



Duquesne Light

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May 31, 1985

United States Nuclear Regulatory Commission
Washington, DC 20555

ATTENTION: Mr. William Miller, Chief
License Fee Management Branch
Office of Administration

SUBJECT: Beaver Valley Power Station - Unit No. 2
Docket No. 50-412
Operating License Review

REFERENCE: Invoice to E. J. Woolever, dated May 8, 1985

Gentlemen:

Duquesne Light Company (DLC) recently received an invoice for \$36,045.60 in interest on the \$1,271,161 previously paid the NRC for Operating License Review for Beaver Valley 2.

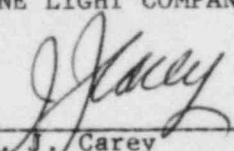
In March of 1985, DLC requested a short, 60-day extension to review the NRC's documentation of Invoice D0183. This extension was necessary because the NRC submitted a \$1.2 million non-itemized bill covering a 10-year period, with no supporting data. We appreciate the cooperation your office provided in supplying access to supporting data, which enabled us to complete the audit and pay the NRC within the 60-day period. However, it is our position that DLC would have paid by the due date if a complete billing had initially been supplied.

Our review of 4CFR102.13(b) and (g) indicates that, at the most, DLC is responsible for the interest from the March 14 due date, rather than interest from the January 14 bill date. Although the original invoice mentioned that interest would accrue from the bill date, that provision was superseded by the publication of §102.13(b) in the March 9, 1984, Federal Register. Section §102.13(b) provides that if any agency uses an advance billing, as was done here, interest may not start until the due date. Section §102.13(g) provides that federal agencies may waive interest where there is a request for reconsideration. We believe that waiver of interest is appropriate in this case, for the reasons set forth in the second paragraph of this letter.

Your response is requested as soon as possible since DLC has received a second notice of the Bill for Collection with interest due by June 8, 1985. If you have any questions, please contact Mr. T. J. Zoglmann at (412) 787-5141.

DUQUESNE LIGHT COMPANY

By


J. J. Carey
Vice President

TJZ/wjs

cc: Mr. B. K. Singh, Project Manager
Mr. G. Walton, NRC Resident Inspector

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