

August 14, 1980

OFFICE OF INSPECTION AND ENFORCEMENT
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

EN-80-37

Licensee: Power Authority of the State of New York, New York, NY
(James A. FitzPatrick)
Docket No. 50-333 (License No. DPR-59)

Subject: PROPOSED IMPOSITION OF CIVIL PENALTIES - \$48,000

This is to inform the Commission that a Notice of Violation and a Notice of Proposed Imposition of Civil Penalties in the amount of Forty-eight Thousand Dollars will be issued on or about August 18, 1980, to the Power Authority of the State of New York. This action is based on items of noncompliance associated with the implementation of the FitzPatrick Physical Security Plan involving failure to assign security force personnel to the last access control function and the use of untrained security force members to perform this function. In addition, the licensee failed to maintain the integrity of the vital areas through the use of adequate barriers, mechanical locks, and card key access control. A news release has been prepared and will be issued about the time the licensee receives the Notices. The State of New York will be informed.

It should be noted that the licensee has not been specifically informed of the enforcement action. The schedule of issuance and notification is:

Action signed	8/14/80
Mailing of Notices	8/18/80
Telephone Notification of Licensee	8/18/80
Telephone Notification of State	8/18/80
NRC News Release to be made following Licensee Notification	8/18/80

The licensee has 25 days from the date of the Notices in which to respond. Following NRC staff evaluation of the response, the civil penalties may be remitted, mitigated or imposed by Order.

Contact: TWBrockett, IE x27246 DThompson, IE x28487

Distribution: Transmitted H St 2:47

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PRELIMINARY INFORMATION - NOT FOR PUBLIC DISCLOSURE UNTIL 8/20/80

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