



CHAIRMAN

UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D. C. 20555  
June 11, 1984

MEMORANDUM FOR: Commissioners  
EDO  
OI  
OGC  
OPE  
OIA  
OCA  
SECY

FROM: Nunzio J. Palladino

SUBJECT: WARMUP FOR DIABLO CANYON HEARING  
WITH UDALL COMMITTEE

2:00 PM

6/14/84

I intend that my Diablo Canyon warmup, scheduled for tomorrow morning at 10:00, be conducted as follows:

Part 1: I first want to have OGC discuss what we can and cannot discuss during this warmup, and any legal issues related to the Udall hearing. After that, EDO staff and OI staff should be prepared to describe the status of actions they are taking, the status of the plant itself, the status of seismic reviews, the status of review and investigation of allegations, and the general status of ongoing or pending litigation. I would then like to have OCA describe changes needed in the Commission testimony. Mr. Denton would then describe any proposed changes in his testimony. For Part 1 I will have SECY arrange to make a transcript. Commissioner assistants are invited and OGC, OPE, and OIA should also be in attendance.

Part 2: EDO and OI staff will be dismissed. Then I would like OIA to address the status and nature of any of its ongoing activities that may be related to Diablo Canyon. OIA would then be dismissed. I would then like to discuss with OPE and OGC the types of items the Commission may need to have information on or to make decisions on before it is ready to decide whether or not to grant a full power authorization. A transcript of Part 2 of the meeting will not be made. Commissioner assistants are invited.

cc: OPA

8506120490 850201  
PDR FOIA  
DEVINE84-740 PDR

## QUESTIONS FOR STAFF ON DIABLO CANYON MATTERS

1. WHAT IS THE STATUS OF PLANT READINESS TO EXCEED 5% POWER?
2. WHAT OPEN ITEMS FROM THE IDVP NEED RESOLUTION BEFORE FULL POWER IS AUTHORIZED? WHAT IS THE SCHEDULE FOR RESOLUTION?
3. WHAT IS THE TOTAL INVENTORY OF ALLEGATIONS? HOW WOULD YOU CHARACTERIZE THEM?
4. HOW DOES THE STAFF PROPOSE TO DEAL WITH ALLEGATIONS AT THE FULL POWER STAGE? [THIS QUESTION MAY CROSS THE BORDERLINE INTO MATTERS THAT SHOULD NOT BE DISCUSSED.]
5. WHAT, IF ANY, OTHER ACTIONS DOES THE STAFF NEED RESOLUTION ON PRIOR TO RECOMMENDING FULL POWER?
6. WHAT IS THE STATUS OF THE ACRS REVIEW OF THE RECENT SEISMIC INFORMATION? WHAT HAPPENED AT THE MAY SUBCOMMITTEE MEETING?
7. WHAT IS THE STATUS OF APPEALS OR MOTIONS CURRENTLY PENDING?

ON P. 17 OF THE STAFF RESPONSES TO HENRY MEYERS QUESTIONS,  
IT IS STATED THAT AN INSPECTION WAS DONE OF PRE-1974  
DOCUMENTATION (INSPECTION REPORT 84-16). COULD YOU  
ELABORATE ON WHAT DOCUMENTS WERE LOOKED AT, WHAT  
INFORMATION THEY CONTAINED, AND WHAT CONCLUSIONS WERE  
DRAWN?

MR. CHAIRMAN, WE ARE PLEASED TO BE HERE TODAY TO ADDRESS THE MATTERS STATED IN YOUR LETTER OF MAY 23 REGARDING THE DIABLO CANYON NUCLEAR POWER PLANT AND TO RESPOND TO YOUR QUESTIONS. I AM ACCOMPANIED BY MY FELLOW COMMISSIONERS. AS YOU REQUESTED, WE ALSO HAVE PRESENT OUR PRINCIPAL STAFF INVOLVED IN THE SAFETY REVIEW AND LICENSING DECISIONS ON THE DIABLO CANYON PLANT. I WILL BRIEFLY SUMMARIZE EVENTS AND ACTIONS SINCE WE LAST MET WITH YOU ON THIS TOPIC IN JANUARY OF THIS YEAR AND THEN ASK HAROLD DENTON, DIRECTOR OF THE OFFICE OF NUCLEAR REACTOR REGULATION, TO COMMENT MORE FULLY.

AS YOU WILL RECALL, ON NOVEMBER 8, 1983 THE COMMISSION REINSTATED THE PACIFIC GAS AND ELECTRIC'S AUTHORITY TO LOAD FUEL AND CONDUCT COLD SYSTEM TESTING. ON JANUARY 25 OF THIS YEAR WE AUTHORIZED HOT SYSTEM TESTING. THIS WAS FOLLOWED BY COMMISSION

MEETINGS ON MARCH 26 AND 27 TO HEAR FROM THE STAFF ON THE STATUS OF DIABLO CANYON UNIT 1 AND, IN PARTICULAR, TO DECIDE WHETHER TO REINSTATE THE LOW-POWER LICENSE TO ALLOW CRITICALITY AND TESTING AT LEVELS UP TO 5 PERCENT OF RATED POWER.

AT THAT TIME, A MEMBER OF THE NRC STAFF, MR. ISA YIN, INFORMED THE COMMISSION THAT, BASED ON HIS FINDINGS FROM HIS INSPECTION ACTIVITIES, HE COULD NOT RECOMMEND TO US THAT THE LOW POWER LICENSE BE REINSTATED. AFTER A THOROUGH EVALUATION OF THESE CONCERNS BY A SPECIALLY ASSIGNED REVIEW GROUP (APPOINTED BY THE EXECUTIVE DIRECTOR FOR OPERATIONS) AND THE ADVISORY COMMITTEE ON REACTOR SAFEGUARDS, THE COMMISSION REINSTATED THE LOW-POWER LICENSE ON APRIL 13, 1984, WITH SOME ADDITIONAL LICENSE CONDITIONS PERTAINING TO THESE CONCERNS.

*and Folder*

*See Tab 8  
item 5 P 13*

THE DIABLO CANYON REACTOR SUBSEQUENTLY WENT CRITICAL ON APRIL 29. LOW-POWER TESTING WAS COMPLETED ON MAY 23. THAT



ESSENTIALLY SUMMARIZES EVENTS UNTIL THE RECEIPT OF YOUR MAY 23 LETTER OF INVITATION. ON JUNE 8, PG&E INFORMED US THAT THE PLANT WOULD BE READY FOR POWER ASCENSION ON JUNE 19. A NUMBER OF ISSUES REMAIN TO BE ADDRESSED AND ALL MATTERS OF SAFETY SIGNIFICANCE NEED TO BE RESOLVED BEFORE ANY COMMISSION DECISION ON WHETHER TO PERMIT FULL POWER OPERATION OF THE DIABLO CANYON PLANT. BECAUSE FULL POWER OPERATION IS A MATTER WHICH THE COMMISSION MUST REVIEW IN ITS ADJUDICATORY CAPACITY AND SHOULD NOT PREJUDGE OR APPEAR TO PREJUDGE IN ANY WAY, I HAVE ASKED MR. DENTON ON BEHALF OF THE STAFF TO REPORT BRIEFLY ON THE STATUS OF THESE REMAINING ISSUES. FOLLOWING HIS PRESENTATION, THE COMMISSION, OR THE STAFF WHERE APPROPRIATE, WOULD BE HAPPY TO ANSWER QUESTIONS.