

SAFEGUARDS INFORMATION

MAR 20 1990

MEMORANDUM FOR: James Lieberman, Director
Office of Enforcement

FROM: Stewart D. Ebnetter
Regional Administrator

SUBJECT: ORDER IMPOSING A CIVIL PENALTY - DUKE POWER COMPANY
CATAWBA, MCGUIRE AND OCONEE - EA 89-151

A proposed Imposition Order with Appendix is enclosed for your review. In their response of January 31, 1990, Duke admitted the violations but argued that enforcement discretion should be exercised or that the civil penalty be fully mitigated based on corrective actions taken by Duke Power Company. This was one of two enforcement cases discussed with Duke management at a meeting on January 31, 1990.

After reviewing the licensee's response, we have concluded that no mitigation of the proposed civil penalty is warranted.

Original signed by
Stewart D. Ebnetter

Stewart D. Ebnetter

Enclosures:

1. Letter to Licensee
2. Order w/Appendix

cc w/encls:

J. Partlow, NRR
J. Goldberg, OGC
Director, EICS/RIII
Enforcement Coordinators
Regions I, IV, and V

bcc w/o encls:

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