



**UNITED STATES
NUCLEAR REGULATORY COMMISSION**

REGION II
SAM NUNN ATLANTA FEDERAL CENTER
61 FORSYTH STREET, SW, SUITE 23T85
ATLANTA, GEORGIA 30303-8931

September 28, 2007

EA-07-220

Florida Power and Light Company
ATTN: Mr. J. A. Stall, Senior Vice President
Nuclear and Chief Nuclear Officer
P. O. Box 14000
Juno Beach, FL 33408-0420

**SUBJECT: ST. LUCIE NUCLEAR PLANT: ALLEGED FAILURE TO REPORT AN ARREST
BY A FLORIDA POWER AND LIGHT (FP&L) CONTRACTOR AT ST. LUCIE
NUCLEAR PLANT (OFFICE OF INVESTIGATIONS CASE NUMBER 2-2007-006)**

Dear Mr. Stall:

Enclosed for your information is the synopsis of the Nuclear Regulatory Commission (NRC) Office of Investigations (OI) completed report regarding alleged failure to report an arrest by a contractor at the St. Lucie Nuclear Plant.

OI substantiated that a former contractor at FP&L willfully failed to report an arrest to FP&L, in violation of licensee procedures. Because it was concluded that FP&L did not violate procedures and had no knowledge of the arrest before it was reported, no enforcement action is being taken against FP&L. However, it was noted during OI interviews that a number of employees with unescorted access at the St. Lucie Nuclear Plant, indicated that they too were unaware of a requirement to report an arrest to FP&L. It is a fundamental tenet of the Access Authorization program that badged employees understand and adhere to these requirements. The NRC will follow-up on this issue as part of the security baseline inspection. With this exception, we plan no further action with regard to this matter. Should you have any questions concerning this letter, please contact us.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter and its enclosure 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

FP&L

2

(ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room).

Sincerely,

/RA/

Steven J. Vias, Chief
Reactor Projects Branch 3
Division of Reactor Projects

Docket Nos.: 50-335 and 50-389
License Nos: DPR-67 and NPF-16

Enclosure: Investigative Synopsis, OI Case No. 2-2007-006

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ADAMS: X Yes ACCESSION NUMBER:

OFFICE	RII:DRP	RII:EICS	RII:EICS	RII:DRS			
SIGNATURE	SON	SJV	CFE	JTM			
NAME	SNinh	SVias	CEvans	JMunday			
DATE	09/25/2007	09/28/2007	09/27/2007	09/26/2007		October 1, 2007	October 1, 2007
E-MAIL COPY?	YES NO	YES NO	YES NO	YES NO	YES NO	YES NO	YES NO

OFFICIAL RECORD COPY DOCUMENT NAME: C:\FileNet\ML072710477.wpd

SYNOPSIS

This investigation was initiated on November 1, 2006, by the U.S. Nuclear Regulatory Commission (NRC), Office of Investigations (OI), Region II (RII), to determine whether a Florida Power and Light (FP&L) contractor willfully failed to report an arrest to the licensee as required by licensee procedures.

Based upon the evidence developed during this investigation, OI substantiated that a former contractor at Florida Power and Light (FP&L) willfully failed to report an arrest to the licensee, in violation of licensee procedures.

Approved for release on 9/12/07 - SES

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FIELD OFFICE DIRECTOR, OFFICE OF INVESTIGATIONS, REGION II~~**

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Case No. 2-2007-006