UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION IV
612 EAST LAMAR BLVD, SUITE 400
ARLINGTON, TEXAS 76011-4125

August 4, 2011

IA-11-022

Douglas C. Barrie
[HOME ADDRESS DELETED
UNDER 10 CFR 2.390(a)]

SUBJECT: NOTICE OF VIOLATION
NRC INSPECTION REPORT 05000361/2011012 AND 05000362/2011012

Dear Mr. Barrie:

This refers to the inspection conducted from March 2 through April 19, 2011, regarding your activities at Southern California Edison Company's San Onofre Nuclear Generating Station. The purpose of the inspection was to determine if you, a licensed senior operator at San Onofre Nuclear Generating Station, failed to adhere to conditions on your senior operator license (SOP-44436) on October 21 and 27, 2010. An inspection report presenting the results of this inspection and identifying an apparent violation was issued on May 24, 2011 (ML11145A155).

In the letter transmitting the inspection report, we provided you the opportunity to address the apparent violation identified in the report by either attending a predecisional enforcement conference or by providing a written response before we made our final enforcement decision. In a letter dated June 22, 2011, you provided a response to the apparent violation.

Based on the information developed during the inspection and the information that you provided in your response to the inspection report dated May 24, 2011, the NRC has determined that a violation of NRC requirements occurred. The violation was evaluated in accordance with the NRC's Enforcement Policy included on the NRC's web site at www.nrc.gov/about-nrc/regulatory/enforcement/enforce-pol.html. The violation is cited in the enclosed Notice of Violation (Notice) (Enclosure). The violation involves your failure to comply with conditions on your senior operator license by performing licensed duties with an inactive license and while not medically qualified. Specifically, you performed licensed activities as the refueling senior operator supervisor on October 21 and October 27, 2010, while not in compliance with conditions on your license and on a temporary medical hold from licensed activities. Although there were no actual consequences resulting from your engaging in licensed activities on October 21 and October 27, your actions placed you in violation of 10 CFR 55.53(e) and (f).

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Given the significance of the underlying issue, this violation has been categorized in accordance with the NRC's Enforcement Policy at Severity Level III.

The NRC has concluded that information regarding the reason for the violation, the corrective actions taken and planned to correct the violation and prevent recurrence, and the date when full compliance was achieved is already adequately addressed on the docket in NRC Inspection Report 05000361/2011012 and 05000362/2011012, and your letter dated June 22, 2011. Therefore, you are not required to respond to this letter unless the description therein does not accurately reflect your corrective actions or your position. In that case, or if you choose to provide additional information, you should follow the instructions specified in the enclosed Notice of Violation.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter, its enclosures, and your response, if you choose to provide one, will be made 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. To the extent possible, your response should not include any personal privacy, proprietary, or safeguards information so that it can be made available to the Public without redaction.

The NRC also includes significant enforcement actions on its web site at http://www.nrc.gov/reading-rm/doc-collections/enforcement/actions/. In addition, this letter will be maintained by the Office of Enforcement in an NRC Privacy Act system of records, NRC-3, Enforcement Actions Against Individuals. The NRC-3 system notice, which provides detailed information about this system of records, can be accessed from the NRC web site at http://www.nrc.gov/reading-rm/foia/privacy-systems.html.

Please contact Mr. Mark Haire, Chief, Operations Branch, at 817-860-8159 if you have any questions about this letter or its enclosure.

Sincerely,

/RA A.T.Howell for/

Elmo E. Collins
Regional Administrator

Docket No.: 55-50656
License No.: SOP-44436

Enclosure: Notice of Violation

DISTRIBUTION:

OEMailResource;
RidsSecyMailCenter Resource;
RidsOgcMailCenter Resource;
RidsNmssOd Resource;
RidsOiMailCenter Resource;
RidsOcfoMailCenter Resource;
RidsRgn1MailCenter Resource;
RidsRgn3MailCenter Resource;

OEWEB Resource;
RidsOcaMailCenter Resource;
RidsEdoMailCenter Resource;
RidsFsmeOd Resource;
RidsOpaMail Resource;
RidsOigMailCenter Resource;
RidsRgn2MailCenter Resource;

Elmo.Collins@nrc.gov;
Art.HowellAnrc.gov;
Karla.Fuller@nrc.gov;
Ray.Kellar@nrc.gov;
Christi.Maier@nrc.gov;
Victor.Dricks@nrc.gov;
Marissa.Herrera@nrc.gov;
Mark.Haire@nrc.gov"
John.Reynoso@nrc.gov;
Zachary.Hollcraft@nrc.gov ;
Anton.Vegel@nrc.gov;
Roy.Zimmerman@NRC.gov;
Randy.Hall@nrc.gov;
Don.Allen@nrc.gov;
Bill.Maier@nrc.gov;
Lara.Uselding@nrc.gov;
MaryAnn.Ashley@nrc.gov;
Greg.Warnick@nrc.gov;
Heather.Gepford@nrc.gov;
Jenny.Weil@nrc.gov;
Kriss.Kennedy@nrc.gov;
Jeff.Clark@nrc.gov ;
Nick.Hilton@nrc.gov;
Gerald.Gulla@nrc.gov;
Dave.Furst@nrc.gov;
Nicole.Coleman@nrc.gov;
John.McHale@nrc.gov
Ryan.Lantz@nrc.gov ;
Heather.Hutchinson@nrc.gov ;
Dale.Powers@nrc.gov;

S:\RAS\ACES\ENFORCEMENT_EA CASES - OPEN\SONGS_EA-11-083_SRO_IA-11-022_SONGS Refuel\Individual Action\NOV_IA-11-022_SRO.docx ADAMS ML112160377

ADAMS	☐ No	☒ Yes	☒SUNSI Review Complete	Reviewer Initials: MCM
☒ Publicly Available	☐Non-publicly Available		☐Sensitive	☒ Non-sensitive
Category	**KEYWORD**:			IA-11-022, NOV, SRO, SONGS

ES:ACES	C:OB	C:PBD	RC	C:ACES
CMaier	MHaire	RLantz	KFuller	HJGepford
/RA/	***/RA/ E***	***/RA/***	***/RA/***	***/RA/***
07/14/2011	07/14/2011	07/15/2011	07/29/2011	07/27/2011

D:DRS	DRA	OE	NRR	RA
AVegel	ATHowell	NColeman	MAAshley	EECollins
/RA/RCaldwell for	***/RA/***	***/RA/ E***	***/RA/ T Kolb for E***	***/RA/ ATHowell for***
08/01/2011	08/01/2011	08/2/2011	08/ /2011	08/4/2011

OFFICIAL RECORD COPY T=Telephone E=E-mail

NOTICE OF VIOLATION

Mr. Douglas C. Barrie
[HOME ADDRESS DELETED
UNDER 10 CFR 2.390]

Docket No. 55-50656
License No. SOP-44436
IA-11-022

During an NRC inspection conducted from March 2 through April 19, 2011, a violation of NRC requirements was identified. In accordance with the NRC's Enforcement Policy, the violation is listed below:

> 10 CFR 55.53(e) states, in part, that if the (senior operator) licensee has not been actively performing the functions of a senior operator, the (senior operator) licensee may not resume activities authorized by a license issued under this part except as permitted by paragraph (f) of this section.
>
> 10 CFR 55.53(f) states, in part, that before resumption of functions authorized by a license issued under this part, an authorized representative of the facility licensee shall certify the following: (1) That the qualifications and status of the (senior operator) licensee are current and valid, and (2) That the (senior operator) licensee has completed a minimum of 40 hours of shift functions under the direction of an operator or senior operator as appropriate and in the position to which the individual will be assigned.
>
> Contrary to the above, on October 21 and 27, 2010, the senior operator licensee who had not been actively performing the functions of a senior operator resumed activities authorized by a license under this part without having completed a minimum of 40 hours of shift functions under direction of an operator or senior operator as appropriate and in the position to which the individual will be assigned. Specifically, the senior operator performed licensed activities (core alternations) as refueling senior reactor operator supervisor while his license was INACTIVE. Additionally, the senior operator was not medically qualified to perform licensed duties on the dates identified because of the failure to meet the requirements specified in ANSI 3.4 (1996), "Medical Certification and Monitoring of Personnel Requiring Operator Licenses for Nuclear Power Plants."

This is a Severity Level III violation (Section 6.4).

No response to the Notice of Violation is required at this time. However, pursuant to the provisions of 10 CFR 2.201, should you wish to submit a written statement or explanation regarding this Notice of Violation, it should be sent within 30 days of the date of this Notice to the U.S. Nuclear Regulatory Commission, ATTN: Regional Administrator, NRC Region IV, 612 East Lamar Blvd., Suite 400, Arlington, TX 76011-4125, and be marked "Open by Addressee Only - Response to a Notice of Violation; IA-11-022." In addition, if you contest this enforcement action, you should also provide a copy of your response, with the basis for your denial, to the Director, Office of Enforcement, United States Nuclear Regulatory Commission, Washington, DC 20555-0001.

Because your response, if you choose to provide one, will be made 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, to the extent possible, it should not include any personal privacy, proprietary, or safeguards information so that it can be made available to the public without redaction.

If personal privacy or proprietary information is necessary to provide an acceptable response, then please provide a bracketed copy of your response that identifies the information that should be protected and a redacted copy of your response that deletes such information. If you request withholding of such material, you must specifically identify the portions of your response that you seek to have withheld and provide in detail the bases for your claim of withholding (e.g., explain why the disclosure of information will create an unwarranted invasion of personal privacy or provide the information required by 10 CFR 2.390(b) to support a request for withholding confidential commercial or financial information).

This letter will be maintained by the Office of Enforcement in an NRC Privacy Act system of records, NRC-3, Enforcement Actions Against Individuals. The NRC-3 system notice, which provides detailed information about this system of records, can be accessed from the NRC Web site at http://www.nrc.gov/reading-rm/foia/privacy-systems.html .

Dated this 4th day of August 2011