



DCS

Westinghouse  
Electric Corporation

Commercial Nuclear Fuel Division

Drawer R  
Columbia South Carolina 29250  
(803) 778 2610

May 24, 1993

NRC-93-012

Director, Office of Enforcement  
U.S. NUCLEAR REGULATORY COMMISSION  
ATTN: Document Control Desk  
Washington, DC 20555

Gentlemen:

SUBJECT: PAYMENT OF CIVIL PENALTY

REFERENCE: 1. NRC DOCKET NO. 70-1151, LICENSE SNM-1107, EA 93-044  
2. NRC INSPECTION REPORT NOS: 70-1151/92-04 AND  
70-1151/93-01

In connection with the violations assessed a civil penalty in the referenced report, Westinghouse Electric Corporation hereby remits the entire \$18,750 of the proposed civil penalty, including the base penalty of \$12,500 and the escalated portion in the amount of \$6,250. We believe, however, that escalation of the civil penalty above the base amount is inappropriate and reflects the current heightened expectations of the NRC regarding criticality control rather than lack of responsiveness or safety awareness on our part. Containers of the type cited in the violation have been used safely at the plant since operations began in 1969. Accordingly, we do not view our actions as warranting anything but the lowest level penalty. However, we do not wish to prolong a deliberation over an issue which has been appropriately addressed, and hereby remit the entire amount of the proposed penalty.

Sincerely,

WESTINGHOUSE ELECTRIC CORPORATION

*James A. Fici*

James A. Fici, Plant Manager  
Columbia Fuel Fabrication Facility

CC: U.S. NUCLEAR REGULATORY COMMISSION  
REGIONAL ADMINISTRATOR  
REGION II  
101 MARIETTA STREET, N.W.  
ATLANTA, GA 30323

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*JEH 1/0*