

NOTICE OF VIOLATION

The Detroit Edison Company
Fermi 2 Nuclear Power Plant

Docket No. 50-341
License No. NPF-43

During an NRC inspection conducted on February 28 through March 4, 1994, one violation of NRC requirements was identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C, the violation is listed below:

10 CFR Part 50.54(q) requires, in part, that a licensee follow and maintain, in effect, emergency plans which meet the standards in 10 CFR Part 50.47(b) and the requirements of Appendix E to 10 CFR Part 50.

Section D.2.3. of the Radiological Emergency Response Preparedness (RERP) Plan, which meets the standards and requirements of 10 CFR 50.54(q), contains the required licensee actions following an Alert declaration.

RERP Procedure EP-103, "Alert," implements the required emergency response actions contained in Section D.2.3 of the RERP Plan and, as an immediate action, requires an order be issued to assemble all personnel in the Fermi protected area and perform accountability.

Contrary to the above, on December 25, 1993, an order was not immediately issued to assemble all personnel in the Protected Area and perform accountability when the emergency classification was upgraded to an Alert.

This is a Severity Level IV violation (Supplement VIII).

Pursuant to the provisions of 10 CFR 2.201, the Detroit Edison Company is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555 with a copy to the U.S. Nuclear Regulatory Commission, Region III, 801 Warrenville Road, Lisle, Illinois, 60532, and a copy to the NRC Resident Inspector at the Fermi 2 Plant within 30 days of the date of the letter transmitting this Notice of Violation (Notice). This reply should be clearly marked as a "Reply to a Notice of Violation" and should include for each violation: (1) the reason for the violation, or, if contested, the basis for disputing the violation, (2) the corrective steps that have been taken and the results achieved, (3) the corrective steps that will be taken to avoid further violations, and (4) the date when full compliance will be achieved.

If an adequate reply is not received within the time specified in this Notice, an order or a demand for information may be issued as to why the license should not be modified, suspended, or revoked, or why such other action as may be proper should not be taken. Where good cause is shown, consideration will be given to extending the response time.

Dated at Lisle, Illinois
this 18 day of March 1994