

November 10, 2005

Mr. Tony Martig
U.S. Environmental Protection Agency, Region 5
Toxics Program Section
77 W. Jackson Blvd. (DT-8J)
Chicago, IL 60604

**Re: Consumers Energy Company – Big Rock Point Containment Shell Dismantlement –
Notification of Inadvertent Torch Cut of Containment Shell Piece**

Dear Mr. Martig,

Consumers Energy Company is providing notification of a deviation in the provisions contained in the March 21, 2005, letter granting TSCA approval under 40 CFR 761.62(c) for dismantlement of the Containment shell. This notification is made in accordance with Conditions of Approval (General Item 3) contained in the March 21, 2005, letter.

On November 9, 2005, at approximately 1500 hours, a contract laborer inadvertently torch cut a containment shell piece without prior removal of paint along the exterior cut line. The containment piece originated from the equipment lock and was partially coated with silver-colored paint known to contain PCBs above the 50 ppm limit. The containment subsections have been labeled and placed in the designated location for containment sections coated with paint above the 50 ppm PCB limit. A condition report, C-BRP-05-0234, was generated immediately to document this occurrence and address corrective actions to prevent recurrence; a copy of this condition report is attached.

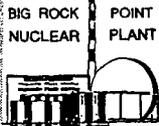
Please contact Tracy Goble (231-547-8389) should you have any questions regarding this notification.

Sincerely,

KE Pallagi - For KM Haas

Kurt M. Haas
Site General Manager
Big Rock Point Restoration Project

cc: KE Pallagi, Big Rock Point
TA Goble, Big Rock Point
WJ Wilson, Consumers Energy
JP Dickey, Consumers Energy
Amy Merricle, Michigan Department of Environmental Quality
USNRC NMSS Project Manager
USNRC Region III Decommissioning Inspector – Big Rock Point



CONDITION REPORT (INITIATION)

740/73*20*03/L

C-BRP-05-0234

TITLE PCB Painted Sphere Pieces Inadvertently Torch Cut

Discovery Date and Time 11/9/05 ~ 1500

Date of Occurrence if different from Discovery Date _____ Job/System _____

EVENT INFORMATION (IF APPROPRIATE ATTACH ADDITIONAL SHEETS/NOTES/STATEMENTS, ETC.)

DESCRIPTION OF INCIDENT OR ISSUE: (WHAT OCCURRED OR WHAT IS THE ISSUE)

While sizing pieces 75 & 76 of the sphere, a worker inadvertently torch cut through PCB painted material. The previous day, another crew had marked and scabbled cut lines for both segregating the PCB areas and sizing the PCB pieces on one side of the pieces. The crew intended to segregate the PCB material and move the two pieces to the north lay down area prior to sizing. Some of the cut lines were marked "Do Not Cut" and designated the area that contained PCB paint on the outside of the piece. The areas within the lines marked "Do Not Cut" included other cut lines for sizing that were not marked.

The following day, completion of the work was assigned to a different crew. There was no turnover between the two crews. The worker was instructed to cut all lines not marked "Do Not Cut". The position of the pieces was such that worker could not see that some of lines he was cutting traversed the areas of PCB paint on the underside of the pieces.

APPARENT CAUSE:

The work group assigned to perform a job was changed prior to completion. The turnover and communication of the status of the work was inadequate.

IMMEDIATE ACTION(S) TAKEN: Stopped work on PCB pieces. Notified RPEES and plant management.

WORK ORDER/REQUEST/INSTRUCTION NUMBER USED TO CORRECT CONDITION: _____

RECOMMENDATION(S) (Operability and/or Corrective Action)

REFERENCES

Initiator Kevin Overly

Date 11/10/05

Time 1100

INITIATOR

SGM (or designate):	TS Operability applicable? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If YES, equipment operable? <input type="checkbox"/> Yes <input type="checkbox"/> No If NO, equipment functional? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A Immediately Reportable: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Equipment Identified? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Method _____ _____
SGM (or designate):	Reportable to NRC? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Part 50 <i>after notification to EPA</i> <input type="checkbox"/> Part 72 1 Hr <input type="checkbox"/> 4 Hr <input checked="" type="checkbox"/> 24 Hr <input type="checkbox"/> 8Hr <input type="checkbox"/> 60d <input type="checkbox"/> Other <input type="checkbox"/>	Nonconforming Material? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No 10CFR21 Evaluation? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No SGM (or designate): <i>Yella</i> Date <i>11-10-05</i>
Review/ Approval	Significance Level: <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> 4 Radiological Incident? <input type="checkbox"/> Yes <input type="checkbox"/> No Industrial Safety? <input type="checkbox"/> Yes <input type="checkbox"/> No Comments: _____ _____	
	Assigned to: _____ Due Date: _____ Comments: _____ _____ _____ SGM (or designate): _____ Date: _____	
EVALUATOR	Evaluator: _____ Date: _____ CE Supervisor: _____ Date: _____	
CLOSEOUT	SGM (or designate): _____ Date: _____	

INSTRUCTIONS FOR COMPLETING CONDITION REPORT

INFORMATION	PURPOSE	COMPLETED BY
Title	Provide a short description for use in computerized reports, time identified and date.	Initiator
Description of Occurrence or Condition	Provide a clear description of the issue. Provide specific details of the occurrence such as equipment number, status of the plant or system, and/or copies of relevant documents. If able, answer these questions: what occurred or what is the issue, who was involved, when did it occur, where did it occur, how did it occur. Attach pictures, drawings or sketches.	Initiator
Immediate Actions Taken	Provide details of immediate actions taken to address the issue.	Initiator
Recommendations	Provide recommendations that may correct the issue or prevent the issue from recurring.	Initiator
References	Provide references that apply to the issue and, if a Work Request is generated, write the Work Request Number here.	Initiator
Operability	Determine if the immediate actions taken were appropriate. If no immediate actions were taken, determine if any are needed.	SGM (or designate)
Reportability	Determine reportability requirements. Determine nonconforming material status and if 10CFR21 Evaluation is necessary.	SGM (or designate)
Review/Approval	Determine significance level of the CR, determine if the issue is a Radiological Incident, determine due date, assign an evaluator or team, review if the issue is a recurring problem, and review for tampering and/or sabotage and notify Security if appropriate, sign and enter the CR in the Corrective Action Logbook.	SGM (or designate)
Evaluator	Evaluates the Condition Report issue per the guidance provided in the CA Handbook.	Evaluator
	Reviews and approves completed actions.	Supervisor
Closeout Review	Ensures corrective actions are completed, completes Closeout Administrative Review and updates the Corrective Action Log Book.	SGM (or designate)

Containment Shell Sizing Process Control Improvements
11/10/2005

As a result of the inadvertent torch cutting of the silver PCB paint, the following actions will be incorporated:

No work will begin on ring 2 until all sections that contain PCB paint have been identified by their number. Once identified, the cut lines will be clearly marked for these sections on the exterior of the shell section and labeled 'PCB'. Each section that contains PCB material will have a drawing made up with dimensions outlining the location of the PCB material.

Once this is completed, the work on ring 2 can restart.

Prior to cutting out a section that contains PCBs, the following people will be notified:

An Environmental rep., Kevin Overly, PMC rep. and Stu Powrie. These people will give approval for section to be removed. This will be documented on the drawing sheet for that particular section.

Kevin Overly will oversee the removal activity.

These sections will be placed in the North end PCB area for separating out the PCB radwaste material.

The drawings will be used to mark the cut lines on the interior side of each section. The interior side will be clearly marked as to the PCB areas. If torch cutting will be utilized, scabbling of the interior coatings will be performed at this time. Stu will be responsible for this activity.

The section will be turned over and set so the exterior is facing up. During this process, Kevin Overly will ensure the cut lines match up.

Prior to cutting, a brief will be performed with Env. Rep, Kevin Overly, Stu Powrie, PMC rep., and Safety. This will be documented by signing the drawing page for that particular piece. Upon the above peoples' concurrence, the cutting process can begin from the exterior side.

Kevin Overly will be present during the cutting process to ensure lines are followed.

Once cutting is complete, pieces will be dispositioned in accordance with the plan.

Prior to work commencing on Ring 1 the same activities will be performed.