

UNITED STATES NUCLEAR REGULATORY COMMISSIONDUKE POWER COMPANYDOCKET NOS. 50-369 AND 50-370NOTICE OF PARTIAL WITHDRAWAL OF APPLICATION FOR
AMENDMENT TO FACILITY OPERATING LICENSE

The U.S. Nuclear Regulatory Commission (the Commission) has granted the request of Duke Power Company (the licensee) to withdraw its past December 14, 1995, application for proposed amendment to Facility Operating License Nos. NPF-9 and NPF-17 for the McGuire Nuclear Station, Unit Nos. 1 and 2, located in Mecklenburg County, North Carolina.

The proposed amendment would have revised (1) the full-load rejection Surveillance Requirement 4.8.1.1.2.e.3, (2) the use of at least one air tank with no compressors for starting the diesel and lowering the maximum tank pressure from 220 psig to 210 psig in Surveillance Requirements 4.8.1.1.2.c and 4.8.1.1.2.d, and (3) diesel fuel oil surveillance testing in TS Section 6.8.4.h.

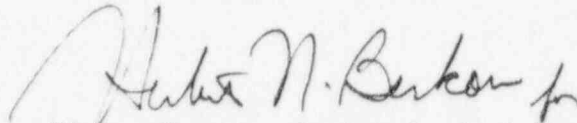
The Commission had previously issued a Notice of Consideration of Issuance of Amendment published in the FEDERAL REGISTER on June 5, 1996 (61 FR 28612). However, by letters, dated May 16 and August 29, 1996, the licensee withdrew the proposed changes.

For further details with respect to this action, see the application for amendment dated December 14, 1995, as supplemented by letters dated May 16 and August 29, 1996, and the licensee's letter dated May 16 and August 29, 1996, which withdrew the proposed changes. The above documents are available for public inspection at the Commission's Public Document Room, the Gelman

Building, 2120 L Street, NW., Washington, DC, and at the local public document room located at the Atkins Library, University of North Carolina (UNCC), North Carolina.

Dated at Rockville, Maryland, this 17th day of October 1996.

FOR THE NUCLEAR REGULATORY COMMISSION

A handwritten signature in dark ink, appearing to read "Victor N. Nerses" with a stylized flourish at the end.

Victor Nerses, Senior Project Manager
Project Directorate II-2
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation