B. RHINELANDER
BRUCE W. CHURCHILL
LESLIE A. NICHOLSON, JR.
MARTIN D. KRALL
RICHARD J. KENDALL
JAY E. SILBERG
BARBARA M. ROSSOTTI
GEORGE V. ALLEN, JR.
WM. BRADFORD REYNOLDS
FRED GRASNER
NATHANIEL P. BREED, JR.
MARK AUGENBLICK
ERNEST L. BLAKE, JR.
CARLETON S. JONES
THOMAS A. BAXTER
JAMES M. BURGER
SHELDON J. WEISEL
JOHN A. McCULLOUGH
J. PATRICK HICKEY
GEORGE P. MICHAELY, JR.
JAMES THOMAS LENHART
STEVEN L. MELTZER
DEAN D. AULICK
JOHN ENGEL
STEPHEN B. HUTTLER
WINTHROP N. BROWN
JAMES B. HAMLIN
ROBERT E. ZAHLER
RICHARD E. GALEN
ROBERT B. ROBBINS
STEVEN M. LUCAS

MATIAS F. TRAVIESO-DIAZ
VICTORIA J. PERKINS
JOHN H. O'NEILL, JR.
JAY A. ERSTEN
RAND L. ALLEN
TIMOTHY B. McBRIDE
ELISABETH M. PENOLETON
LUCY G. ELIASOF
PAUL A. KAPLAN
HARRY H. GLASSPIEGEL
RANDAL B. KELL
THOMAS H. MCCORMICK
SUSAN D. FALKSON
WILLIAM P. BARR
SU'JAN M. FREUND
MARK SCHULTZ
JOHN L. CARR, JR.
PHILIP J. HARVEY
ROBERT M. GORDON
JEANNE A. CALDERON
BARBARA J. MORGAN
BONNIE S. GOTTLIEB
ALFRED M. PCSTELL
HOWARD H. SHAFFERMAN
DEBORAH L. BERNSTEIN
SCOTT A. ANENBERG
SETH H. HOOGLASIAN
SHEILA E. McCAFFERTY
DELISSA A. RIDGWAY
KENNETH J. HAUTMAN
DAVID LAWRENCE MILLER
ANNE M. KRAUSKOPF
FREDERICK L. KLEIN
GORDON R. KANOFISKY
SALLY C. ANDREWS
JEFFREY S. GIANCOLA
HANNAH E. M. LIEBERMAN
SANDRA E. FOLSOM
MARCIA R. NIRENSTEIN
JUDITH A. SANOLER

(202) 822-1000

TELECOPIER

(202) 822-1099 & 822-1199

TELEX

89-2693 (SHAWLAW WSH)

CABLE "SHAWLAW"

EDWARD B. CROSLAND

COUNSEL

WRITER'S DIRECT DIAL NUMBER

822-1090



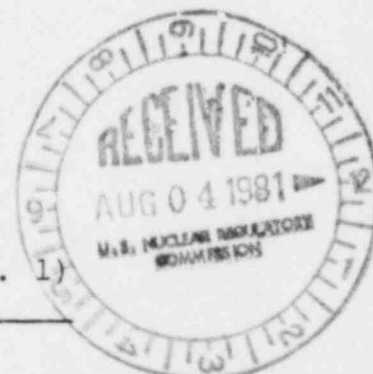
July 27, 1981

Ivan W. Smith, Esquire
Chairman
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Dr. Walter H. Jordan
Atomic Safety and Licensing
Board Panel
881 West Outer Drive
Oak Ridge, Tennessee 37830

Dr. Linda W. Little
Atomic Safety and Licensing
Board Panel
5000 Hermitage Drive
Raleigh, North Carolina 27612

In the Matter of
Metropolitan Edison Company
(Three Mile Island Nuclear Station, Unit No. 1)
Docket No. 50-289 (Restart)



Administrative Judges Smith, Jordan and Little:

Please find enclosed "Part Two of Licensee's Reply to the Proposed Findings of Fact and Conclusions of Law on Plant Design and Procedures Issues Filed by Other Parties."

8108050065 810727
PDR ADOCK 05000289
G PDR

2509
5/11

Ivan W. Smith, Esquire
Dr. Walter H. Jordan
Dr. Linda W. Little
July 27, 1981
Page Two

In the Commonwealth of Pennsylvania's proposed findings of fact (Second Set, June 12, 1981) on UCS Contention No. 14, the Commonwealth asks the Board to direct Licensee, prior to exceeding 5% power, to upgrade the pressurizer level instrumentation power supplies "such that power can be supplied from redundant vital power supplies" and "failure of the ICS/NNI power supply would not cause a loss of all pressurizer level instruments." PA PF 234.

When the Commonwealth questioned Mr. Keaten in November, 1980, he was aware, as the Commonwealth notes, that a change was under development; but he could not speak to the details or the schedule.

While it is not a matter of evidence, Licensee has advised me that it is modifying the power supplies to the pressurizer level instrumentation as proposed by the Commonwealth, including the proposed schedule. While we do not believe such a change is required for safety (or "necessary" within the meaning of the Commission's Order and Notice of Hearing), the modification is being undertaken as a part of the overall ICS/NNI power supply upgrade in response to the Crystal River-3 transient. Consequently, so that the Board need not address academic issues (i.e., the timing, relevance, and "necessity" of the Commonwealth's proposal), Licensee consents by virtue of these reply findings to the relief requested in Commonwealth proposed finding 234.

Respectfully submitted,

Thomas A. Baxter

Thomas A. Baxter
Counsel for Licensee

cc: per Certificate
of Service

LIC 7/27/81

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

Before the Atomic Safety and Licensing Board

In the Matter of)	
)	
METROPOLITAN EDISON COMPANY)	Docket No. 50-289
)	(Restart)
(Three Mile Island Nuclear)	
Station, Unit No. 1))	

CERTIFICATE OF SERVICE

I hereby certify that true copies of "Part Two of Licensee's Reply to the Proposed Findings of Fact and Conclusions of Law on Plant Design and Procedures Issues Filed by Other Parties" were served this 27th day of July, 1981, by deposit in the U.S. mail, first class, postage prepaid, to the parties identified on the attached Service List.

Thomas A. Baxter
Thomas A. Baxter

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	
)	
METROPOLITAN EDISON COMPANY)	Docket No. 50-289
)	(Restart)
(Three Mile Island Nuclear)	
Station, Unit No. 1))	

SERVICE LIST

* Ivan W. Smith, Esquire (4) Chairman Atomic Safety and Licensing Board U.S. Nuclear Regulatory Commission Washington, D.C. 20555	John A. Levin, Esquire Assistant Counsel Pennsylvania Public Utility Commission P.O. Box 3265 Harrisburg, Pennsylvania 17120
Dr. Walter H. Jordan (2) Atomic Safety and Licensing Board Panel 881 West Otter Drive Oak Ridge, Tennessee 37830	Karin W. Carter, Esquire Robert Adler, Esquire Assistant Attorney General 505 Executive House P.O. Box 2357 Harrisburg, Pennsylvania 17120
Dr. Linda W. Little (2) Atomic Safety and Licensing Board Panel 5000 Hermitage Drive Raleigh, North Carolina 27612	John E. Minnich Chairman, Dauphin County Board of Commissioners Dauphin County Courthouse Front and Market Streets Harrisburg, Pennsylvania 17101
James R. Tourtellotte, Esquire (4) Office of the Executive Legal Director U.S. Nuclear Regulatory Commission Washington, D.C. 20555	Walter W. Cohen, Esquire Consumer Advocate Office of Consumer Advocate 1425 Strawberry Square Harrisburg, Pennsylvania 17127
Docketing and Service Section (3) Office of the Secretary U.S. Nuclear Regulatory Commission Washington, D.C. 20555	

* Hand delivery

Jordan D. Cunningham, Esquire
2320 North Second Street
Harrisburg, Pennsylvania 17110

Ms. Louise Bradford
TMI ALERT
315 Peffer Street
Harrisburg, Pennsylvania 17102

Ellyn R. Weiss, Esquire
Harmon & Weiss
1725 Eye Street, N.W., Suite 506
Washington, D.C. 20006

Steven C. Sholly
Union of Concerned Scientists
1725 Eye Street, N.W., Suite 601
Washington, D.C. 20006

Gail Bradford
ANGRY
245 West Philadelphia Street
York, Pennsylvania 17404

William S. Jordan, III, Esquire
Harmon & Weiss
1725 Eye Street, N.W., Suite 506
Washington, D.C. 20006

Robert Q. Pollard
609 Montpelier Street
Baltimore, Maryland 21218

Chauncey Kepford
Judith H. Johnsrud
Environmental Coalition on Nuclear Power
433 Orlando Avenue
State College, Pennsylvania 16801

Marvin I. Lewis
6504 Bradford Terrace
Philadelphia, Pennsylvania 19149

Marjorie M. Aamodt
R. D. 5
Coatesville, Pennsylvania 19320

Thomas J. Germine, Esquire
Deputy Attorney General
Division of Law - Room 316
1100 Raymond Boulevard
Newark, New Jersey 07102