DOCKETED

UNITED STATES OF AMERICA NUCLEAR REGULATORY COMMISSION

'84 FEB 16 A11:13

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

OFFICE OF SECRETARY DOCKETING & SERVICE, BRANCH

In the Matter of

CAROLINA POWER & LIGHT COMPANY
and NORTH CAROLINA EASTERN
MUNICIPAL POWER AGENCY

(Shearon Harris Nuclear Power
Plant, Units 1 and 2)

Docket Nos. 50-400 OL
50-401 OL

CLARIFICATION TO APPLICANTS' MOTION FOR SUMMARY DISPOSITION OF EDDLEMAN CONTENTION 65

On January 18, 1984, Applicants filed a motion for summary disposition of Eddleman 65. That motion and the Affidavit of Roland M. Parsons in support thereof address the base mat, exterior walls and dome of the Harris Unit 1 concrete containment structure. This scope of Eddleman 65, applied by Applicants, is consistent with the language of the contention—which addresses the potential for concrete voids providing a leakage path to the environment for radioactivity. It is also consistent with the scope of Mr. Eddleman's March 21, 1983 discovery requests to Applicants on Eddleman 65.

Applicants' summary disposition motion identifies one instance of honeycombing or voids in the containment base mat, exterior walls and dome. Parsons Affidavit, ¶ 20.

ř,

^{1/} The containment base mat, exterior walls and dome, along with the steel liner plate, limit the release of radioactive fission products to the environment in the event of a loss-of-coolant accident and, in addition, provide biological shielding for both normal and accident conditions. FSAR at 3.8.1-2.

The "Affidavit of Paul R. Bemis in Support of Summary Disposition of Wells Eddleman's Contention 65," which accompanies the "NRC Staff Response in Support of Applicants' Motion for Summary Disposition of Wells Eddleman's Contention 65," February 13, 1984, addresses this instance of honeycombing/voids in the last base mat placement. Bemis Affidavit, ¶ 6. Mr. Bemis proceeds, however, to discuss one other instance of significant honeycombing voids in the containment building. "These [sic] occurred under six pipe penetration sleeves in the primary shield wall on placement 1CB IW26001." Id.

The primary shield wall discussed by Mr. Bemis was not addressed in Applicants' motion because it is an interior structure (around the reactor vessel) in the containment building, and because it is independent of the external containment structure. The main purpose of the primary shield wall is to provide biological shielding inside containment, and not to prevent the uncontrolled leakage of radiation outside containment. Consequently, there is no inconsistency between Applicants and the Staff on the identification of honeycombing/voids in the base mat, exterior walls and dome of the Unit 1 concrete containment structure.

Respectfully submitted,

Thomas A. Baxter, P.C.

SHAW, PITTMAN, POTTS & TROWBRIDGE

1800 M Street, N.W.

Washington, D.C. 20036

(202) 822-1090

Richard E. Jones Samantha Francis Flynn CAROLINA POWER & LIGHT COMPANY P.O. Box 1551 Raleigh, North Carolina 27602 (919) 836-6517

Dated: February 15, 1984

UNITED STATES OF AMERICA NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)		
CAROLINA POWER & LIGHT COMPANY and NORTH CAROLINA EASTERN MUNICIPAL POWER AGENCY	Docket Nos.	50-400 50-401	
(Shearon Harris Nuclear Power Plant, Units 1 and 2)			

CERTIFICATE OF SERVICE

I hereby certify that copies of "Clarification to Applicants' Motion for Summary Disposition of Eddleman Contention 65" were served this 15th day of February, 1984, by deposit in the U.S. mail, first class, postage prepaid, upon the parties identified on the attached Service List.

Thomas A. Baxter, P.C.

UNITED STATES OF AMERICA NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of

CAROLINA POWER & LIGHT COMPANY
and NORTH CAROLINA EASTERN
MUNICIPAL POWER AGENCY

(Shearon Harris Nuclear Power
Plant, Units 1 and 2)

Docket Nos. 50-400 OL
50-401 OL

SERVICE LIST

James L. Kelley, Esquire Atomic Safety and Licensing Board U.S. Nuclear Regulatory Commission Washington, D.C. 20555

Mr. Glenn O. Bright
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Dr. James H. Carpenter
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Charles A. Barth, Esquire Janice E. Moore, Esquire Office of Executive Legal Director U.S. Nuclear Regulatory Commission Washington, D.C. 20555

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

Mr. Daniel F. Read, President CHANGE/ELP 5707 Waycross Street Raleigh, North Carolina 27606 John D. Runkle, Esquire Conservation Council of North Carolina 307 Granville Road Chapel Hill, North Carolina 27514

M. Travis Payne, Esquire Edelstein and Payne P.C. Box 12607 Raleigh, North Carolina 27605

Dr. Richard D. Wilson 729 Hunter Street Apex, North Carolina 27502

Mr. Wells Eddleman 718-A Iredell Street Durham, North Carolina 27705

Richard E. Jones, Esquire Vice President and Senior Counsel Carolina Power & Light Company P.O. Box 1551 Raleigh, North Carolina 27602

Dr. Phyllis Iotchin 108 Bridle Run Chapel Hill, North Carolina 27514

Dr. Linda W. Little Covernor's Waste Management Board 513 Albemarle Building 325 North Salisbury Street Raleigh, North Carolina 27611 Bradley W. Jones, Esquire U.S. Nuclear Regulatory Commission Region II 101 Marrietta Street Atlanta, Georgia 30303

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

Mr. Robert P. Gruber
Executive Director
Public Staff - NCUC
P.O. Box 991
Raleigh, North Carolina 27602