

May 17, 2017

EA-16-176

Mr. Ken J. Peters  
Senior Vice President and Chief Nuclear Officer  
Attention: Regulatory Affairs  
TEX Operations Company LLC  
P.O. Box 1002  
Glen Rose, TX 76043

SUBJECT: COMANCHE PEAK NUCLEAR POWER PLANT, UNITS 1 AND 2 - FINAL SIGNIFICANCE DETERMINATION FOR A SECURITY-RELATED GREEN FINDING; NRC SECURITY INSPECTION REPORT 05000445/2017201 AND 05000446/2017201

Dear Mr. Peters:

This letter provides the final results of our significance determination of the preliminary Greater than Green finding discussed in our previous communication, dated November 9, 2016, which included U.S. Nuclear Regulatory Commission (NRC) Inspection Report 05000445/2016201 and 05000446/2016201 (Agencywide Document Access and Management System (ADAMS) ML16315A045). This preliminary Greater than Green finding was discussed in detail in Section 3S03 of that inspection report. The finding was security-related and the deficiencies were promptly corrected or compensated for and, as such, the plant was in compliance with applicable physical protection and security requirements before the inspection team left the site.

At your request, a regulatory conference was held on February 21, 2017, at the Region IV offices, to discuss your views on this issue. During the meeting, your staff described your assessment of the significance of the finding and the corrective actions taken to resolve it, including the root cause evaluation of the finding. Specifically, you agreed with the violation, discussed corrective actions that indicated an adequate understanding of the issue, and provided additional information regarding the significance of the finding.

After thoroughly considering the additional information you provided at the regulatory conference, the NRC has concluded that the finding is appropriately characterized as having very low security significance (Green), as described in the enclosed report.

You have 30 calendar days from the date of this letter to appeal the staff's determination of significance for the identified Green finding. Such appeals will be considered to have merit only if they meet the criteria provided in NRC Inspection Manual Chapter 0609, "Significance Determination Process," Attachment 2. An appeal must be sent in writing to the Director, Office of Nuclear Security and Incident Response, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

Enclosure transmitted herewith contains SUNSI. When separated from enclosure, this transmittal document is decontrolled.
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This finding involved a violation of NRC requirements. The NRC is treating this violation as a non-cited violation (NCV) consistent with Section 2.3.2.a of the Enforcement Policy.

This letter will be made available for public inspection and copying at <http://www.nrc.gov/reading-rm/adams.html> and at the NRC Public Document Room in accordance with Title 10 of the *Code of Federal Regulations* (10 CFR) 2.390, “Public Inspections, Exemptions, Requests for Withholding.”

However, the enclosed report contains Security-Related Information, so the enclosed report will not be made publically available in accordance with 10 CFR 2.390(d)(1). If you choose to provide a response that contains Security-Related Information, please mark your entire response “Security-Related Information – Withhold from public disclosure under 10 CFR 2.390” in accordance with 10 CFR 2.390(d)(1) and follow the instructions for withholding in 10 CFR 2.390(b)(1). The NRC is waiving the affidavit requirements for your response in accordance with 10 CFR 2.390(b)(1)(ii).

Sincerely,

*/RA/*

Robert C. Johnson, Chief  
Security Performance Evaluation Branch  
Division of Security Operations  
Office of Nuclear Security and Incident Response

Docket No. 50-445 and 50-446  
License No. NPF-87 and NPF-89

Nonpublic Enclosure:  
NRC Inspection Report 05000445/2017201 and 05000446/2017201

cc w/enclosures: M. McNally, TEX Operations Company LLC

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**ML17066A103 (P)**

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