

UNITED STATES
NUCLEAR REGULATORY COMMISSION

In the Matter of
FLORIDA POWER AND LIGHT COMPANY
Turkey Point

Docket Nos. 50-250 and 50-251
License Nos. DPR-31 and DPR-41
EA 87-98

ORDER IMPOSING CIVIL MONETARY PENALTY

I

Florida Power and Light Company (the licensee) is the holder of Operating License Nos. DPR-31 and DPR-41 (the licenses) issued by the Nuclear Regulatory Commission (NRC/Commission). These licenses authorize the licensee to operate the Turkey Point facility in accordance with the conditions specified therein.

II

An inspection of the licensee's activities was conducted on May 11-15, 1987. The results of this inspection indicated that the licensee had not conducted its activities in full compliance with NRC requirements with respect to safeguards activities. A written Notice of Violation and Proposed Imposition of Civil Penalty (NRC Inspection Report Nos. 50-250/87-25, 50-251/87-25, 50-250/87-29, and 50-251/87-29) was served upon the licensee by letter dated July 28, 1987. The Notice states the nature of the violations, the provisions of the NRC's requirements that the licensee had violated, and the amount of the civil penalty proposed for the violations. The licensee responded to the Notice of Violation and Proposed Imposition of Civil Penalty by letter dated August 26, 1987.

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PDR ADOCK 05000250
Q PDR



III

After consideration of the licensee's response and the statements of fact, explanation, and argument for mitigation contained therein, the Director, Office of Enforcement has determined as set forth in the appendix to this Order that the violations occurred as stated, that the Severity Level III categorization is warranted, and that the penalty proposed for the violation designated in the Notice of Violation and Proposed Imposition of Civil Penalty should be imposed.

IV

In view of the foregoing and pursuant to Section 234 of the Atomic Energy Act of 1954, as amended (Act), 42 U.S.C. 2282, and 10 CFR 2.205, IT IS HEREBY ORDERED THAT:

The licensee pay a civil penalty in the amount of Seventy-Five Thousand Dollars (\$75,000) within 30 days of the date of this Order, by check, draft, or money order, payable to the Treasurer of the United States and mailed to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, DC 20555.

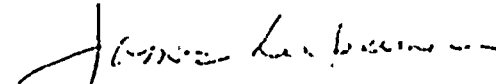
The licensee may request a hearing within 30 days of the date of this Order. A request for a hearing should be clearly marked as a "Request for an Enforcement Hearing" and shall be addressed to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, DC 20555, with a copy to the Regional Administrator, Region II.

If a hearing is requested, the Commission will issue an Order designating the time and place of the hearing. If the licensee fails to request a hearing within 30 days of the date of this Order, the provisions of this Order shall be effective without further proceedings. If payment has not been made by that time, the matter may be referred to the Attorney General for collection.

In the event the licensee requests a hearing as provided above, the issues to be considered at such hearing shall be:

- (a) whether the licensee was in violation of the Commission's requirements as set forth in the Notice of Violation and Proposed Imposition of Civil Penalty referenced in Section II above and
- (b) whether, on the basis of such violation, this Order should be sustained.

FOR THE NUCLEAR REGULATORY COMMISSION


James Lieberman, Director
Office of Enforcement

Dated at Bethesda, Maryland
this 5th day of November 1987.



Florida Power and Light Company

bcc w/encls:
NRR/DRIS/SB
JNGrace, RII
RRosano, OE

bcc w/o encls:
PDR
LPDR
SECY
CA
NRC Resident Inspector
State of Florida
JTaylor, DEDO
JLieberman, OE
LChandler, OGC
Enforcement Specialist
RI, RII, RIII, RIV, RV
BHayes, OI
SConnelly, OIA
EJordan, AEOD
FIngram, PA
OE File
DCS
EDO Rdg File

<i>R</i>	<i>R</i>	<i>R</i>	<i>J</i>	<i>H/m</i>
OE	OGC per <i>L. Trucine</i>	RII <i>L. Trucine</i>	OE: D	BEDRO
RRosano	LChandler	JNGrace	JLieberman	JTaylor
10/27/87	10/27/87	10/3/87	10/4/87	10/4/87