

Official

October 4, 1991

Docket No. 50-261
License No. DPR-23

Carolina Power and Light Company
ATTN: Mr. Lynn W. Eury
Executive Vice President
Power Supply
P. O. Box 1551
Raleigh, NC 27602

Gentlemen:

SUBJECT: NOTICE OF VIOLATION
(NRC INSPECTION REPORT NO. 50-261/89-201)

This refers to the inspection conducted by J. Jacobson of this office on June 10-14, 1991. The inspection included a review of activities authorized for your Robinson facility. At the conclusion of the inspection, the findings were discussed with those members of your staff identified in the report.

Areas examined during the inspection are identified in the report issued to you on July 25, 1991. Within these areas, the inspection consisted of selective examinations of procedures and representative records, interviews with personnel, and observation of activities in progress.

Based on the results of this inspection, certain of your activities appeared to be in violation of NRC requirements. The violation described in the enclosed Notice (or the -- first, second, etc, -- violation described in the enclosed Notice) is similar to a violation contained in the Notice sent to you by our letter dated September 22, 1989. Recurring violations are of particular concern because the NRC expects licensees to learn from their past failures and to take effective corrective actions. Although NRC does not normally consider monetary civil penalties for Severity Level IV violations, the Enforcement Policy states that such penalties may be imposed for Severity Level IV violations that are similar to previous violations for which the licensee did not take effective corrective action. In this case, we have decided not to hold an enforcement conferences not to propose a civil penalty because after this issue was brought to your attention, the valve was demonstrated to be operable. The documentation or engineering evaluation was found to be lacking.

You are required to respond to this letter and should follow the instructions specified in the enclosed Notice when preparing your response. In your response, you should document the specific actions taken and any additional actions you plan to prevent recurrence. After reviewing your response to this Notice, including your proposed corrective actions and the results of future inspections, the NRC will determine whether further NRC enforcement action is necessary to ensure compliance with NRC regulatory requirements.

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October 4, 1991

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter and its enclosure will be placed in the NRC Public Document Room.

The responses directed by this letter and the enclosed Notice are not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, Pub. L. No. 96.511.

Should you have any questions concerning this letter, please contact us.

Sincerely,

Original signed by
Stuart Rubin/for

Albert F. Gibson, Director
Division of Reactor Safety

Enclosure:
Notice of Violation

cc w/encl:
C. R. Dietz, Manager
Robinson Nuclear Project Department
H. B. Robinson Steam Electric Plant
P. O. Box 790
Hartsville, SC 29550

R. H. Chambers, Plant General Manager
H. B. Robinson Steam Electric Plant
P. O. Box 790
Hartsville, SC 29550

Heyward G. Shealy, Chief
Bureau of Radiological Health
Dept. of Health and Environmental
Control
2600 Bull Street
Columbia, SC 29201

Dayne H. Brown, Director
Division of Radiation Protection
N. C. Department of Environment,
Health & Natural Resources
P. O. Box 27687
Raleigh, NC 27611-7687

McCuen Morrell, Chairman
Darlington County Board of Supervisors
County Courthouse
Darlington, SC 29535

(cc w/encl cont'd - see page 3)

October 4, 1991

(cc w/encl cont'd)
Mr. H. Ray Starling
Manager - Legal Department
P. O. Box 1551
Raleigh, NC 27602

H. A. Cole
Special Deputy Attorney General
State of North Carolina
P. O. Box 629
Raleigh, NC 27602

Robert Gruber
Executive Director
Public Staff - NCUC
P. O. Box 29520
Raleigh, NC 27626-0520

J. D. Kloosterman, Director
Regulatory Compliance
H. B. Robinson Steam
Electric Plant
P. O. Box 790
Hartsville, SC 29550

bcc w/encl:
Document Control Desk
H. Christensen, RII
R. Lo, NRR
B. K. Grimes, NRR

NRC Resident Inspector
U.S. Nuclear Regulatory Commission
Route 5, Box 413
Hartsville, SC 29550

*FOR PREVIOUS CONCURRENCES - SEE ATTACHED COPY

RII:DRS
[Signature]
FJape:er
10/7/91

* RII:DRS
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CJulian
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RII:DRS
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AGibson
10/4/91

* RII:DRP
EMerschoff
10/ /91

RII:EICS
[Signature]
GJenkins
10/4/91

October 4, 1991

(cc w/encl cont'd)
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