

April 25, 2005

Mr. David L. Wilson  
Vice President for Nuclear Assessment  
Nuclear Management Company, LLC  
700 First Street  
Hudson, WI 54016

SUBJECT: NRC OFFICE OF INVESTIGATIONS REPORT NO. 3-2004-015

Dear Mr. Wilson:

This letter refers to an investigation conducted by the U.S. Nuclear Regulatory Commission (NRC), Office of Investigations (OI) to determine if a shift manager at Point Beach Nuclear Plant willfully failed to declare an accumulator inoperable, and whether a senior manager willfully directed the shift manager not to declare the accumulator inoperable. Based on the evidence developed during the investigation, we did not substantiate these issues. The synopsis from the OI report of investigation is enclosed.

If you have any questions or comments regarding this matter, please contact James Heller or Paul Pelke of the NRC Region III staff at telephone number (630) 829-9500.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter, its enclosure, and your response, if any, 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). The NRC's document system is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room).

You should note that final NRC documents, including the final OI report, may be made available to the public under the Freedom of Information Act (FOIA) subject to redaction of information pursuant to the FOIA. Requests under the FOIA should be made in accordance with 10 CFR 9.23, Request for Records. The instructions for making a request for information under the FOIA are accessible at <http://www.nrc.gov/reading-rm/foia/foia-request.html>.

Sincerely,

*/RA/*

Mark A. Satorius, Director  
Division of Reactor Projects

Enclosure: OI Synopsis

cc w/enclosure: AMS File No. RIII-04-A-0051

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Vice President for Nuclear Assessment  
Nuclear Management Company, LLC  
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DATE	04/11/05		04/11/05		04/12/05		04/21/05		04/22/05		04/25/05	

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\*\* For permission to release the OI synopsis.

## OI Synopsis

This investigation was initiated on May 24, 2004, by the U.S. Nuclear Regulatory Commission, Office of Investigations, Region III, to determine if a Shift Manager at the Point Beach Nuclear Plant willfully failed to declare the accumulator inoperable, and whether a senior manager willfully directed the Shift Manager not to declare the accumulator inoperable.

Based on the evidence developed, this investigation did not substantiate the allegation that the Shift Manager at the Point Beach Nuclear Plant willfully failed to declare the accumulator inoperable, in violation of technical specifications.

Based on the evidence developed, this investigation also did not substantiate the allegation that a senior manager willfully directed the Shift Manager not to declare the accumulator inoperable.