

March 23, 2004

EA-03-208

Mr. William R. Kanda
Vice President - Nuclear, Perry
FirstEnergy Nuclear Operating Company
P. O. Box 97, A210
10 Center Road
Perry, OH 44081

SUBJECT: SUMMARY OF THE MARCH 2, 2004, CLOSED PREDECISIONAL
ENFORCEMENT CONFERENCE TO DISCUSS NRC OFFICE OF
INVESTIGATIONS REPORT NO. 3-2002-031

Dear Mr. Kanda:

This refers to the closed predecisional enforcement conference held on March 2, 2004, at the Nuclear Regulatory Commission (NRC) Region III Office, Lisle, Illinois. The meeting was between the NRC and FirstEnergy Nuclear Operating Company (FENOC) to discuss an apparent willful violation of the Perry Nuclear Power Plant Technical Specification requiring preapproval of overtime to be worked in excess of 72 hours in a seven-day period. The licensee presented a summary of the causes for the apparent violation and their corrective actions. The meeting was closed to the public due to the need to discuss sensitive personnel issues, and as such, the presentation material used by your staff is not being included in this summary. A list of principal NRC and FENOC meeting attendees is attached as an enclosure to this letter.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room).

Should you have questions concerning this meeting, please contact me at (630) 829-9726.

Sincerely,

/RA/

David Hills, Chief
Mechanical Engineering Branch
Division of Reactor Safety

Docket No. 50-440
License No. NPF-58

Enclosure: As stated

See Attached Distribution

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*See Previous Concurrence

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W. Kanda

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cc w/encl: G. Leidich, President - FENOC
J. Hagan, Senior Vice President Engineering
and Services, FENOC
W. O'Malley, Director, Maintenance Department
V. Higaki, Manager, Regulatory Affairs
J. Messina, Director, Nuclear
Services Department
T. Lentz, Director, Nuclear
Engineering Department
T. Rausch, Plant Manager,
Nuclear Power Plant Department
M. O'Reilly, Attorney, First Energy
Public Utilities Commission of Ohio
Ohio State Liaison Officer
R. Owen, Ohio Department of Health

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Public Utilities Commission of Ohio
Ohio State Liaison Officer
R. Owen, Ohio Department of Health

ADAMS Distribution:

F. Congel (FJC), OE
J. Dixon-Herrity, OE
D. Dambly (DCD), OGC
S. Lewis, OGC
G. Caputo, OI
AJM
DFT
SPS1
RidsNrrDipmlipb
GEG
HBC
RJP
C. Pederson, DRS
C. Weil, RIII
R. Paul, OI:RIII
W. Franz, OI:RIII
DRPIII
DRSIII
PLB1
JRK1

Meeting Participants

NRC

G. Grant, Deputy Regional Administrator
R. Caniano, Deputy Director, Division of Reactor Safety
D. Hills, Chief, Mechanical Engineering Branch
M. Ring, Chief, Reactor Projects Branch 1
B. Clayton, Team Leader, Enforcement and Investigation Coordination Staff
C. Weil, Enforcement and Investigation Coordination Staff
R. Paul, Office of Investigations
W. Franz, Office of Investigations
J. Dixon-Herrity, Office of Enforcement
S. Lewis, Office of General Counsel
P. Loughheed, Reactor Engineer

FirstEnergy Nuclear Operating Company

G. Leidich, President and Chief Nuclear Officer, FENOC
W. Kanda, Vice President, Perry Nuclear Power Plant
J. Messina, Director, Perry Nuclear Services
V. Higaki, Manager, Perry Regulatory Affairs
G. Chasko, Perry Operations Staff
T. Henderson, Perry Regulatory Affairs Staff
G. Pawlik, Pawlik Investigative Associates
B. Baer, Morgan Lewis

Enclosure