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Dalwyn R. Davidson
VICE PRESIDENT
SYSTEM ENGINEERING AND CONSTRUCTION

October 22, 1980

Mr. Gaston Fiorelli
Reactor Construction and
Engineering Support Branch
U. S. Nuclear Regulatory Commission
Region III
799 Roosevelt Road
Glen Ellyn, Illinois 60137

RE: Perry Nuclear Power Plant
Docket Nos. 50-440; 50-441
Response to I. E. Report

Dear Mr. Fiorelli:

This letter is to acknowledge receipt of your Inspection Report Number 50-440/80-16, 50-441/80-15, attached to your letter dated September 18, 1980, which I received on September 22, 1980. This report identifies areas examined by Mr. J. Hughes during the inspection conducted August 1 through 31, 1980.

Attached to this letter is our response to the item of noncompliance described in Appendix A, Notice of Violation. This response is in accordance with the provisions of Section 2.201 of the NRC's "Rules of Practice", Part 2, Title 10, Code of Federal Regulations.

Should there be any questions, please don't hesitate to call.

Very truly yours,

D. R. Davidson
Vice President
System Engineering and Construction

ksz
Attachment

cc: J. Hughes, NRC - Site

U. S. Nuclear Regulatory Commission
c/o Document Management Branch
Washington, D.C. 20555

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RESPONSE TO ENFORCEMENT ITEMS

Below is our response to Appendix A, Notice of Violation, of United States Nuclear Regulatory Commission I.E. Report 50-440/80-16; 50-441/80-15.

I. Noncompliance 440/80-16-03; 441/80-15-03

A. Deficiency

10CFR50, Appendix B, Criterion V (Instructions, Procedures, and Drawings) and PNPP PSAR Chapter 17, Section 17.1.5, requires that activities affecting quality ... shall be accomplished in accordance with instructions, procedures, and drawings.

CEI Corporate Project Administration Procedure 1501, Revision 1, Paragraph 1.2.3, states that "... utilizing the criteria for reporting deficiencies under 10CFR50.55(e) and 10CFR Part 21, perform a cursory review to determine if the deficiency may be reportable under 10CFR50.55(e) and/or 10CFR Part 21."

Contrary to the above, there is no documentary evidence that a cursory review was completed on the Ruskin Manufacturing Company, type NLBD23 fire dampers deficiency, which was reported to the NRC as a 10CFR Part 21 item in April 1980.

B. Response

1. Subsequent to the questions raised by the inspector, Deviation Analysis Report 035 was initiated on August 8, 1980 to document evaluation of the report made under the provisions of 10CFR21 by Ruskin Manufacturing Company concerning Vertical Spring Closure, NLBD23 Fire Dampers. The engineering analysis for these fire dampers as installed by the HVAC contractor at PNPP identifies them as being non-safety related and notes have been added to the affected diagrams to identify the fact that the fire dampers are an exception to the safety-related classification of the system.
2. As part of our evaluation of the ramifications of a contractor reporting a 10CFR Part 21 significant deficiency, we evaluated our internal procedures relative to their significance and completeness for total project involvement. Based on this evaluation, we proposed to strengthen our procedures by the appropriate revisions to include quicker evaluations to determine if potential items are reportable under 10CFR50.55(e). In addition, the importance of timeliness in reporting of potential significant deficiencies has been discussed in detail with our resident inspector during our programmed weekly meetings with project management.
3. Full compliance, including revisions to the procedures, will be achieved by December 1, 1980.