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ACCESSION NBR: 9107260181 DOC. DATE: 91/07/18 NOTARIZED: NO DOCKET #
FACIL: 50-400 Shearon Harris Nuclear Power Plant, Unit 1, Carolina 05000400
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RECIP. NAME RECIPIENT AFFILIATION

SUBJECT: EN-91-040: on 910723, notice of proposed imposition of civil penalty in amount of \$50,000 issued to licensee based on inoperability of one of two reactor trip sys trains due to failed output driver card.

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TITLE: Enforcement Notice (EN)

NOTES: Application for permit renewal filed. 05000400

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July 18, 1991
EN 91-040

OFFICE OF ENFORCEMENT
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

Licensee: Carolina Power & Light Company (EA 91-076)
(Shearon Harris)
Docket No. 50-400

Subject: PROPOSED IMPOSITION OF CIVIL PENALTY - \$50,000

This is to inform the Commission that a Notice of Violation and Proposed Imposition of Civil Penalty in the amount of \$50,000 will be issued on or about July 23, 1991 to Carolina Power & Light Company. This action is based on the inoperability of one of two reactor trip system trains due to a failed output driver card which disabled the automatic actuation of both the train's shunt and undervoltage trip functions. The problem was discovered by the licensee following a reactor trip on June 3, 1991. However, the fact that improper maintenance activities caused the card failure was subsequently identified by the NRC inspectors while reviewing the event. The base civil penalty for this Severity Level III violation is \$50,000. The escalation and mitigation factors of the Enforcement Policy were considered and escalation for identification and prior notice was offset by mitigation for past performance and corrective action.

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	July 23, 1991
Telephone Notification of Licensee	July 23, 1991

The State of North Carolina 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: J. Luehman, OE, 23280 J. Lieberman, OE, 20741

Distribution

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