

January 9, 2017

Larry Friedman, Quality Assurance Manager
Electroswitch
180 King Avenue
Weymouth, MA 02188

SUBJECT: ELECTROSWITCH RESPONSE TO THE U.S. NUCLEAR REGULATORY
COMMISSION INSPECTION REPORT 99900833/2016-201 AND NOTICE OF
NONCONFORMANCE

Dear Mr. Friedman:

Thank you for your response dated October 20, 2016 (Agency Documents Access and Management System (ADAMS) ML16321A451), in response to the Notice of Nonconformance (NON) that was discussed in the subject U.S. Nuclear Regulatory Commission (NRC) Inspection Report (ADAMS ML16147A211) and its associated request for information (ADAMS ML16215A098).

We reviewed your response and found it to be responsive to NON 99900833/2016-201-01 and the first four questions to NON 99900833/2016-201-02. We also acknowledge your response to Questions 5 through 7 for NON 99900833/2016-201-02. The NRC recognizes the limitation in providing additional information concerning dedication activities and understands that Electroswitch has not conducted additional evaluations concerning safety-related equipment that has been shipped. Electroswitch issued a notification per Title 10 of the *Code of Federal Regulations* (10 CFR) Part 21, "Reporting of Defects and Noncompliance," concerning the deficiencies in the qualification and dedication of safety-related equipment that had been shipped (ADAMS ML16139A834 and ML16243A472). Within the notification, Electroswitch stated that it does not have the capability to perform the evaluation to determine if a defect, which could create a substantial safety hazard, exists. As outlined in your response, Electroswitch does not know the safety function their equipment may be used in a nuclear power plant. Furthermore, Electroswitch has discontinued supplying equipment that meets 10 CFR Part 50, Appendix B, "Quality Assurance Criteria for Nuclear Power Plants and Fuel Reprocessing Plants." However, Electroswitch would need to continue to meet the requirements of 10 CFR Part 21 concerning any new information that may arise for this issue or any new issues that may arise from safety-related equipment supplied to U.S. nuclear power plants. We have no further questions or comments at this time and may review the implementation of your corrective actions during a future NRC staff inspection to determine whether full compliance has been achieved and maintained.

Please contact Mr. Jose Jimenez at (301) 415-5303 or via electronic mail at Jose.jimenez@nrc.gov, if you have any questions or need assistance regarding this matter.

Sincerely,

/RA/

Terry W. Jackson, Branch Chief
Quality Assurance Vendor Inspection Branch-1
Division of Construction Inspection
and Operational Programs
Office of New Reactors

Docket No.: 99900833

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Sincerely,

/RA/

Terry W. Jackson, Branch Chief
Quality Assurance Vendor Inspection Branch-1
Division of Construction Inspection
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Office of New Reactors

Docket No.: 99900833

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