

Official

NOV 23 1992

Docket No. 55-20096  
License No. OP-20445-1  
EA 92-197

Mr. Tony V. Hollenbeck  
HOME ADDRESS DELETED  
UNDER 10 CFR 2.790

Dear Mr. Hollenbeck:

SUBJECT: NOTICE OF VIOLATION

The Nuclear Regulatory Commission (NRC) has received a letter dated October 30, 1992, from Virginia Electric and Power Company's Surry Power Station, informing us of your confirmed positive test for marijuana. We plan to place that letter in your 10 CFR Part 55 docket file.

This confirmed positive test identified a violation of 10 CFR 55.53(j). The purpose of the NRC's Fitness-for-Duty requirements is to provide reasonable assurance that nuclear power plant personnel work in an environment that is free of drugs and alcohol and the effects of the use of these substances. The use of illegal drugs is a serious matter which undermines the special trust and confidence placed in you as a licensed operator. The violation is categorized as a Severity Level III violation in accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C, because the use of marijuana by licensed operators is a significant regulatory concern. This violation is described in the enclosed Notice of Violation (Notice). Please note that, in accordance with 10 CFR 26.27(b), future similar violations will substantially affect your authorization for unescorted access to a protected area of a licensed facility.

The purpose of this letter is to make clear to you the consequences of your violation of NRC requirements governing fitness for duty as a licensed operator. You are required to respond to this letter and should follow the instructions specified in the enclosed Notice when preparing your response. In your response, you should document the specific actions taken and any additional actions you plan to prevent recurrence in order to ensure your ability and willingness to carry out the special trust and confidence placed in you as a licensed operator of a nuclear power facility. After reviewing your response to this Notice, including your proposed corrective actions, the NRC will determine whether further NRC enforcement action is necessary to ensure compliance with NRC regulatory requirements.

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Mr. Tony V. Hollenbeck

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In accordance with Section 2.790 of the NRC's "Rules of Practice," Part 2, Title 10, Code of Federal Regulations, enforcement actions are placed in the NRC Public Document Room (PDR). A copy of this letter with the enclosed Notice and with your address removed will be placed in the PDR unless you provide sufficient basis to withdraw this action within the 30 days specified for a response in the Notice.

The response directed by this letter and the enclosed Notice are not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, Pub. L. No. 96-511.

Should you have any questions concerning this letter, please contact us.

Sincerely,

Original signed  
by AFGibson

Albert F. Gibson, Director  
Division of Reactor Safety

Enclosure:  
Notice of Violation

cc w/encl (home address deleted):

M. R. Kansler  
Station Manager  
Surry Power Station  
P.O. Box 315  
Surry, VA 23883  
55 docket file

bcc w/encl (home address deleted):

R. Gallo, HOLB, NRR  
N. Hunemuller, HOLB, NRR  
L. Lawyer, DRS  
OL FFD File  
(Regional LA)  
Public Document Room

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GJenkins  
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OLieberman  
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*Per telecom w/ Rosendo  
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