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**From:** John Grobe *R111*  
**To:** Bruce Boger; William Dean *NRR*  
**Date:** Fri, May 17, 2002 9:30 AM  
**Subject:** Fwd: Point Beach Aux Feed Red Issue

Bruce/Bill,

This issue continues to be one that will receive further discussion.

The way 0305 is written, which is consistent with the enforcement policy, this issue at Point Beach does not fit in the old design issue category since we have concluded that the licensee violated Crit XVI when they failed to resolve this deficiency as recently as 1997 when a condition report was initiated on the safety function of the involved valve. The discretion that was originally in the enforcement policy and is now captured in 0305 was particularly intended for those issues that were latent and could not be found except through extraordinary efforts, e.g., design basis reconstitution. While the licensee was engaged in and found this issue through an equivalent effort, PRA rebuilding, it could have been found and should have been found through effective implementation of the routine corrective action program.

While the SERP concluded that this does not fit the "old design issue" discretion conditions, we have not yet decided that a full 95003 is the right thing to do, along with all the other issues addressed in the action matrix for a Column 4 plant. The licensee was in Column 1 as of the last assessment cycle and has several potential whites in process, most in the mitigating systems area and one in EP.

Anyway, you may want to get a full briefing on this one from Cindy and then we can talk about your thoughts on the case. Jim and Jim have been having discussions about it with Sam and Jon.

Talk later.

Jack

**CC:** Cynthia Carpenter; Geoffrey Grant; Ho Nieh; James Caldwell; Jim Dyer; John Jacobson; Roy Caniano; Steven Reynolds

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