

December 6, 1979

OFFICE OF INSPECTION AND ENFORCEMENT
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

EN-79-14

Licensee: Consumers Power Company
Midland, Unit Nos. 1 and 2
Docket Nos. 50-329 and 330
Midland, Michigan

Subject: ORDER MODIFYING CONSTRUCTION PERMITS

This is to inform the Commission that an Order modifying NRC Construction Permit Nos. CPPR-81 and 82 is being issued to Consumers Power Company on December 6, 1979. This action is based on quality assurance deficiencies involving settlement of the Diesel Generator Building and soil construction activities at the Midland site, a material false statement in the FSAR, and an unresolved safety issue concerning adequacy of the licensee's actions to correct deficiencies in soil construction under and around safety-related structures and systems.

These matters do not involve an immediate threat to the health and safety of the public. A news release has been prepared and will be issued about the time the licensee receives the Order. The IE Director discussed this Order with the licensee on December 6, 1979. The State of Michigan will be notified by Region III (Chicago).

The schedule for issuance and notification is:

Action Signed	December 6, 1979
Action Mailed	December 6, 1979
Telephone Notification to Licensee	December 6, 1979
Telephone Notification to State	December 6, 1979
NRC News Release	December 6, 1979

Any person whose interest may be affected by this Order may request a hearing within 20 days. The Order will be in effect on December 26, 1979, unless a hearing is requested. If a hearing is conducted, the effective date will be specified following the hearing.

Contact: REShewmaker, IE x27551 HDThornburg, IE x28484

Distribution: Transmitted H St _____

Chairman Hendrie	Commissioner Bradford	S. J. Chilk, SECY
Commissioner Kennedy	Commissioner Ahearne	C. C. Kammerer, CA
Commissioner Gilinsky	ACRS	(For Distribution)

Transmitted: MNBB _____	P. Bldg _____	V. Stello, IE
L. V. Gossick, EDO _____	H. R. Denton, NRR	Region _____
H. L. Ornstein, EDO	R. C. DeYoung, NRR	
J. J. Fouchard, PA	R. J. Mattson, NRR	Landow _____
N. M. Haller, MPA	D. Vassallo, NRR	J. J. Cummings, OIA
R. G. Ryan, OSP	D. Eisenhut, NRR	
H. K. Shapar, ELD	SS Bldg _____	(MAIL)
	W. J. Dircks, NMSS	R. Minogue, SD
	S. Levine, RES	

8002080

167