

June 13, 2017

Kelly D. Trice
President, CB&I Facilities & Plant Services
Chicago Bridge and Iron
One CB&I Plaza
2103 Research Forest Drive
The Woodlands, TX 77380

SUBJECT: RESPONSE TO REQUEST FOR COMPLIANCE REVIEW OF CONFIRMATORY
ORDER EA-13-196 ISSUED TO CHICAGO BRIDGE & IRON COMPANY ON
SEPTEMBER 25, 2014

Dear Mr. Trice:

This letter confirms receipt of your December 27, 2016, letter requesting the U.S. Nuclear Regulatory Commission (NRC) staff review of Chicago Bridge and Iron Company's (CB&I's) compliance with the requirements of Confirmatory Order (CO) EA 13-196 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML14248A445). In addition, you requested that the NRC staff consider closure of the CO.

Your December 27, 2016, letter noted that CB&I had sold its nuclear construction business to Westinghouse Electric Company LLC (WEC), and that WEC currently has full responsibility for all AP1000 project work at the Vogtle and V.C. Summer nuclear facilities. Your letter also stated that the majority of CB&I's Nuclear Safety Culture (NSC) management staff transferred to WEC entities that are part of WECTEC Global Project Services Inc. (WECTEC).

In order to provide an informed response to your letter, the NRC would like to clarify its understanding of CB&I's current involvement in NRC-regulated activities. Specifically, the NRC is seeking additional information on CB&I's nuclear-related work at (1) Lake Charles, LA; (2) Laurens, SC; and (3) the Vogtle and V.C. Summer Nuclear Station construction sites. The information needed includes:

- the types of NRC-regulated activities being performed, if any
- planned completion date of NRC-regulated activities
- approximate number of CB&I employees and contractors under CB&I control at each site involved in NRC-regulated activities
- role of CB&I NSC management staff at these sites

This information will assist the NRC in determining whether a second review of CB&I's implementation of Order EA-13-196 is warranted. Additionally, the staff notes that Orders with long-term or sustaining actions and requirements are not normally "closed" per se; however, the Order does state that the Director, Office of Enforcement, may relax or rescind any of the Order's conditions upon demonstration by CB&I of good cause. The NRC does not believe it

currently has sufficient information or justification to relax, rescind or withdraw any long-term requirements at this time.

In accordance with Title 10 of the *Code of Federal Regulations* (10 CFR) 2.390 "Public Inspections, Exemptions, Requests for Withholding," a copy of this letter, its enclosure(s), and your response will be made available electronically for public inspection in the NRC Public Document Room or from the NRC's Agencywide Documents Access and Management System, accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

To the extent possible, your response should not include any proprietary information so that it can be made available to the Public without redaction. However, if 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 that such material be withheld from public disclosure, you must specifically identify the portions of your response that you seek to have withheld and provide in detail the bases for your claim (e.g., explain why the disclosure of information would result in harm to the company, or provide the information required by 10 CFR 2.390(b) to support a request for withholding confidential commercial or financial information).

Please contact Robert Fretz at (301) 287-9235 or Stacy Smith at (301) 415-6025, or via electronic mail at Robert.Fretz@nrc.gov or Stacy.Smith@nrc.gov if you have any questions or need assistance regarding this matter. Also, please reference docket numbers 99901432 and 99901425 on any correspondence sent to the NRC.

Sincerely,

/RA/

Patricia K. Holahan, Director
Office of Enforcement

SUBJECT: RESPONSE TO REQUEST FOR COMPLIANCE REVIEW OF CONFIRMATORY ORDER EA-13-196 ISSUED TO CHICAGO BRIDGE & IRON COMPANY ON SEPTEMBER 25, 2014

DATED: 6/13/2017

Docket Nos. 99901432, 99901425

DISTRIBUTION:

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D. Willis, NRC

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ADAMS ACCESSION No.: ML17158B175

OFFICE	OE/EB	NRO/DCIP/QVIB-3/BC	OE/EB/BC	OE/D
NAME	RFretz	KKavanagh	JPeralta	THolahan
DATE	05/30/2017	05/19/2017	6/12/2017	6/13/2017

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