

# SAFEGUARDS INFORMATION

AUG 2 1982

Duke Power Company  
ATTN: Mr. H. B. Tucker, Vice President  
Nuclear Production Department  
P. O. Box 2178  
Charlotte, NC 28242

Gentlemen:

Subject: Report No. 50-369/82-21

Special inspections were conducted by inspectors from Region II, U.S. Nuclear Regulatory Commission on June 9 and 22, 1982 at your McGuire Nuclear Station. The purpose of these inspections was to evaluate the security significance of incidents reported to the NRC by the McGuire Nuclear Station on June 8 and 20, 1982.

The findings of these special inspections, which are documented in the enclosed report, indicate that the security breaches resulted from a violation of regulatory requirements. These findings were discussed in detail with station management on June 9 and 22, 1982. In addition, an Enforcement Conference was held in the Region II office on June 25, 1982 in which NRC's overall safety concerns relating to this event were discussed.

Failure to provide positive access control to a vital area is normally categorized as a Severity Level III violation (10 CFR 2, Appendix C, Supplement III). However, after careful evaluation of the circumstances surrounding these occurrences, including the specific locations of the breaches, the frequency of security patrols in those areas and the limited scope of vital equipment which could have been accessed, we have concluded that the violation is appropriately categorized as a Severity Level IV.

Notwithstanding the above conclusion, we believe this matter deserves special management attention to assure that appropriate corrective action is identified and accomplished. Accordingly, in preparing your required response, you should include a description of preventive measures derived from an evaluation of the underlying causes of these events. Your reply and the results of future inspections will be considered in determining whether further enforcement action is appropriate.

The material enclosed herewith contains Safeguards Information as defined by 10 CFR 73.21 and its disclosure to unauthorized individuals is prohibited by Section 147 of the Atomic Energy Act of 1954, as amended. Therefore, the material will not be placed in the Public Document Room.

REVIEWED BY:

D. R. McGuire, Security Officer  
(Name & Title)

*D. R. McGuire*  
(Signature)

US NRC Region II  
(Organization)

7/30/82  
(Date)

WARNING: SAFEGUARDS INFORMATION  
SECTION 147 ATOMIC ENERGY ACT 1954.  
VIOLATIONS OF THE PROTECTION  
REQUIREMENTS OF 10 CFR 73.21  
SUBJECT TO CIVIL OR CRIMINAL PENALTIES.

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Duke Power Company

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AUG 2 1982

The responses directed by this letter and the enclosure are 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.

Sincerely,

James P. O'Reilly  
Regional Administrator

Enclosures:

1. Appendix A - Notice of Violation  
(Safeguards Information)
2. Inspection Report No. 50-369/82-21  
(Safeguards Information)

cc w/encl:

W. O. Parker, Jr., Vice President  
Fossil Production Department  
M. D. McIntosh, Plant Manager  
J. T. Moore, Project Manager

bcc w/encl:

IE File  
NMSS/SGPL  
NRR/DL/SSPB  
J. Lieberman, IEIES

bcc w/Inspection Summary:  
Document Management Branch  
NRC Resident Inspector  
State of North Carolina

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