

EDO Principal Correspondence Control

FROM: DUE: / / EDO CONTROL: G20100756
DOC DT: 12/15/10
FINAL REPLY:

Tom Gurdziel
Oswego, New York

TO:

Chairman Jaczko

FOR SIGNATURE OF : ** GRN ** CRC NO: 10-0546

DESC:

Regulatory Areas Needing Attention
(EDATS: SECY-2010-0630)

ROUTING:

Borchardt
Weber
Virgilio
Ash
Muessle
OGC/GC
Zimmerman, OE
Dean, RI
Reyes, RII
Satorius, RIII
Collins, RIV
Burns, OGC
Bowman, OEDO

DATE: 12/29/10

ASSIGNED TO: CONTACT:
NRR Leeds

SPECIAL INSTRUCTIONS OR REMARKS:

For Appropriate Action.

Template: SECY-017

E-RIDS: SECY-01

EDATS Number: SECY-2010-0630

Source: SECY

General Information

Assigned To: NRR

OEDO Due Date: NONE

Other Assignees:

SECY Due Date: NONE

Subject: Regulatory Areas Needing Attention

Description:

CC Routing: OE; RegionI; RegionII; RegionIII; RegionIV

ADAMS Accession Numbers - Incoming: NONE

Response/Package: NONE

Other Information

Cross Reference Number: G20100756, LTR-10-0546

Staff Initiated: NO

Related Task:

Recurring Item: NO

File Routing: Allegations

Agency Lesson Learned: NO

OEDO Monthly Report Item: NO

Process Information

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Signature Level: No Signature Required

Sensitivity: None

Urgency: NO

Approval Level: No Approval Required

OEDO Concurrence: NO

OCM Concurrence: NO

OCA Concurrence: NO

Special Instructions: For Appropriate Action.

Document Information

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Date of Incoming: 12/15/2010

Originating Organization: Citizens

Document Received by SECY Date: 12/29/2010

Addressee: Chairman Jaczko

Date Response Requested by Originator: NONE

Incoming Task Received: Letter

OFFICE OF THE SECRETARY
CORRESPONDENCE CONTROL TICKET

Date Printed: Dec 27, 2010 15:51

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LOGGING DATE: 12/27/2010

ACTION OFFICE: EDO

AUTHOR: Tom Gurdziel

AFFILIATION: NY

ADDRESSEE: CHRM Gregory Jaczko

SUBJECT: Allegations Material - Provides four examples of regulatory areas that may have slipped through the cracks

ACTION: Appropriate

DISTRIBUTION: Chrm, Comrs, OGC, OIG, OI

LETTER DATE: 12/15/2010

ACKNOWLEDGED No

SPECIAL HANDLING:

NOTES:

FILE LOCATION: ~~ADAMS~~ *Safe* ADAMS

DATE DUE:

DATE SIGNED:

9 Twin Orchard Drive
Oswego, NY 13126
December 15, 2010

Chairman Gregory B. Jaczko
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Dear Chairman Gregory B. Jaczko:

Four Examples

Region IV

For over 5 years, a midnight shift fire watch is not performed at San Onofre.

Action taken by NRC: express satisfaction that the plant owner has, under ADR, (Alternate Dispute Resolution), voluntarily agreed to survey the site safety culture.

At SONGS, I believe you have given knowledgeable observers clear indication that Region IV will not take punitive action against nuclear industry employees who do not do their work for even as long as 5 years. I find this unacceptable. My suggestion is that the NRC return to the practice of punitive fines for poor, (or no), performance.

Region III

Boric acid residue once again appears on the second reactor head, this time due to through wall openings, (cracks), in the CRDM nozzle(s) (at Davis-Besse). It is generally agreed that this violates their Technical Specifications.

Action taken by the NRC: issue an SIT (Special Inspection Team) report months AFTER the plant returns to full operation.

At Davis-Besse, it is my understanding that the NRC, (Region III or Headquarters), has found that following existing codes and standards for Alloy 600 does NOT result in suitably heat treated CRDM nozzles. My suggestion is that the NRC take the initiative and promptly notify in writing those applicable code and standards organizations. (These communications would cooperatively share nuclear operating experience with non-nuclear users of Alloy 600.)

Region II

A process used successfully a couple dozen times to replace steam generators by cutting a big opening in the containment structure results in serious damage at Crystal River. More that a year later, it has not been shown that the detensioned tendons can be retensioned without causing further damage to the existing containment.

Action taken by the NRC: issue an extensive SIT report that includes the full root cause investigation report (before the plant returns to operation.) (The report provides an unusually large amount of specific information.)

At Crystal River, I believe it is past time for the owner to start considering that, in its current configuration and condition, it cannot safely be put back in service. I do not have any problems with NRC Region II inspection/regulatory performance of the Crystal River containment event, at least, not to date. Consequently, I am not making any suggestions here.

Region I

After years of time building a state-of-the-art simulcast emergency notification system, and obtaining permission to use it in its present configuration, Indian Point still has not obtained full FEMA approval for the system.

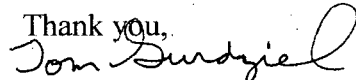
Action taken by the NRC: ?

It is time for the NRC to take a broader view of protecting the safety of the public. Presently, the NRC (it appears) does this by only regulating machinery and (non-passive) equipment that is designated "safety-related". The emergency siren/notification system at Indian Point is not so designated. This is unacceptable.

My suggestion is that NRC Region I take the responsibility for getting the Indian Point emergency notification system fully accepted by all involved parties by July 4, 2011.

Conclusion

With these 4 examples, I am asking that you and the Commissioners take a look for those regulatory areas that, with the passage of time, have more or less either "slipped through the cracks" or presently need additional attention.

Thank you,

Tom Gurdziel