

APR 03 1991

Docket No. 50-333
License No. DPR-59

New York Power Authority
James A. FitzPatrick Nuclear Power Plant
ATTN: Mr. William Fernandez
Resident Manager
P. O. Box 41
Lycoming, New York 13093

Gentlemen:

Subject: Region I Inspection Report No. 50-333/91-04

This letter refers to the routine safety inspection of your design and modifications programs conducted by Messrs. L. Prividy, J. Yerokun, R. Fuhrmeister, and M. Buckley of this office on January 28 - February 1, 1991 at the James A. Fitzpatrick Nuclear Power Plant and at your White Plains corporate office. An adequately implemented modification program is one of the key ingredients to assure availability of safety systems, structures and components. A discussion of our findings was held by our inspectors with Mr. R. Liseno and other members of your staff at the conclusion of this inspection.

Areas examined during this inspection are described in the NRC Region I inspection report which is enclosed with this letter. Within these areas, the inspection consisted of selective examinations of procedures and representative records, interviews with personnel and observations by our inspectors. While our inspectors determined that the modifications reviewed were designed and installed in a controlled manner, they concluded that management control of engineering work requests needed further attention, as detailed in Sections 2 and 5 of the enclosed report.

Based on the results of this inspection, one of your activities was not conducted in full compliance with NRC requirements, as set forth in the Notice of Violation, enclosed herewith as Appendix A. The violation involves inadequate disposition of a plant repair. This violation has been categorized by severity level in accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C (Enforcement Policy). You are required to respond to this letter and in preparing your response, you should follow the instructions in Appendix A.

The responses requested by this letter are not subject to the clearance procedure of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, PL 96-511.

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Your cooperation with us in this matter is appreciated.

Sincerely,

Original Signed By:
Jacque P. Durr

Jacque P. Durr, Chief
Engineering Branch
Division of Reactor Safety

Enclosures:

1. Appendix A, Notice of Violation
2. NRC Region I Inspection Report No. 50-333/91-04

cc w/encls:

J. Phillip Bayne, President
J. Brons, Executive Vice President
A. Klausmann, Senior Vice President - Appraisal and Compliance Services
G. Tasick, Quality Assurance Superintendent
G. Wilverding, Manager-Nuclear Safety Evaluation
G. Goldstein, Assistant General Counsel
R. Beedle, Vice President-Nuclear Support
S. Zulla, Vice President Nuclear Engineering
W. Josiger, Vice President Nuclear Operations & Maintenance
J. Gray, Director, Nuclear Licensing - BWR
Dept. of Public Service, State of New York
State of New York, Department of Law
Public Document Room (PDR)
Local Public Document Room (LPDR)
Nuclear Safety Information Center (NSIC)
K. Abraham, PAO (22) SALP Reports and (2) All Inspection Reports
NRC Resident Inspector
State of New York, SLO Designee

bcc w/encls:

Region I Docket Room (with concurrences)
Management Assistant, DRMA (w/o encl)
R. Bellamy, DRSS
J. Linville, DRP
D. Vito, DRP
G. Meyer, DRP
M. Miller, DRP
D. LaBarge, NRR
K. Brockman, EDO
R. Capra, NRR

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