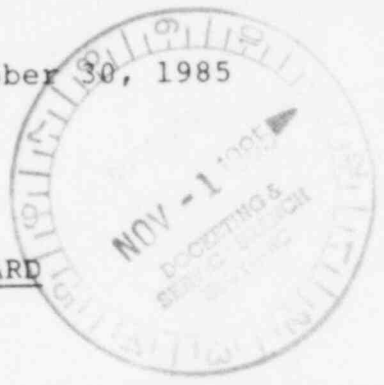


005

October 30, 1985

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD



In the Matter of)
)
METROPOLITAN EDISON COMPANY et al.)
)
(Three Mile Island Nuclear)
Station, Unit No. 2))

Docket No. 50-320 OLA

LICENSEE'S RESPONSE TO STAFF'S MOTION
TO CONFORM PROPOSED TECHNICAL SPECIFICATIONS
IN ACCORDANCE WITH OCTOBER 18, 1985 AMENDMENT OF ORDER

By Order of the Director, Office of Nuclear Reactor Regulation, dated February 11, 1980, the Commission established a set of formal license requirements reflecting the post-accident condition of the TMI-2 facility and assuring the continued maintenance of the current safe, stable, long-term cooling condition of the facility. The February 11 Order further provided that the requirements of the proposed Technical Specifications (attached to the Order) were immediately effective, with an opportunity for hearing prior to the effectiveness of the proposed formal license amendment. At the time the February 11 Order was issued, both the Staff and Licensee anticipated that, during the pendency of this matter, changes in the proposed Technical Specifications might be necessary as the facility status evolves as a result of ongoing recovery efforts.

8511010490 851030
PDR ADOCK 05000320
G PDR

DS03

On October 18, 1985, the Director of the NRC Office of Nuclear Reactor Regulation issued an "Amendment of Order," revising the proposed Technical Specifications (1) to conform to the requirements of NRC generic letter 83-43, "Reporting Requirements of 10 C.F.R. Part 50, §§ 50.72 and 50.73, and the Standard Technical Specification," (2) to delete requirements for equipment and monitoring that is no longer needed, (3) to redefine "review significant" to eliminate reference to the programmatic environmental impact statement, and (4) to make a number of administrative changes for clarification or correction of the proposed Technical Specifications.

By the October 22, 1985 "NRC Staff Notice of Issuance of Amendment of Order and Motion to Conform Proposed Technical Specifications In Accordance Therewith," the Staff has moved that the proposed Technical Specifications attached to the February 11, 1980 Order be formally modified in accordance with the October 18, 1985 "Amendment of Order," subject to the authority which 10 C.F.R. § 2.717(b) reserves to the presiding officer in this proceeding.^{1/}

As Licensee understands the Staff's motion, it is simply a request by the Staff that the Board issue an order notifying

^{1/} Concurrently with the October 22 motion, the Staff filed a "Joint Motion To Approve Stipulation," with a "Joint Stipulation Regarding Settlement of ECNP Proposed Contentions" and a proposed "Order Granting Joint Motion To Approve Stipulation." The Staff noted that Board approval of the Joint Motion would obviate the need to rule on its Motion To Conform Proposed Technical Specifications. Nevertheless, the Staff requested that the Board first rule on the Motion To Conform. Licensee concurs in the Staff's request.

all parties that the proposed Technical Specifications before the Board are revised in accordance with the October 18, 1985 "Amendment of Order." With this understanding, Licensee does not oppose the motion.

Respectfully submitted,

SHAW, PITTMAN, POTTS & TROWBRIDGE

By: Delissa A. Ridgway
George F. Trowbridge, P.C.
Delissa A. Ridgway

Counsel for Licensee

1800 M Street, N.W.
Washington, D.C. 20036
(202) 822-1000

Dated: October 30, 1985

October 30, 1985

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	
)	
METROPOLITAN EDISON COMPANY <u>et al.</u>)	Docket No. 50-320 OLA
)	
(Three Mile Island Nuclear)	
Station, Unit No. 2))	

CERTIFICATE OF SERVICE

I hereby certify that copies of "Licensee's Response To Staff's Motion To Conform Proposed Technical Specifications In Accordance With October 18, 1985 Amendment of Order" were served this 30th day of October, 1985, by deposit in the U.S. mail, first class, postage prepaid, upon the parties listed on the attached Service List.



Delissa A. Ridgway

Dated: October 30, 1985

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)
)
METROPOLITAN EDISON COMPANY et al.) Docket No. 50-320 OLA
)
(Three Mile Island Nuclear)
Station, Unit No. 2))

SERVICE LIST

Administrative Judge Sheldon
J. Wolfe, Chairman
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

Dr. Oscar H. Paris
U.S. Nuclear Regulatory
Commission
Atomic Safety and Licensing
Board Panel
Washington, D.C. 20555

Mr. Frederick J. Shon
U.S. Nuclear Regulatory
Commission
Atomic Safety and Licensing
Board Panel
Washington, D.C. 20555

Stephen H. Lewis, Esquire
Office of the Executive
Legal Director
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

J. H. Johnsrud
Environmental Coalition on
Nuclear Power
433 Orlando Avenue
State College, PA 16801

Karin W. Carter, Esquire
Assistant Attorney General
505 Executive House
P.O. Box 2357
Harrisburg, PA 17120

Docketing and Service Section (3)
Office of the Secretary
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

Atomic Safety and Licensing
Board Panel
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

Atomic Safety and Licensing
Appeal Board Panel
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

William D. Paton
Office of the Executive
Legal Director
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

Lawrence J. Chandler
Special Litigation Counsel
Office of the Executive
Legal Director
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555