

**From:** Dave Lochbaum <DLochbaum@ucsusa.org>  
**Sent:** Friday, April 20, 2018 8:28 AM  
**To:** West, Steven  
**Cc:** Mitlyng, Viktoria; tgurziel@twcny.rr.com; Holian, Brian  
**Subject:** [External\_Sender] Your attention needed to end stonewalling

Hello Steve:

There's something wrong in Region III that requires your attention to fix.

In an Inspection Report dated November 4, 2016 (ML16309A098), the NRC addressed Event Notification No. 52079 from Davis-Besse. The NRC reported that the event in question remained under review because the licensee's causal evaluations were still ongoing.

Sure enough, the Licensee Event Report dated August 30, 2016 (ML16245A294) did indicate that a follow-up report was expected with a target submittal date of December 30, 2016.

The licensee missed the target date by a little. Revision 1 to the LER was dated February 27, 2017 (ML17060A239). The revised LER provided the results from the completed causal evaluations as well as the measures taken and planned to prevent recurrence.

That was 417 days ago and counting.

When I checked with Region III Office of Public Affairs yesterday, I was informed that the NRC is still reviewing this matter.

Really? The revised LER is only 7 pages long, or nearly 60 days per page. Nobody reads that slow. FirstEnergy didn't even use many big words.

Inspection reports are due out 45 days after the exit meeting.

Part 21 reports are due in 60 days after discovery.

ROP Performance Indicators and Inspection Findings are updated every 90 days.

What in the world can justify taking 417 days (and counting) for the NRC to figure out what should, or should not, be done about this problem at this plant?

Justice delayed is justice denied never applied better than to this case.

Region III cannot possibly get it right at this late date. It's nearly two years since the underlying event occurred. If there's any behavior that needs to be remedied, that remedy should have been taken and verified long, long ago. The revised LER delineated measures to prevent recurrence. Sometime over the ensuing 417 days the NRC should have been able to wander out and see for itself whether those measures were sufficient. But noooo, the NRC is still pondering and reviewing? Reviewing what?

Please take the steps necessary to ensure Region III resolves safety issues in a more timely manner in the future. This escapade hopefully doesn't reflect Region III at its best.

Thanks,  
Dave Lochbaum  
UCS

*Jim Clay, CWCA*  
**Administrative Assistant to Steven West**  
**Regional Administrator, Region III**  
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Purpose means intention, objective, goals based on your deepest core values.  
Meaning is of value, significance, and important to me.

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