

May 19, 2009

Mr. Richard Wittmeier, Senior Vice President
Nuclear Quality
GE Hitachi Nuclear Energy
P.O. Box 780 M/C A-10
3901 Castle Hayne Road
Wilmington, NC 28402

SUBJECT: GE HITACHI NUCLEAR ENERGY RESPONSE TO NRC INSPECTION REPORT
99900003/2009-201, NOTICE OF VIOLATION AND NOTICE OF
NONCONFORMANCE

Dear Mr. Wittmeier:

Thank you for your letters dated April 9, 2009, in response to the Notice of Violation (NOV) and Notice of Nonconformance (NON) that were discussed in the U.S. Nuclear Regulatory Commission (NRC) Inspection Report dated March 13, 2009.

We have reviewed your letters and find them responsive to the NOV and NON documented in Inspection Report 99900003/2009-201. We have no further questions or comments at this time and may review the implementation of your corrective actions during a future NRC staff inspection to determine that full compliance has been achieved and will be maintained.

It should be noted that in your response to the NOV, you stated that the violation is not contested however, GE Hitachi believes the corrective actions represent an improvement to its program, and your program met the requirements of 10 CFR Part 21 prior to these changes.

As described at the exit meeting, and subsequently supported by NRC management review of the NOV and Inspection Report, the point of discovery for a deviation is when it is first formally documented.

Please contact Mr. Victor Hall at (301) 415-2915 or via electronic mail at Victor.Hall@nrc.gov, if you have any questions or need assistance regarding this matter.

Sincerely,

/RA/

Anne T. Boland, Acting Director
Division of Engineering
Office of Nuclear Reactor Regulation

Docket No. 999-00003

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