

December 20, 2012

Raul Terceno, Quality Assurance Manager
Wyle Laboratories, Inc.
7800 Highway 20 West
Huntsville, AL 35806-2049

SUBJECT: NUCLEAR REGULATORY COMMISSION RESPONSE TO WYLE REPLY TO
NOTICE OF NONCONFORMANCE RESPONSE - INSPECTION REPORT NO.
99900905/2012-201

Dear Mr. Terceno:

Thank you for your October 18, 2012, letter in response to the Notice of Nonconformance (NON) that was discussed in the subject U.S. Nuclear Regulatory Commission (NRC) inspection report (IR). We reviewed your letter and found that it appears responsive to the NONs discussed in IR 99900905/2012-201. With respect to Nonconformance 99900905/2012-201-01, we agree with the Wyle position disputing Item 1 of the Nonconformance. Based on Wyle's response that determined the Westinghouse Qualification Plan referenced in the inspection report was never contractually invoked on Wyle by the Westinghouse purchase order, this issue is closed.

With regard to Nonconformance 99900905/2012-201-04, while we find the stated Wyle corrective actions to be adequate, we disagree with the Wyle conclusion that this issue was not a nonconformance of Criterion III to Appendix B to Title 10 of the *Code of Federal Regulation* (10 CFR) Part 50. Even though in this case Wyle was not performing the "final" sizing and setup of the valve assemblies, Wyle still has the responsibility of reporting accurate test data to its customers. The Wyle supplied test data will be used to perform the actual sizing of the valves which is part of the design verification process covered by Criterion III. Such sizing calculations cannot be adequately performed without information regarding the accuracy of the test data being supplied by Wyle, regardless of whether or not Wyle's customers have specifically asked for such information.

We have no further questions or comments at this time and may review the implementation of your corrective actions during a future NRC staff inspection to determine whether full compliance has been achieved and maintained.

Please contact Mr. Jeffrey Jacobson at 301-415-2977 or via electronic mail at Jeffrey.Jacobson@nrc.gov, if you have any questions or need assistance regarding this matter.

Sincerely,

/RA/

Richard A. Rasmussen

Docket No. 99900905

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