

January 13, 2006

Mr. John Herron
Senior Vice-President and Chief Operating Officer
Entergy Nuclear Operations, Incorporated
440 Hamilton Avenue
White Plains, NY 10601

RI-2004-A-0187

Subject: NRC Office of Investigation Report 1-2005-001

Dear Mr. Herron:

The Region I Field Office of the NRC Office of Investigations (OI) initiated an investigation (Case No. 1-2005-001) on January 7, 2004, to determine if a deliberate violation of NRC requirements occurred by the issuance of dosimetry to several members of the Entergy Board of Directors without fulfilling the procedural requirements of Indian Point 3 Station Procedure 0-RP-DOS-602, Rev. 0, for issuing dosimetry prior to entry into the radiologically controlled area (RCA).

During the investigation, OI found that the procedure-in-question had a specific condition stating that procedure steps leading to and including issuance of dosimetry did not have to be completed in any particular order. OI also found that all Entergy Board Members who entered the RCA provided radiological dose history information to the Radiological Protection group shortly after their tour completed, and before a related corrective action document was initiated. Although OI determined that dose history information is normally gathered in advance of granting RCA access, OI concluded that Entergy procedure 0-RP-DOS-602, Rev. 0, clearly did not require such documentation in advance. OI also found that all who entered the RCA, entered with dosimetry, and without delay completed the appropriate dose history information documentation for the entry.

Based on the evidence developed during this investigation, OI could not substantiate that a deliberate violation of NRC requirements and Indian Point 3 Station Procedure 0-RP-DOS-602, Rev. 0, occurred in this instance regarding the issuance of dosimetry prior to entry into the RCA.

Please note that final NRC documents, such as the OI report described above, may be made available to the public under the Freedom of Information Act (FOIA) subject to redaction of information appropriate under the FOIA. Requests under the FOIA should be made in accordance with 10 CFR 9.23, Requests for Records, a copy of which is enclosed for your information.

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Also, 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). 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 any questions regarding this letter, please feel free to contact Mr. B. McDermott of my staff at (610) 337-5233.

Sincerely,

/RA/

Brian E. Holian, Director
Division of Reactor Projects

Enclosure:
10 CFR 9.23, Requests for Records

Mr. John Herron

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