



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

APR 21 1994

Docket No. 55-30662
License No. OP-30277-02
IA 94-007

Mr. Kenneth G. Pierce
[Home Address Deleted
Under 10 CFR 2.790]

Dear Mr. Pierce:

SUBJECT: ORDER PROHIBITING INVOLVEMENT IN NRC-LICENSED
ACTIVITIES (EFFECTIVE IMMEDIATELY)
(NRC INSPECTION REPORT NO. 50-237/92033; 50-249/92033;
NRC INVESTIGATION REPORT NO. 3-92-055R)

The enclosed Order is being issued as a consequence of events which occurred during operation of the Dresden Nuclear Station Unit 2 on September 18, 1992, and in violation of the Dresden Technical Specifications and Nuclear Regulatory Commission (NRC or Commission) regulations. The NRC conducted an inspection and an investigation of the event. The investigation by the NRC's Office of Investigations (OI) concluded that on September 18, 1992, you deliberately violated or caused violations of NRC requirements and the Dresden Technical Specifications. A copy of the synopsis of the OI report was forwarded to you by letter dated November 4, 1993. An enforcement conference was held with you on November 17, 1993.

On the September 18, 1992, a rod mispositioning incident occurred when you as a Nuclear Station Operator (NSO) moved a control rod out of sequence. The error was noticed by a Qualified Nuclear Engineer (QNE). You continued to move control rods in violation of the Dresden procedure for mispositioned control rods, at the QNE's direction and without the knowledge or authorization of the Station Control Room Engineer (SCRE), after which the QNE informed the SCRE of the mispositioned rod. Subsequently, you, the SCRE, the QNE, and the two nuclear engineers in training who were present during the incident agreed not to tell anyone else about the mispositioned rod incident. As a result, neither the mispositioned rod nor the subsequent deviation from the planned control rod pattern were documented in the control room log, a Dresden Form 14-14C was falsified, and Commonwealth Edison Company (CECo) management was not informed of the incident. The NRC investigation also concluded, based on the testimony of three other individuals involved in the September 18, 1992 incident, that you deliberately provided inaccurate information to NRC investigators during your transcribed interview on December 30, 1992, when you stated that you do not remember hearing the SCRE

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make a statement to the effect that the information about the mispositioned control rod should not leave the control room.

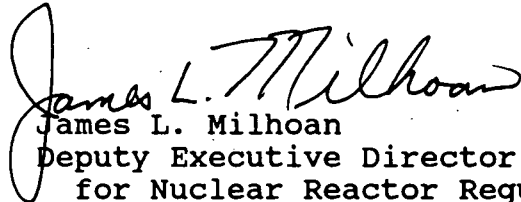
Your actions in connection with the attempt to conceal the September 18, 1992 event caused CECO to be in violation of its license conditions, including technical specifications and administrative procedures, and constituted a violation of 10 CFR 50.5(a). Furthermore, your deliberate provision of inaccurate information to NRC investigators put you in violation of 10 CFR 55.9, "Completeness and Accuracy of Information."

NRC does not have the requisite reasonable assurance that licensed activities will be properly conducted in accordance with regulatory requirements, including the requirement to provide information that is complete and accurate in all material respects, with you involved in licensed activities. Consequently, after consultation with the Commission, I have been authorized to issue the enclosed Order Prohibiting Involvement in NRC-Licensed Activities (Effective Immediately). Failure to comply with the provisions of this Order may result in civil or criminal sanctions.

Questions concerning the Order Prohibiting Involvement in NRC-Licensed Activities (Effective Immediately) may be addressed to James Lieberman, Director, Office of Enforcement. Mr. Lieberman can be reached at telephone number (301) 504-2741.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter and the enclosure with your home address removed will be placed in the NRC's Public Document Room.

Sincerely,



James L. Milhoan
Deputy Executive Director
for Nuclear Reactor Regulation,
Regional Operations and Research

Enclosure: Order Prohibiting Involvement in
NRC-Licensed Activities (Effective Immediately)

cc w/enclosure: See Next Page

Mr. Kenneth G. Pierce

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cc w/enclosure:

W. J. Wallace, Vice President and Chief Nuclear Officer

L. O. DelGeorge, Vice President, Nuclear Oversight
and Regulatory Services

M. Lyster, Site Vice President

G. Spedl, Station Manager

J. Shields, Regulatory Assurance Manager

D. Farrar, Nuclear Regulatory Services Manager

Richard Hubbard

J. W. McCaffrey, Chief Public Utilities Division

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State of Illinois Center