

October 21, 1996

Ms. Irene M. Johnson, Acting Manager
Nuclear Regulatory Services
Commonwealth Edison Company
Executive Towers West III
1400 Opus Place, Suite 500
Downers Grove, IL 60515

SUBJECT: LITIGATION CONCERNING COMMONWEALTH EDISON COMPANY

Dear Ms. Johnson:

The NRC understands that on September 19, 1996, Westinghouse announced that a settlement had been reached in the litigation between Commonwealth Edison Company (ComEd) and Westinghouse regarding the steam generators at Byron, Braidwood and Zion.

In this regard, we wish to remind ComEd of its responsibilities under Title 10 of the Code of Federal Regulations, Parts 21 and 50, specifically Sections 50.72 and 50.73, for the review, evaluation and reporting to the NRC of defects in safety-related equipment, materials and services which may have been identified at any time. This includes any such information of which you became aware through the review and discovery process related to litigation.

Sincerely,

/s/

Robert A. Capra, Director
Project Directorate III-2
Division of Reactor Projects III/IV
Office of Nuclear Reactor Regulation

Docket Nos. STN 50-454, STN 50-455,
STN 50-456, STN 50-457, 50-295
and 50-304

cc: see next page

Distribution:

| | |
|--------------------|----------------|
| Docket File | PUBLIC |
| PDIII-2 r/f (3) | J. Roe, JWR |
| E. Adensam, EGA1 | R. Capra |
| C. Moore (3) | G. Dick |
| R. Assa | C. Shiraki |
| OGC, 015B18 | ACRS, T2E26 |
| R. Lanksbury, RIII | M. Dapas, RIII |

OFO110

9610240002 961021
PDR ADOCK 05000295
P PDR

DOCUMENT NAME: ALPLANTS\SUIT.SG

NRC FILE CENTER COPY

To receive a copy of this document, indicate in the box: "C" = Copy without enclosures "E" = Copy with enclosures "N" = No copy

| | | | | | |
|--------|----------------------|---------------------|---------------|--------------------|--|
| OFFICE | PM:PDIII-2 <i>DE</i> | LA:RD,II-2 <i>C</i> | OGC <i>NE</i> | D:PDIII-2 <i>E</i> | |
| NAME | GDICK <i>GA</i> | CMOORE | <i>S. Hom</i> | RCAPRA <i>Rae</i> | |
| DATE | 10/16/96 | 10/16/96 | 10/17/96 | 10/21/96 | |

230078

OFFICIAL RECORD COPY

I. Johnson
Commonwealth Edison Company

cc:

Mr. William P. Poirier, Director
Westinghouse Electric Corporation
Energy Systems Business Unit
Post Office Box 355, Bay 236 West
Pittsburgh, Pennsylvania 15230

Joseph Gallo
Gallo & Ross
1250 Eye St., N.W.
Suite 302
Washington, DC 20005

Michael I. Miller, Esquire
Sidley and Austin
One First National Plaza
Chicago, Illinois 60603

Howard A. Learner
Environmental law and Policy
Center of the Midwest
203 North LaSalle Street
Suite 1390
Chicago, Illinois 60601

U.S. Nuclear Regulatory Commission
Byron Resident Inspectors Office
4448 North German Church Road
Byron, Illinois 61010-9750

Regional Administrator, Region III
U.S. Nuclear Regulatory Commission
801 Warrenville Road
Lisle, Illinois 60532-4351

Ms. Lorraine Creek
Rt. 1, Box 182
Manteno, Illinois 60950

Chairman, Ogle County Board
Post Office Box 357
Oregon, Illinois 61061

Mrs. Phillip B. Johnson
1907 Stratford Lane
Rockford, Illinois 61107

Byron/Braidwood Power Stations

George L. Edgar
Morgan, Lewis and Bochius
1800 M Street, N.W.
Washington, DC 20036

Attorney General
500 South Second Street
Springfield, Illinois 62701

EIS Review Coordinator
U.S. Environmental Protection Agency
77 W. Jackson Blvd.
Chicago, Illinois 60604-3590

Illinois Department of
Nuclear Safety
Office of Nuclear Facility Safety
1035 Outer Park Drive
Springfield, Illinois 62704

Commonwealth Edison Company
Byron Station Manager
4450 North German Church Road
Byron, Illinois 61010

Kenneth Graesser, Site Vice President
Byron Station
Commonwealth Edison Station
4450 N. German Church Road
Byron, Illinois 61010

U.S. Nuclear Regulatory Commission
Braidwood Resident Inspectors Office
Rural Route #1, Box 79
Braceville, Illinois 60407

Mr. Ron Stephens
Illinois Emergency Services
and Disaster Agency
110 East Adams Street
Springfield, Illinois 62706

Chairman
Will County Board of Supervisors
Will County Board Courthouse
Joliet, Illinois 60434

Commonwealth Edison Company
Braidwood Station Manager
Rt. 1, Box 84
Braceville, Illinois 60407

Ms. Bridget Little Rorem
Appleseed Coordinator
117 North Linden Street
Essex, Illinois 60935

Document Control Desk-Licensing
Commonwealth Edison Company
1400 Opus Place, Suite 400
Downers Grove, Illinois 60515

Mr. H. G. Stanley
Site Vice President
Braidwood Station
Commonwealth Edison Company
RR 1, Box 84
Braceville, IL 60407

I. Johnson
Commonwealth Edison Company

Zion Nuclear Power Station
Unit Nos. 1 and 2

cc:

Michael I. Miller, Esquire
Sidley and Austin
One First National Plaza
Chicago, Illinois 60603

Dr. Cecil Lue-Hing
Director of Research and Development
Metropolitan Sanitary District
of Greater Chicago
100 East Erie Street
Chicago, Illinois 60611

Phillip Steptoe, Esquire
Sidley and Austin
One First National Plaza
Chicago, Illinois 60603

Mayor of Zion
Zion, Illinois 60099

Illinois Department of Nuclear Safety
Office of Nuclear Facility Safety
1035 Outer Park Drive
Springfield, Illinois 62704

U.S. Nuclear Regulatory Commission
Zion Resident Inspectors Office
105 Shiloh Blvd.
Zion, Illinois 60099

Regional Administrator
U.S. NRC, Region III
801 Warrenville Road
Lisle, Illinois 60532-4351

Station Manager
Zion Nuclear Power Station
101 Shiloh Blvd.
Zion, Illinois 60099-2797

Document Control Desk-Licensing
Commonwealth Edison Company
1400 Opus Place, Suite 400
Downers Grove, Illinois 60515