

OE-D12

From: Leigh Trocine <sup>OE</sup>  
To: Gary Sanborn; Russell Gibbs <sup>RIV</sup> <sup>NRR/ADRO</sup>  
Date: Thu, Feb 24, 2005 8:29 AM  
Subject: Re: ??s EA-04-131 Cooper

OE

[Redacted]

EX5

>>> Gary Sanborn 02/24/05 08:21AM >>> <sup>RIV</sup>  
Thanks, Leigh - I agree with the revised strategy form .... however, in your e-mail (below) did you mean to say that we did not need to re-caucus?

dup

>>> Leigh Trocine 02/23/2005 10:35:07 AM >>> <sup>OE</sup>  
Thanks for the feedback Gary and Russ.

[Redacted]

EX5

I've also attached a draft strategy form update FYI. The changes are highlighted in yellow. They provide clarification and document the process change. Please let me know if you have any questions comments or concerns.

Thanks a gain for all of your patience.

Leigh

>>> Gary Sanborn 02/23/05 08:15AM >>> <sup>RIV</sup>

[Redacted]

Gary

EX5

dup

>>> Leigh Trocine 02/22/2005 5:24:42 PM >>> <sup>OE</sup>

[Redacted]

EX5

Section IV.5.a, "Violations Associated with Findings of Very Low Safety Significance," of the Enforcement Policy states:

"Violations associated with findings that the SDP evaluates as having very low safety significance (i.e., green) will normally be described in inspection reports as Non-Cited Violations (NCVs). The finding will be categorized by the assessment process within the licensee response band. However, a Notice of Violation (NOV) will be issued if the issue meets one of the three applicable exceptions in Section VI.A.1. ..."

Section VI (DISPOSITION OF VIOLATIONS).A (Non-Cited Violations).1 (Power Reactor Licensees) of the Enforcement Policy further states in part:

"Severity Level IV violations and violations associated with green SDP findings are normally dispositioned as NCVs. ... Any one of the following circumstances will result in consideration of an NOV requiring a formal written response from a licensee."

DD-22

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FOIA-2006-0007

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7/5

a. The licensee failed to restore compliance within a reasonable time after a violation was identified.

b. The licensee did not place the violation into a corrective action program to address recurrence.

c. The violation is repetitive as a result of inadequate corrective action, and was identified by the NRC. NOTE: This exception does not apply to violations associated with green SDP findings."



E45

Your help on this matter would be greatly appreciated.

Leigh

>>> Russell Gibbs 02/22/05 03:40PM >>> NRR/ADRO



E45

Russell

dup

>>> Leigh Trocine 02/22/05 03:36PM >>> OE



E45

CC: Doug Starkey; Lois James; Michael Vasquez; Rani Franovich; Timothy Frye