

EDO Principal Correspondence Control

FROM: DUE: 09/12/07

EDO CONTROL: G20070585
DOC DT: 08/20/07
FINAL REPLY:

Robert H. Leyse
Sun Valley, Idaho

TO:

Chairman Klein

FOR SIGNATURE OF :

** GRN **

CRC NO: 07-0553

Dyer, NRR

DESC:

NRC's Reactor Oversight Program

ROUTING:

Reyes
Virgilio
Kane
Ash
Ordaz
Burns
Carpenter, OE
Caldwell, RIII
Brenner, OPA
Cyr, OGC

DATE: 08/21/07

ASSIGNED TO:

NRR

CONTACT:

Dyer

SPECIAL INSTRUCTIONS OR REMARKS:

Coordinate with OPA and OE, as appropriate.

OFFICE OF THE SECRETARY
CORRESPONDENCE CONTROL TICKET

Date Printed: Aug 21, 2007 09:22

PAPER NUMBER: LTR-07-0553 **LOGGING DATE:** 08/20/2007
ACTION OFFICE: EDO / OPA
↑
AUTHOR: Mr. Robert Leyse
AFFILIATION: ID
ADDRESSEE: CHRM Dale Klein
SUBJECT: Concerns NRC Press Release -- NRC Issues Order to First Energy Regarding Information Relevant to Regulatory Activities, dated August 15, 2007
ACTION: Direct Reply
DISTRIBUTION: RF, SECY to Ack.
LETTER DATE: 08/20/2007
ACKNOWLEDGED: No
SPECIAL HANDLING: Immediate release to the public via EDO/SECYDPC.
NOTES:
FILE LOCATION: ADAMS
DATE DUE: 09/12/2007 **DATE SIGNED:**

EDO --G20070585

CHAIRMAN - Very confusing

From: "Jleyse" <jleyse@cox.net>
To: <chairman@nrc.gov>
Date: 08/20/2007 12:03 PM
Subject: Very confusing
CC: <opa@nrc.gov>, <bobleyse@aol.com>

No. 07-102

August 15, 2007

**NRC ISSUES ORDER TO FIRST ENERGY REGARDING
INFORMATION RELEVANT TO REGULATORY ACTIVITIES**

I must say, this press release is very confusing. Is that "Exponent" report available to the public, and if not, why not? And if it is available, why do you not make it easily available? And how about all of the PWRs that have replaced their vessel heads that likely would not have done do to this day if the Davis-Besse experience had not come to light? Is the NRC certain that these other units do not have files of upper-head activities that have information relevant to regulatory activities that the NRC has not seen or heard of?

As I look over the scene of over 100 operating power reactors in the USA, there is a lot of stuff out there that must be relevant to NRC's regulatory activities but never gets to the stage of this Davis-Besse stuff. For example,

<http://www.energy-northwest.com/downloads/Main%Condenser.pdf>

was never submitted to the NRC by Energy Northwest and NRC has never bugged Energy Northwest for not providing any related Information Relevant to regulatory Activities.

And there are certainly many other examples out there. Has the NRC any information on what went on between Entergy and its vendors and/or insurance company after the massive fuel crudding at River Bend cycle 8 (as well as cycle 11)?

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Mail Envelope Properties (46C9BB27.395 : 10 : 9109)

Subject: Very confusing
Creation Date Mon, Aug 20, 2007 12:02 PM
From: "Jleyse" <jleyse@cox.net>

Created By: jleyse@cox.net

Recipients

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Files	Size	Date & Time
MESSAGE	1611	Monday, August 20, 2007 12:02 PM
TEXT.htm	4070	
Mime.822	7803	

Options

Expiration Date: None
Priority: Standard
ReplyRequested: No
Return Notification: None

Concealed Subject: No
Security: Standard

Junk Mail Handling Evaluation Results

Message is eligible for Junk Mail handling
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Junk Mail settings when this message was delivered

Junk Mail handling disabled by User
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Junk List is not enabled
Junk Mail using personal address books is not enabled
Block List is not enabled



NRC NEWS

U.S. NUCLEAR REGULATORY COMMISSION

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No. 07-102

August 15, 2007

NRC ISSUES ORDER TO FIRSTENERGY REGARDING INFORMATION RELEVANT TO REGULATORY ACTIVITIES

The Nuclear Regulatory Commission has issued a Confirmatory Order to FirstEnergy Nuclear Operating Company (FENOC), regarding the company's actions to ensure the prompt sharing of information of potential regulatory interest to the agency.

The Order is based on commitments FENOC made following the NRC's Demand for Information earlier this year. The demand dealt with documents and analyses the company commissioned for non-regulatory purposes, along with delays between FENOC's receipt of the information and its subsequent submittal to the agency. The analyses include the "Exponent Report," which discussed corrosion that severely weakened the Davis-Besse reactor vessel's head in 2002. The report provided conclusions that could have affected NRC-required activities at U.S. commercial reactors.

The Order requires FENOC to take several actions, including:

- Train selected employees by Nov. 30 to recognize and communicate information that could have a regulatory impact;
- Use an outside consultant to review FENOC staff's sensitivity to potentially important information in January 2008 and 2009, reporting the results and any follow-on actions to the NRC, and;
- Develop a formal review procedure for technical reports created for non-regulatory uses, to ensure recognition of the reports' possible regulatory impacts.

The Order will be published shortly in the *Federal Register* and will be available on the NRC's Web site at <http://www.nrc.gov/reading-rm/doc-collections/enforcement/actions/reactors/>. Anyone adversely affected by the Order, other than FENOC, may request a hearing within 20 days of publication. Any request for a hearing must be submitted to the Secretary, U.S. Nuclear Regulatory Commission, ATTN: Chief, Rulemakings and Adjudications Staff, Washington, DC, 20555. Copies of the hearing request must also be sent to the Director, Office of Enforcement and the Assistant General Counsel for Materials Litigation and Enforcement at the same address, to the Regional Administrator for NRC Region III, 801 Warrenville Road, Lisle, IL, 60532-4351, and to FENOC. Hearing requests may also be faxed to 301-415-1101 or e-mailed to hearingdocket@nrc.gov and to OGCMailCenter@nrc.gov.

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