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50-389 St. Lucie Plant, Unit 2, Florida Power & Light Co. 05000389
AUTH. NAME AUTHOR AFFILIATION
JAUDON, J.P. Region 2 (Post 820201)
RECIP. NAME RECIPIENT AFFILIATION
PLUNKETT, T.F. Florida Power & Light Co.

SUBJECT: Forwards insp repts 50-335/98-01 & 50-389/98-01 on 980123.
One apparent violation identified & being considered for
escalated enforcement action. Violation relates to failure to
terminate two contract employees access capabilities.

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February 11, 1998

EA 98-064

Florida Power and Light Company
ATTN: Mr. T. F. Plunkett
President - Nuclear Division
P. O. Box 14000
Juno Beach, FL 33408-0420

SUBJECT: NRC INSPECTION REPORT NOS. 50-335/98-01, 50-389/98-01

Dear Mr. Plunkett:

This refers to the inspection conducted on January 23, 1998, at the St. Lucie 1 and 2 reactor facilities. The enclosed report presents the results of this inspection.

Based on the results of this inspection, one apparent violation was identified and is being considered for escalated enforcement action in accordance with the "General Statement of Policy and Procedures for NRC Enforcement Actions" (Enforcement Policy), NUREG-1600. The apparent violation, which relates to the failure to terminate two contract employees' access capabilities, is of concern because it resulted in one of the contract employees entering the protected area after his termination. Also of concern is the fact that the opportunity existed for the two contract employees to gain unauthorized access to vital areas. The circumstances surrounding this apparent violation, the significance of the issue, and the need for lasting and effective corrective action was discussed with members of your staff during a telephone conference exit meeting on January 26, 1998. As a result, it may not be necessary to conduct a predecisional enforcement conference in order to enable the NRC to make an enforcement decision. However, a Notice of Violation is not presently being issued for these inspection findings. Before the NRC makes its enforcement decision, we are providing you an opportunity to either (1) respond to the apparent violation addressed in this inspection report within 30 days of the date of this letter or (2) request a predecisional enforcement conference. Please contact Mr. George Belisle at (404) 562-4621 within seven days of the date of this letter to notify the NRC of your intended response.

Your response should be clearly marked as a "Response to An Apparent Violation in Inspection Report Nos. 50-335/98-01, 50-389/98-01" and should include for the apparent violation: (1) the reason for the apparent violation, or, if contested, the basis for disputing the apparent violation, (2) the corrective steps that have been taken and the results achieved, (3) the corrective steps

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that will be taken to avoid further violations, and (4) the date when full compliance will be achieved. Your response should be submitted under oath or affirmation and may reference or include previously docketed correspondence, if the correspondence adequately addresses the required response. If an adequate response is not received within the time specified or an extension of time has not been granted by the NRC, the NRC will proceed with its enforcement decision or schedule a predecisional enforcement conference.

In addition, please be advised that the characterization of the apparent violation described in the enclosed inspection report may change as a result of further NRC review. You will be advised by separate correspondence of the results of our deliberations on this matter.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter, its enclosure, and your response (if you choose to provide one) will be placed in the NRC Public Document Room (PDR). To the extent possible, your response should not include any personal privacy, proprietary, or safeguards information so that it can be placed in the PDR without redaction.

Sincerely,

ORIGINAL SIGNED BY
JOHNS P. JAUDON

Johns P. Jaudon, Director
Division of Reactor Safety

Docket Nos. 50-335, 50-389
License Nos. DPR-67, NPF-16

Enclosure: NRC Inspection Report Nos. 50-335/98-01 and 50-389/98-01

cc w/enc1:
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(cc w/enc1 cont'd - See page 3)

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J. Lieberman, OE
 B. Summers, OE (2 Letterhead)

(*) - SEE PREVIOUS PAGE FOR CONCURRENCES

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SIGNATURE							
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~~K. Landis, RII~~ T. JOHNSON
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