

ENCLOSURE 1

NOTICE OF VIOLATION

Pacific Gas and Electric Company
Diablo Canyon Nuclear Power Plant

Docket No.: 50-323
License No.: DPR-82

During an NRC inspection conducted on December 4 to 18, 1998, one violation of NRC requirements was identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," NUREG-1600, Revision 1, the violation is listed below:

Technical Specification 6.8.1.a requires written procedures to be established, implemented, and maintained for those activities described in Appendix A to Regulatory Guide 1.33, Revision 2, February 1978. Appendix A to Regulatory Guide 1.33 recommends, in part, that procedures be developed for abnormal operating conditions, including loss of condenser vacuum.

Technical Specification 6.8.1.b requires that written procedures shall be established, implemented, and maintained for emergency operating procedures required to implement the requirements of NUREG-0737 and Supplement 1 to NUREG-0737 as stated in Generic Letter 82-33.

Procedure OP AP-7, "Degraded Condenser," Revision 17, provides direction to operators to trip a circulating water pump when its associated intake screen differential pressure exceeds 50 iwg to protect the screens from damage.

Procedure EOP E-0-1, "Reactor Trip Response," Revision 13, specifies that, if the condenser is unavailable (as evidenced by "PK08-14 Condenser Available C-9 on"), then perform the "response not obtained" steps that included adjusting the 10 percent steam dump controller to maintain 1005 psig (8.38 turns).

Contrary to the above, on December 1, 1998, following a manual reactor trip of Unit 2 because of degraded conditions in the main condenser and high differential pressure across the circulating water pump intake screens: (1) operators did not secure Circulating Water Pump 2-2 when its associated intake screen differential pressure exceeded 50 iwg, as specified in Procedure OP AP-7; and (2) operators failed to maintain the 10 percent steam dump controller at 1005 psig as specified in Procedure EOP E-0-1. Specifically, operators changed the 10 percent steam dump controller to 1035 psig, which resulted in an unnecessary challenge to Main Steam Safety Valve RV-7.

This is a Severity Level IV violation (Supplement I)(50-323/98021-01).

The NRC has concluded that information regarding the reason for the violation, the corrective actions taken and planned to correct the violation and prevent recurrence, and the date when full compliance will be achieved is already adequately addressed on the docket in the attached NRC inspection report, 50-275/98-21; 50-323/98-21. However, you are required to submit a written statement or explanation pursuant to 10 CFR 2.201 if the description therein does not

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accurately reflect your corrective actions or your position. In that case, or if you choose to respond, clearly mark your response as a "Reply to a Notice of Violation," and send it to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, DC 20555 with a copy to the Regional Administrator, Region 4, and a copy to the NRC Resident Inspector at the facility that is the subject of this Notice, within 30 days of the date of the letter transmitting this Notice of Violation (Notice).

If you contest this enforcement action, you should also provide a copy of your response, with the basis for your denial, to the Director, Office of Enforcement, United States Nuclear Regulatory Commission, Washington, DC 20555-0001.

If you choose to respond, your response will be placed in the NRC Public Document Room (PDR). Therefore, to the extent possible, the response should not include any personal privacy, proprietary, or safeguards information so that it can be placed in the PDR without redaction. If personal privacy or proprietary information is necessary to provide an acceptable response, then please provide a bracketed copy of your response that identifies the information that should be protected and a redacted copy of your response that deletes such information. If you request withholding of such material, you must specifically identify the portions of your response that you seek to have withheld and provide in detail the bases for your claim of withholding (e.g., explain why the disclosure of information will create an unwarranted invasion of personal privacy or provide the information required by 10 CFR 2.790(b) to support a request for withholding confidential commercial or financial information). If safeguards information is necessary to provide an acceptable response, please provide the level of protection described in 10 CFR 73.21.

In accordance with 10 CFR 19.11, you may be required to post this Notice within 2 working days.

Dated at Arlington, Texas
this 12th day of January 1999

