

31 JAN 1983

Docket No. 50-293
EA 82-138

Boston Edison Company M/C Nuclear
ATTN: Mr. William D. Harrington
Senior Vice President, Nuclear
25 Braintree Hill Office Park
Braintree, Massachusetts 02184

Gentlemen:

On May 6, 1982, the site security supervisor at the Pilgrim Nuclear Generating Station notified the Nuclear Regulatory Commission Operations Center of the apparent loss of a copy of the Pilgrim Station Physical Security Plan. The loss of the plan, which contains Safeguards Information, constitutes a violation of NRC requirements. Our concerns regarding the potential effect of losing the plan were discussed in a telephone conversation on May 26, 1982 between Mr. Edward MacCormack of your staff and Messrs. James H. Joyner and Anthony T. Gody of the Region I staff. We also discussed these concerns and the importance of protecting Safeguards Information at an Enforcement Conference held in Region I on July 7, 1982 between you and members of your staff, and me and other members of the Region I staff.

This violation, which is described in the attached Notice, demonstrates that administrative controls over documents containing Safeguards Information stored onsite were not effectively implemented. The missing copy of the security plan was supposed to be controlled by an authorized person, namely, the Secondary Alarm Station Operator, but since May 6, 1982, it has not been controlled. This violation has been classified at Severity Level III, in accordance with Supplement III of the NRC Enforcement Policy (10 CFR 2, Appendix C). Civil penalties are normally issued for Severity Level III violations. However, after careful consideration of the factors involved in this instance, including the fact that the violation was identified by you during one of your audits and immediately reported to the NRC, and the fact that there has been no evidence that the lost security plan has been either transferred to, disclosed to, or used by unauthorized individuals, we have exercised our discretion under the NRC Enforcement Policy and have decided not to propose a civil penalty in this case. Similar violations of this type in the future may result in additional enforcement action.

You are required to respond to the attached Notice and you should follow the instructions specified therein in preparing your response.

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31 JAN 1983

Boston Edison Company M/C Nuclear 2

The response directed by the attached Notice is not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, PL 96-511.

In accordance with 10 CFR 2.790(a), a copy of this letter and the enclosure will be placed in the NRC Public Document Room unless you notify this office by telephone, within ten days of the date of this letter and submit written application to withhold information contained therein within thirty days of the date of this letter. Such application must be consistent with the requirements of 10 CFR 2.790(b)(1).

Sincerely,

Original Signed By:

T. T. MARTIN

Thomas T. Martin, Director
Division of Engineering and
Technical Programs

Enclosure: Notice of Violation

cc w/encl:

A. V. Morisi, Manager, Nuclear Operations Support
C. J. Mathis, Station Manager
Joanne Shotwell, Assistant Attorney General
Jon N. Bonsall, Chairman, Department of Public Utilities
Plymouth Board of Selectmen
Plymouth Civil Defense Director
Senator Edward P. Kirby
Public Document Room (PDR)
Local Public Document Room (LPDR)
Nuclear Safety Information Center (NSIC)
NRC Resident Inspector
Commonwealth of Massachusetts (2)

bcc w/encl:

Region I Docket Room (with concurrences)
Senior Operations Officer (w/o encl)
DPRP Section Chief
Enforcement Specialist, RI
Director of Enforcement, IE
J. Lieberman, ELD

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