

March 29, 2000

Mr. H. B. Barron
Vice President, McGuire Site
Duke Energy Corporation
12700 Hagers Ferry Road
Huntersville, NC 28078-8985

SUBJECT: WITHDRAWAL OF AN AMENDMENT REQUEST - MCGUIRE NUCLEAR
STATION, UNITS 1 AND 2 (TAC NOS. MA5220 AND MA5221)

Dear Mr. Barron:

By letter dated April 5, 1999, you applied for an amendments to the Facility Operating License Nos. 9 and 17 for the McGuire Nuclear Station, Units 1 and 2. The proposed change would have modified the facility technical specifications pertaining to TS Section 3.7.15 and associated Bases, and Section 4.0, to allow the use of credit for soluble boron in spent fuel pool criticality analyses. The request was based on the NRC-approved Westinghouse Owners Group Topical Report WCAP-14416-NP-A, that provides generic methodology for crediting soluble boron. Subsequently, by letter dated March 23, 2000, you withdrew the amendment request.

The Commission has filed the enclosed Notice of Withdrawal of Application for Amendment to Facility Operating License with the Office of the Federal Register for publication. This closes out TAC Nos. MA5220 and MA5221.

Sincerely,

/RA/

Frank Rinaldi, Project Manager Section 1
Project Directorate II
Division of Licensing Project Management
Office of Nuclear Reactor Regulation

Docket Nos. 50-369/50-370

Enclosure: Notice of Withdrawal

cc w/encl: See next page

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UNITED STATES NUCLEAR REGULATORY COMMISSION

DUKE ENERGY CORPORATION

DOCKET NOS. 50-369 AND 50-370

NOTICE OF WITHDRAWAL OF APPLICATION FOR

AMENDMENT TO FACILITY OPERATING LICENSE

The U.S. Nuclear Regulatory Commission (the Commission) has granted the request of Duke Energy Corporation (the licensee) to withdraw its April 5, 1999, application for proposed amendment to Facility Operating License No. 9 and 17 for the McGuire nuclear Station, Units 1 and 2, located in Mecklenburg County, North Carolina.

The proposed amendment would have revised TS Section 3.7.15 and associated Bases, and Section 4.0, to allow the use of credit for soluble boron in spent fuel pool criticality analyses. The request was based on the NRC-approved Westinghouse Owners Group Topical Report WCAP-14416-NP-A, that provides generic methodology for crediting soluble boron.

The Commission had previously issued a Notice of Consideration of Issuance of Amendment published in the FEDERAL REGISTER on May 19, 1999 (64 FR 27318). However, by letter dated March 23, 2000, the licensee withdrew the proposed change.

For further details with respect to this action, see the application for amendment dated April 5, 1999, and the licensee's letter dated March 23, 2000, which withdrew the application for license amendment. 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 accessible electronically through the ADAMS Public Electronic Reading Room link at the NRC Web site (<http://www.nrc.gov>).

Dated at Rockville, Maryland, this 29th day of March 2000.

FOR THE NUCLEAR REGULATORY COMMISSION

/RA/

Frank Rinaldi, Project Manager, Section 1
Project Directorate II
Division of Licensing Project Management
Office of Nuclear Reactor Regulation

McGuire Nuclear Station

cc:

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