



**UNITED STATES
NUCLEAR REGULATORY COMMISSION**

Region III
2443 Warrenville Road, Suite 210
Lisle, IL 60532-4352

February 12, 2014

EA-13-210

Mr. Kevin Davison
Site Vice President
Prairie Island Nuclear Generating Plant
Northern States Power Company, Minnesota
1717 Wakonade Drive East
Welch, MN 55089

SUBJECT: NOTICE OF VIOLATION – PRAIRIE ISLAND NUCLEAR GENERATING PLANT; CLOSURE OF NRC INVESTIGATION 3-2013-017; NRC REPORT NO. 05000282/2013407; 05000306/2013407

On May 2, 2013, the U.S. Nuclear Regulatory Commission's Office of Investigations (OI), Region III Field Office, initiated an investigation into an event that was reported to the NRC by Prairie Island Nuclear Generating Plant personnel in their official capacity. The investigation was completed on October 4, 2013, and was documented in OI Report No. 3-2013-017.

Based on the information developed during the investigation, the NRC has determined that a violation of NRC requirements occurred. The violation is cited in the Notice of Violation (Notice) in Enclosure 1 (Non-Public) and the basis for our conclusion is described in Enclosure 2 (Non-Public).

Because the NRC determined that the actions were willful on the part of one of your employees, the NRC evaluated whether the criteria for issuing a non-cited violation in Section 2.3.2.a.4 of the NRC Enforcement Policy were met. The NRC's review of the investigation results determined that a cited Notice was the appropriate action to take for the reasons discussed in Enclosure 2 and as stated during the telephonic exit meeting on January 28, 2014.

You are required to respond to this letter and should follow the instructions specified in the enclosed Notice when preparing your response. We would especially appreciate your addressing changes in training and management expectations as a result of this event. If you have additional information that you believe the NRC should consider, you may provide it in your response to the Notice. The NRC review of your response to the Notice will also determine whether further enforcement action is necessary to ensure compliance with regulatory requirements. Please mark your entire response "Security-Related Information – Withhold from Public Disclosure under 10 CFR 2.390" in accordance with Title 10 of the Code of Federal Regulations (10 CFR) 2.390(d)(1) and follow the instructions for withholding in 10 CFR 2.390(b)(1). In accordance with 10 CFR 2.390(b)(1)(ii), the NRC is waiving the affidavit requirements for your response.

The enclosures contain Sensitive Unclassified Non-Safeguards Information. Upon separation, this cover letter is decontrolled.

K. Davison

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If you contest the violation or its significance, you should provide a response within 30 days of the date of this inspection report, with the basis for your denial, to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, DC 20555-0001; with copies to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; the Regional Administrator, Region III, 2443 Warrenville Road, Lisle, IL 60532; and the NRC resident inspector at the Prairie Island plant.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter 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>. However, because of the Security-Related Information contained in the enclosures, and in accordance with 10 CFR 2.390, copies of the enclosures will not be available for public inspection.

Sincerely,

/RA/

Gary L. Shear, Director
Division of Reactor Safety

Docket Nos. 050-282; 050-306
License Nos. DPR-42; DPR-60

Enclosures:

1. Notice of Violation (Non-Public)
2. Factual Summary and NRC Conclusion (Non-Public)

cc w/o encls: Distribution via ListServ™

K. Davison

-2-

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SEE PREVIOUS CONCURRENCE

FILE NAME: G:\ORAI\IEICS\ENFORCEMENT\Cases\Enforcement Cases 2013\EA-13-210 Prairie Island Deliberate\EA-13-210 Prairie Island Draft Closure Letter to Licensee.docx

OFFICE	RIII	D:OGC	D:OE	RIII	RIII	RIII	RIII
NAME	Lougheed	Clark ¹	Zimmerman ² Furst for	Skokowski	Heck	Orth	Shear
DATE	01/29/14	12/16/13	12/18/13	02/05/14	02/05/14	02/06/14	02/12/14

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1 OGC No Legal Objection received via email from M. Clark on December 16, 2013
2 OE concurrence received via email from D. Furst on December 18, 2013

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Letter to Kevin Davison from Gary L. Shear dated February 12, 2014

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CLOSURE OF NRC INVESTIGATION 3-2013-017;
NRC REPORT NO. 05000282/2013407; 05000306/2013407

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