

WITHHOLD IN PART

EX 5

NOTICE OF VIOLATION

Southern California Edison  
San Onofre Nuclear Generating Station

Docket No. 50-361/ 50-362  
License No. NPF-10, NPF-15  
EA-10-~~101~~

During an NRC inspection <sup>(b)(5)</sup> conducted from \_\_\_\_\_ through August 16, 2010, a violation of NRC requirements was identified. In accordance with the NRC Enforcement Policy, the violation is listed below:

License Condition 2.C(14), "Fire Protection," for Units 2 and 3, requires that the licensee shall implement and maintain in effect all provisions of the approved fire protection program as described in the Updated Fire Hazards Analysis through Revision 3 and as approved in the NRC staff's Safety Evaluation Report dated February 1981. The Updated Fire Hazards Analysis through Revision 3 specifies, in part, that fire protection features are provided consistent with the fire hazards analysis for each fire area/zone and the functional requirements necessary to achieve safe shutdown. Methods for assuring that necessary structures, systems and components are free of fire damage are provided.

Contrary to <sup>(b)(5)</sup>

<sup>(b)(5)</sup> the licensee failed to implement and maintain in effect all provisions of the approved fire protection program as described in the Updated Fire Hazards Analysis through Revision 3 <sup>(b)(5)</sup>

<sup>(b)(5)</sup> Specifically, the licensee failed to ensure that one train of equipment necessary to achieve and maintain hot shutdown conditions from <sup>(b)(5)</sup> free of fire damage.

Enforcement Guidance Memorandum (EGM) 98-002 <sup>(b)(5)</sup>

<sup>(b)(5)</sup>

<sup>(b)(5)</sup> the licensee met the criteria described in EGM 98-002, Revision 2, and Supplement 2 to that revision. <sup>(b)(5)</sup>

<sup>(b)(5)</sup>

<sup>(b)(5)</sup>

EGM 07-004, issued on June 30, 2007, superseded EGM 98-002 and <sup>(b)(5)</sup> <sup>(b)(5)</sup> September 6, 2007 <sup>(b)(5)</sup>

<sup>(b)(5)</sup>

<sup>(b)(5)</sup> March 6, 2009. <sup>(b)(5)</sup>

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This violation is associated with a Green significance determination process finding-05000361 and 05000362/2010006-04.

Pursuant to the provisions of 10 CFR 2.201 (b)(5) is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, DC 20555-0001 with a copy to the Regional Administrator, Region IV, 612 East Lamar Blvd., Arlington, TX 76011-4125, and a copy to the NRC Resident Inspector at San Onofre Nuclear Generating Station within 30 days of the date of the letter transmitting this Notice of Violation (Notice). This reply should be clearly marked as a "Reply to a Notice of Violation; EA-10- [redacted]" and should include for each violation: (1) the reason for the violation, or, if contested, the basis for disputing the violation or severity level, (2) the corrective steps that have been taken and the results achieved, (3) the corrective steps that will be taken, and (4) the date when full compliance will be achieved. (b)(5)

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(b)(5) Your response may reference or include previous docketed correspondence, if the correspondence adequately addresses the required response. If an adequate reply is not received within the time specified in this Notice, an order or a Demand for Information may be issued as to why the license should not be modified, suspended, or revoked, or why such other action as may be proper should not be taken. Where good cause is shown, consideration will be given to extending the response time.

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 will be made available electronically for public inspection in the NRC Public Document Room or from the NRC's document system (ADAMS), accessible from the NRC's website at [www.nrc.gov/reading-rm/pdr.html](http://www.nrc.gov/reading-rm/pdr.html) or [www.nrc.gov/reading-rm/adams.html](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). If safeguards information is necessary to provide an acceptable response, please provide the level of protection described in 10 CFR 73.21.

Dated this (b)(5) 2010.

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