

August 21, 2015
EN 15-023

OFFICE OF ENFORCEMENT
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

Licensee: Dominion Nuclear Connecticut, Inc. EA-13-188

Subject: IMMEDIATELY EFFECTIVE CONFIRMATORY ORDER

This is to inform the Commission that a publicly available Confirmatory Order will be issued on or about August 26, 2015, to Dominion Nuclear Connecticut, Inc. (DNC) confirming commitments reached as part of an alternative dispute resolution (ADR) settlement agreement.

In a letter dated April 29, 2015, the NRC provided DNC the results of the investigation concluded on May 23, 2015, and informed them that escalated enforcement action was being considered for two of the three apparent violations (AVs), with the third being viewed as non-escalated, and offered DNC the opportunity to attend a predecisional enforcement conference or to participate in Alternative Dispute Resolution (ADR).

The first AV involved willfully making changes to Millstone Unit 2 (Millstone) Updated Final Safety Analysis Report (UFSAR) that removed credit for the chemical and volume control system (CVCS) charging pump flow in the mitigation of the design basis accident involving the inadvertent opening of pressurizer power operated relief valves, without obtaining prior NRC approval, contrary to 10 CFR 50.59, "Changes, Tests, and Experiments". The second AV involved the failure by DNC to provide complete and accurate information to the NRC pertaining to the aforementioned UFSAR change, including a failure to notify the Commission of information having significant implications for public health and safety. The third AV involved changes made by DNC to Millstone Unit 2 UFSAR and the Technical Specification Bases that decreased the required amount of irradiated fuel decay time prior to fuel movement in the reactor vessel without obtaining prior NRC approval.

In response to the NRC's April 29, 2015, letter, DNC requested to engage in ADR to resolve the matter through mediation. DNC agreed to take a number of actions. Those actions include, but are not limited to: (1) performing certain evaluations related to the CVCS charging pumps and submitting a license amendment request (LAR), (2) completing a common cause evaluation and performing a self-assessment of its 10 CFR 50.59 program, (3) performing an extent of condition evaluation, (4) issuing a fleet-wide communication on complete and accurate information, (5) presenting at an industry forum to discuss the events that led to the confirmatory order, (6) reviewing and revising DNC's plant access training, and (7) developing and providing focused training to the engineering and licensing personnel covering the requirements of 10 CFR 50.59. In exchange, the NRC agreed not to pursue any further enforcement action related to its April 29, 2015 letter and not consider this confirmatory order as an escalated enforcement action for Millstone for future assessment of violations.

CONTACTS: Carolyn Faría, OE/EB
(301) 415-4050

Nick Hilton, OE/EB
(301) 415-2741

It should be noted that the licensee has not been specifically informed of this enforcement action. The schedule of issuance and notification is:

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|------------------------------------|-----------------|
| Mailing of Notice | August 26, 2015 |
| Telephone Notification of Licensee | August 26, 2015 |

The State of Connecticut will be notified.

DISTRIBUTION: EN-15-023, August 21, 2015

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