

FORD 1

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 FACIL: 50-315 Donald C. Cook Nuclear Power Plant, Unit 1, Indiana M 05000315
 50-316 Donald C. Cook Nuclear Power Plant, Unit 2, Indiana M 05000316
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 COBLENTZ, L. Ofc of Enforcement (Post 870413)
 LIEBERMAN, J. Ofc of Enforcement (Post 870413)
 RECIP. NAME RECIPIENT AFFILIATION

SUBJECT: EN-93-078: on 930802, notice of proposed imposition of civil penalty in amount of \$25,000 issued to licensee. Action based on Severity Level III violation re termination of subcontractor employee.

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OFFICE OF ENFORCEMENT
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

Licensee: Indiana & Michigan Power Co. (EA 93-059)
Dockets No. 50-315, 50-316

Subject: PROPOSED IMPOSITION OF CIVIL PENALTY - \$25,000

This is to inform the Commission that a Notice of Violation and Proposed Imposition of Civil Penalty in the amount of \$25,000 will be issued on or about August 2, 1993, to Indiana & Michigan Power Company. This action is based on a Severity Level III violation, occasioned by a U. S. Department of Labor (DOL) Administrative Law Judge finding that an employee of American Nuclear Resources, Inc. (a subcontractor at the D. C. Cook facility) had been terminated as the result of engaging in protected activities.

The base Severity Level III civil penalty of \$50,000 was mitigated 50% based on the licensee's overall past performance. This adjustment resulted in a net decrease of \$25,000.

It should be noted that the licensee has not been specifically informed of the enforcement action. The schedule of issuance and notification is:

Mailing of Notice August 5, 1993
Telephone Notification of Licensee August 5, 1993

The State of Ohio will be notified.

The licensee has thirty days from the date of the Notice in which to respond. Following NRC evaluation of the response, the civil penalty may be remitted, mitigated, or imposed by Order.

Contact: L. Coblentz, OE, 504-3281 J. Lieberman, OE, 504-2741

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PDR I&E
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