

JUN 24 1994

"Public"

Docket No. 50-461
License No. NPF-62
EA 94-098

Illinois Power Company
ATTN: Mr. J. G. Cook
Vice President
Clinton Power Station
Mail Code V-275
Post Office Box 678
Clinton, IL 61727

SUBJECT: NOTICE OF VIOLATION (NRC INSPECTION REPORT NO. 50-461/94008(DRP))

Dear Mr. Cook:

This refers to the special safety inspection conducted by Messrs. P. G. Brochman and F. L. Brush of this office on February 2 through May 16, 1994. The inspection included a review of authorized activities for your Clinton Power Station facility. At the conclusion of the inspection, the findings were discussed with those members of your staff identified in the enclosed report.

Areas examined during the inspection are identified in the report. Within these areas, the inspection consisted of a selective examination of procedures and representative records, observations of activities in progress, and interviews with personnel.

Based on the results of this inspection, certain of your activities appeared to be in violation of NRC requirements, as specified in the enclosed Notice of Violation (Notice). The violation is of concern because it involved the deliberate falsification of Quality Verification personnel signatures by a maintenance foreman. While there was no safety impact on plant equipment, the NRC views with great concern violations which involve personal integrity issues. This is even more important when the individual is a supervisor.

We understand that you did not consider this individual to be a formal supervisor and questioned why this violation did not meet the criteria for enforcement discretion. Title 10 of the *Code of Federal Regulations* Part 2, Appendix C, Section VII.B, does not permit the exercising of enforcement discretion for willful violations involving "licensee officials." This individual directly supervised and reviewed work performed on safety-related equipment by maintenance personnel. Consequently, the NRC considers this individual a supervisor and hence a "licensee official."

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JUN 24 1994

Illinois Power Company

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You are required to respond to this letter and should follow the instructions specified in the enclosed Notice when preparing your response. In your response, you should document the specific actions taken and any additional actions you plan to prevent recurrence. After reviewing your response to this Notice, including your proposed corrective actions and the results of future inspections, the NRC will determine whether further NRC enforcement action is necessary to ensure compliance with NRC regulatory requirements.

In accordance with 10 CFR 2.790 of the Commission's regulations, a copy of this letter, the enclosures, and your response to this letter will be placed in the NRC Public Document Room.

The responses directed by this letter and the accompanying Notice are not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, Pub. L. No. 96-511.

We will gladly discuss any questions you have concerning this inspection.

Sincerely,

Orig signed by J. A. Zmalkinski

Edward G. Greenman, Director
Division of Reactor Projects

Enclosures:

- 1. Notice of Violation
- 2. Inspection Report
No. 50-461/94008(DRP)

cc w/enclosure:

- R. Morgenstern, Plant Manager
Clinton Power Station
- R. Phares, Director - Licensing
OC/LFDCB
Resident Inspector, Clinton,
Dresden, LaSalle, Quad Cities
Project Manager, NRR
- Nathan Schloss, Economist
Office of the Attorney General
- K. K. Berry, Licensing Services Manager
General Electric Company
Chairman, DeWitt County Board
State Liaison Officer
Chairman, Illinois Commerce
Commission
- S. Stein, SRS
- J. Lieberman, OE
- J. Goldberg, OGC
- R. Zimmerman, NRR

bcc: PUBLIC (IE01)

RIII <i>XOP</i> Simons 6/24/94 YES	RIII <i>sc</i> Clayton 6/24/94	RIII <i>YES</i> <i>[Signature]</i> DeFayette 6/24/94	OE Satorius	RIII <i>[Signature]</i> LaTorre 6/24/94	RIII <i>[Signature]</i> Greenman
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UNITED STATES
NUCLEAR REGULATORY COMMISSION

REGION III
801 WARRENVILLE ROAD
LISLE, ILLINOIS 60532-4351

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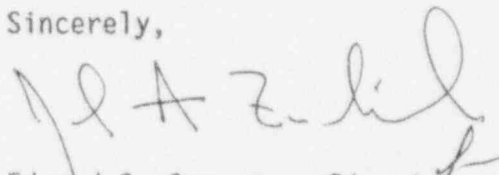
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