

From: Bower, Fred
Sent: Wednesday, June 03, 2015 5:00 PM
To: ACEActivists@comcast.net
Cc: Klukan, Brett; R1ALLEGATION RESOURCE; Ennis, Rick; Scott, Michael; Nieh, Ho; OPA1 RESOURCE; Bower, Fred; Screnci, Diane; Sheehan, Neil; Tifft, Doug; McNamara, Nancy; Broaddus, Doug; Krohn, Paul; Barber, Scott
Subject: ACE - Document Received During the Limerick AAM - [EDATS R1-2015-0195]

The Alliance for a Clean Environment (ACE)

ACE – Document Received During the Limerick AAM - [EDATS R1-2015-0195]

Dear Mrs. Cuthbert (ACE),

On May 21, 2015, the U. S. Nuclear Regulatory Commission (NRC) conducted a public open house at the Limerick Township Municipal Building in Limerick, PA. The NRC conducted the Annual Assessment Meeting (AAM) open house to discuss its assessment of the safety performance at Limerick Generating Station (LGS), Units 1 and 2 for 2014. During this meeting, the Alliance for a Clean Environment (ACE) provided the NRC staff with a 40 page document. Our responses to issues in this document are provided below.

ADAMS Record

In the document that ACE submitted to the NRC staff at the LGS AAM, ACE requested posting the document on the NRC's website for public review. As noted in the LGS AAM meeting summary (ML15147A615) this ACE document was placed into the NRC's Agencywide Documents Access and Management System (ADAMS) as a public record and was given ADAMS Accession Number ML15146A226. Publically available ADAMS documents can be located by entering the accession number (ML) into the search box in the upper right corner of our homepage at www.nrc.gov.

Staff Conduct

Since the ACE document made a number of assertions regarding improper conduct by NRC staff, this document was screened by the Regional Counsel in the NRC's Region I office and was referred to the NRC's Office of the Inspector General. Further information regarding the Office of the Inspector General is available at the following link: <http://www.nrc.gov/insp-gen.html>

Allegations

Safety concerns associated with NRC licensed facilities can be addressed through the NRC's allegation program. The ACE document will be screened by staff in the Region I office for safety concerns that could be considered allegations. You will receive additional non-public correspondence only if one or more allegations are identified in the document package that you provided. Additional information regarding this program and how to report a safety concern is available at the following link: <http://www.nrc.gov/about-nrc/regulatory/allegations-resp.html>

Enforcement Requests

The NRC's regulations in 10 CFR 2.206 describe the petition process, which is the primary mechanism for the public to request enforcement-related action by the NRC in a public process. This process permits anyone to petition the NRC to take enforcement-related action associated with NRC licensees or licensed activities. Depending on the results of its evaluation, NRC could modify, suspend or revoke an NRC-issued license or take any other appropriate enforcement-related action to resolve a problem.

Although the document that ACE provided at the LGS AAM expressed skepticism of the 10 CFR 2.206 process, it also made numerous requests for enforcement-related action (i.e., ACE's request to revoke Limerick's operating license). The NRC staff has previously offered ACE the use of the petition process to address concerns where enforcement-related action was requested (e.g., NRC e-mail dated April 23, 2014 (ADAMS Accession No. ML14129A184)). However, ACE has previously rejected use of the NRC's petition process to address its concerns (e.g., letter dated July 25, 2014 (ADAMS Accession No. ML14216A339)). Nevertheless, the NRC staff continues to consider the 10 CFR 2.206 petition process to be the appropriate process to address requested enforcement-related actions. The NRC's petition process is available if ACE disagrees with the NRC's findings and has information the NRC did not consider in making its findings. Additional information regarding the 2.206 petition process is available at the following link: <http://www.nrc.gov/about-nrc/regulatory/enforcement/petition.html>

Sincerely,

Fred Bower

USNRC Region I Branch Chief with Oversight Responsibility for Limerick, Peach Bottom and Susquehanna

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