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Nuclear Regulatory Commission
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Office of Administration (mail stop T6-D59)
Reactor Oversight Process Response
Washington, DC 20555-0001

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**re: Request for Public Comment on the First Year of Initial Implementation
of the Reactor Oversight Process**

To all Concerned,

I am addressing your additional request for public input to your specific questions with the overview below.

Now that I have learned that a plant can have multiple "red" performance indicators, and continue to operate, I am convinced that the NRC is unable and unwilling to clearly define when a reactor is unsafe. We were originally led to believe that a single "red" indicator was enough to shut down a plant for repairs.

An NRC spokesman recently told me that there are no longer failing grades. He said that the NRC does not use the term "fail" and that I was just "garbling the discussion" by using that word. He became angry when I repeated the word "fail." A second NRC official confirmed to me that there are no failing grades.

Therefore, for the first time in its history, the NRC has clearly defined safety by deciding that there is no definition of an unsafe reactor. I have repeatedly asked where the line for safety is drawn. The answer given to me is that there are no failing grades.

I can no longer participate in a process that asks for public comment on reactor safety using technical data and informed discussions, when the NRC

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itself can supply no data or discussion defining when a reactor is unsafe and should be shut down.

I suspect that the lessons learned during the first year of implementation was that the utilities needed even more wiggle room. The new regulatory process is a sham. (That addresses the NRC's specific question about public confidence. Has the NRC informed Congress that there are no failing grades?)

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