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November 4, 2010

EA 2010-227

Mr. David A. Heacock
President and Chief Nuclear Officer
Dominion Resources
5000 Dominion Blvd.
Glen Allen, VA 23060-6711

SUBJECT: MILLSTONE POWER STATION - NRC INSPECTION REPORT 05000336 &
423/2010011 AND NOTICE OF VIOLATION

Dear Mr. Heacock:

On September 22, 2010, the U.S. Nuclear Regulatory Commission (NRC) completed a team inspection of your Millstone Power Station Units 2 and 3. The initial results of these inspections were discussed on August 5, 2010, with Mr. A. J. Jordan and other members of your staff. Following additional in-office and on-site inspection and reviews, an exit meeting was conducted by telephone with Mr. A. J. Jordan and other members of your staff on September 22, 2010.

The inspection examined activities conducted under 10 CFR 50.54 (hh) and your License Condition 2.C.10 relative to the implementation of B.5.b mitigating strategies. The inspection involved examination of selected procedures and records, observation of activities, and interviews with station personnel.

This report documents one NRC-identified finding of very low safety significance (Green) for Unit 3. This finding was determined to involve a violation of NRC requirements. The violation is cited in the enclosed Notice of Violation (Notice) and the circumstances surrounding it are described in detail in the subject inspection report. This violation is being cited, in accordance with Section 2.3.2.a.2, of the NRC Enforcement Policy, because of Dominion's failure to restore compliance with License Condition 2.C.(10) (i.e. develop a valid verifiable strategy) within a reasonable period of time after a previous non-cited violation was identified in Inspection Report 05000423/2008007, issued on October 3, 2008, for this issue. The current Enforcement Policy is included on the NRC's Web site at <http://www.nrc.gov/about-nrc/regulatory/enforcement/enforce-pol.html>.

You are required to respond to this letter and should follow the instructions specified in the enclosed Notice of Violation when preparing your response. As of the date of this letter, compliance has not been restored and the required response should address your plan and schedule for restoring compliance. The NRC will use your response, in part, to determine whether further enforcement action is necessary to ensure compliance with regulatory

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requirements. In addition, if you disagree with the characterization of any finding in this report, you should provide a response within 30 days of the date of this inspection report, with the basis for your disagreement, to the Regional Administrator, Region I, and the Senior Resident Inspector at Millstone. The information you provide will be considered in accordance with Inspection Manual Chapter 0305.

In accordance with 10 CFR 2.390 of the NRC "Rules of Practice," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room and from the Publicly Available Records System (PARS) component of the NRC Agency-wide 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). However, because of the sensitive information contained in the enclosure, and in accordance with 10 CFR 2.390, a copy of this letter's enclosures will not be available for public inspection.

Sincerely,

/RA/

John F. Rogge, Chief
Engineering Branch 3
Division of Reactor Safety

Docket Nos: 50-336, 50-423
License Nos: DPR-65, NPF-49

Enclosures: 1) Notice of Violation
2) Inspection Report 05000336/2010011; 05000423/2010011
w/Attachment: Supplemental Information

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