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August 1, 1995

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Docket Nos.: 50-315
50-316

DOCKET NUMBER
PROPOSED RULE **PR 52**
(60 FR 17902)

Secretary of the Commission
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555
ATTN: Docketing and Service Branch

Gentlemen:

Donald C. Cook Nuclear Plant Units 1 and 2
COMMENTS ON PROPOSED RULEMAKING:
10 CFR 52 STANDARD DESIGN CERTIFICATION FOR
U.S. ADVANCED BOILING WATER REACTOR AND
SYSTEM 80+ DESIGNS

This letter provides comments on the proposed 10 CFR 52 rulemaking regarding design certification for the Advanced Boiling Water Reactor and the System 80+ designs. The proposed rulemaking was published in the Federal Register on April 7, 1995, (ref. 60 FR 17902 and 60 FR 17924, respectively).

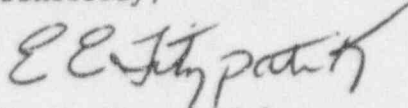
The NRC is to be commended for incorporating several innovative concepts in 10 CFR 52, which lays the foundation and regulatory framework for future plant licensing. The process has worked well to date, in providing early resolution of key safety issues and standardization of the safety significant design features. It is vital, however, that the implementing vehicles, such as these proposed rules, carry out in practice the principles inherent to the 10 CFR 52 process.

The Nuclear Energy Institute (NEI) has compiled industry comments identifying a number of proposed NRC staff positions that, contrary to the fundamental principles of 10 CFR 52, introduce licensing uncertainties and impose unnecessary burdens on future licensees. The NEI comments are expected to be submitted to the NRC by August 3, 1995. We participated in the development of these comments and endorse them.

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We appreciate the opportunity to comment on the proposed rulemaking. Questions regarding these comments should be addressed to Mr. Steven Brewer at (614) 223-2020.

Sincerely,



E. E. Fitzpatrick
Vice President

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cc: A. A. Blind
G. Charnoff
H. J. Miller
NFEM Section Chief
NRC Resident Inspector - Bridgman
J. R. Padgett