

April 14, 2010

EA-10-017

Mr. Mark A. Schimmel
Site Vice President
Prairie Island Nuclear Generating Plant
Northern States Power Company, Minnesota
1717 Wakonade Drive East
Welch, MN 55089

SUBJECT: NRC OFFICE OF INVESTIGATIONS REPORT NO. 3-2009-027

Dear Mr. Schimmel:

This letter refers to an investigation conducted by the U.S. Nuclear Regulatory Commission (NRC), Office of Investigations (OI) to determine whether a supervisor and a staff member deliberately violated regulatory requirements and plant procedures by failing to report an incident on April 16, 2009. Based on the evidence developed, we did not substantiate the allegations.

If you have any questions or comments regarding this matter, please contact James Heller, Paul Pelke, or Magdalena Gryglak of the NRC Region III staff at telephone number (630) 829-9500.

In accordance with Title 10 of the Code of Federal Regulations (10 CFR) 2.390 of the NRC's "Rules of Practice," a copy of this letter, and your response, if any, will be available electronically for public inspection in the NRC Public Document Room or from the NRC's Agencywide Documents Access and Management System (ADAMS), accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room).

You should note that final NRC documents, including the final OI report, may be made available to the public under the Freedom of Information Act (FOIA) subject to redaction of information pursuant to the FOIA. Requests under the FOIA should be made in accordance with 10 CFR 9.23, Request

M. Schimmel

-2-

for Records. The instructions for making a request for information under the FOIA are accessible at <http://www.nrc.gov/reading-rm/foia/foia-request.html>.

Sincerely,

/RA/

Anne T. Boland, Director
Division of Reactor Safety

Docket Nos. 50-282; 50-306
License Nos. DPR-42; DPR-60

cc: OEMAIL

M. Schimmel

-2-

for Records. The instructions for making a request for information under the FOIA are accessible at <http://www.nrc.gov/reading-rm/foia/foia-request.html>.

Sincerely,

/RA/

Anne T. Boland, Director
Division of Reactor Safety

Docket Nos. 50-282; 50-306
License Nos. DPR-42; DPR-60

cc: OEMAIL

bcc: AMS File No. RIII-09-A-0059

EXPRESS MAIL

DOCUMENT NAME: G:\EICS\ALLEGATIONS\AMS-LTRS\09 AMS\090059 Prairie Island\090059.OI
report closeout letter to licensee.doc

OFFICE	RIII	RIII	RIII	RIII	RIII
NAME	Pelke	Lerch for Giessner	Duncan	Orth	Boland
DATE	04/09/10	04/12/10	04/12/10	04/13/10	04/14/10

OFFICIAL RECORD COPY