



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

OCT 21 1987

NOTE TO:

Frank J. Miraglia, Jr.
Steven A. Varga
Bruce A. Boger
Richard Starostecki
Lawrence C. Shao
James Richardson
Ashok Thadani
Stephen H. Lewis
Robert A. Capra

FROM:

Joseph D. Neighbors, Project Manager

SUBJECT:

INDIAN POINT 3 STEAM GENERATOR REPLACEMENT PROGRAM

A meeting amongst the addressees of this note has been arranged to discuss NRC's position on whether NYPA should be allowed to perform their S/G replacement for IP-3 under 10 CFR 50.59, as currently proposed by the licensee. The meeting will be held on Thursday, October 22, 1987, in P-422 at 8:00 a.m.

Enclosed are background documents pertaining to the Indian Point 3 steam generator replacement program. Enclosure 1 is a brief summary of the licensee's position on why the replacement can be accomplished under 10 CFR 50.59 (Enclosure 5 provides the licensee's detailed presentation to the NRC in a meeting on July 30, 1987). Enclosure 2 presents a brief summary of the positions taken on this matter by the principal NRC staff organizations. Enclosure 3 is a copy of the memorandum by DEST stating a position recommending review by the staff. Enclosure 4 is a copy of Generic Letter 84-07, "Procedural Guidance for Pipe Replacement at BWRs," which gives guidance for replacing BWR pipes under 10 CFR 50.59 which is comparable to this project.

Joseph D. Neighbors, Project Manager
Project Directorate I-1
Division of Reactor Projects, I/11

Enclosures:
As stated

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PDR FOIA
LAMBERS87-768 PDR

F/1

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JOHN LAMBERSKI

(ADMITTED IN NEW YORK AND NEW JERSEY ONLY)

WRITER'S DIRECT DIAL NUMBER

404-658-8442

November 10, 1987

Mr. Donnie H. Grimsley, Director
Division of Rules and Records
Office of Administration and
Resources Management
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

**FREEDOM OF INFORMATION
ACT REQUEST**

FOIA-87-768
Rec'd 11-16-87

RE: Freedom of Information Act Request

Dear Mr. Grimsley:

I hereby request, pursuant to the federal Freedom of Information Act, 5 U.S.C. §552, as amended, copies of all records (as that term is defined in 10 C.F.R. Part 9) containing the following information:

All information which explains, clarifies or interprets the phrase "unreviewed safety question." This phrase is defined in 10 C.F.R. §50.59(c) with the following language:

(i) if the probability of occurrence or the consequences of an accident or malfunction of equipment important to safety previously evaluated in the safety analysis report may be increased; or
(ii) if a possibility for an accident or malfunction of a different type than any evaluated previously in the safety analysis report may be created; or (iii) if the margin of safety as defined in the basis for any technical specification is reduced.

By way of example, I am especially interested in guidance prepared by the NRC Staff, the Executive Director of Operations or the NRC Office of General Counsel. I am not interested in rulemaking notices from the Federal Register or interpretations contained in inspection reports or notices of violation.

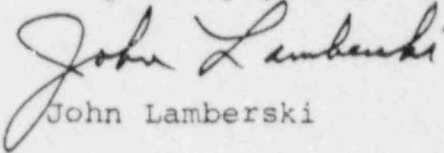
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I am willing to pay the applicable charges for production of the requested records in accordance with 10 C.F.R. Part 9 up to a maximum amount of \$2000.

Should any difficulties arise in interpreting or understanding the above-stated request, I am available to discuss this matter by telephone.

Very truly yours,


John Lamberski

JL/jee