



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION I
631 PARK AVENUE
KING OF PRUSSIA, PENNSYLVANIA 19406

Docket No. 50-333

MAR 25 1981

Power Authority of the State of New York
James A. FitzPatrick Nuclear Power Plant
ATTN: Mr. R. J. Pasternak
Resident Manager
P. O. Box 41
Lycoming, New York 13093

Gentlemen:

Subject: Inspection 50-333/81-04

This refers to the safety inspection conducted by Mr. G. Napuda of this office on January 26-30, 1981 at the James A. FitzPatrick Nuclear Power Plant, Scriba, New York of activities authorized by NRC License No. DPR-59 and to the discussions of our findings held by Mr. Napuda with Messrs B. Deist, R. Pasternak and other members of your staff at the conclusion of the inspection.

Areas examined during this inspection are described in the Office of Inspection and Enforcement Inspection Report which is enclosed with this letter. Within these areas, the inspection consisted of selective examinations of procedures and representative records, interviews with personnel, and observations by the inspector.

Our inspector also verified the steps you have taken to correct the items of noncompliance brought to your attention in the enclosure to our letter dated December 11, 1979. We have no further questions regarding the steps you took to correct items A, B, and C. With regard to item D, this item has recurred.

Based on the results of this inspection, it appears that certain of your activities were not conducted in full compliance with NRC requirements, as set forth in the Notice of Violation, enclosed herewith as Appendix A. These items of noncompliance have been categorized into the levels described in the Federal Register Notice (45 FR 66754) dated October 7, 1980. You are required to respond to this letter and in preparing your response, you should follow the instructions in Appendix A.

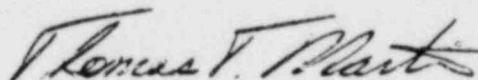
Item A in the Notice of Violation enclosed with this letter was identified during a previous inspection of your licensed activities on September 10-14, 1979, and was documented in the enclosure to our letter dated December 11, 1979. Your letter to this office dated January 7, 1980 stated that the drawings had been corrected. From our current inspection, it appears that your corrective action was not adequate in that similar conditions were identified with respect to other drawings. Recurrent and uncorrected items of noncompliance are given

additional weight in the consideration and selection of appropriate enforcement action. Therefore, in your response to this letter, you should give particular attention to those actions taken or planned to ensure that identified items of noncompliance will be completely corrected and will not recur.

In accordance with Section 2.790 of the NRC's "Rules of Practice," Part 2, Title 10, Code of Federal Regulations, a copy of this letter and the enclosures will be placed in the NRC's Public Document Room. If this report contains any information that you (or your contractor) believe to be proprietary, it is necessary that you make a written application within 20 days to this office to withhold such information from public disclosure. Any such application must be accompanied by an affidavit executed by the owner of the information, which identifies the document or part sought to be withheld, and which contains a statement of reasons which addresses with specificity the items which will be considered by the Commission as listed in subparagraph (b) (4) of Section 2.790. The information sought to be withheld shall be incorporated as far as possible into a separate part of the affidavit. If we do not hear from you in this regard within the specified period, the report will be placed in the Public Document Room.

Should you have any questions concerning this inspection, we will be pleased to discuss them with you.

Sincerely,



Thomas T. Martin, Chief, Engineering
Inspection Branch, Division of
Engineering and Technical Inspection

Enclosures:

1. Appendix A, Notice of Violation
2. Office of Inspection and Enforcement Inspection
Report Number 50-333/81-04

cc w/encls:

George T. Berry, President and Chief Operating Officer
J. P. Bayne, Senior Vice President-Nuclear Generation
A. Klausmann, Director, Quality Assurance
M. C. Cosgrove, Site Quality Assurance Engineer
J. F. Davis, Chairman, Safety Review Committee
C. M. Pratt, Assistant General Counsel
G. M. Wilverding, Manager-Nuclear Licensing