NUDOCS

February 9, 1995
EN 95-010

OFFICE OF ENFORCEMENT
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

Licensee: Northeast Nuclear Energy Company (EA 95-004)
Millstone, Unit 2
Docket No. 50-336

Subject: PROPOSED EXERCISE OF ENFORCEMENT DISCRETION

This is to inform the Commission that the staff intends to exercise enforcement discretion per Section VII.B.6 of the Enforcement Policy and not issue a Notice of Violation for a potential Severity Level III violation. A letter on the subject will be issued on or about February 16, 1995, to Northeast Nuclear Energy Company (Millstone, Unit 2). The action is based on the licensee's identification of a condition at the Millstone Unit 2 facility in the enclosure building filtration system that, under certain conditions, could have permitted flow from the hydrogen analyzer ventilation system, which discharges enclosure building air to the atmosphere, to cause excessive offsite doses in the event of a loss of coolant accident.

The exercise of enforcement discretion for the apparent Severity Level III violation is warranted because: (1) the condition was identified by the licensee's staff, as a result of a healthy questioning attitude by a system engineer and was promptly reported to the NRC; (2) the condition existed since initial startup, was difficult to discover, and such identification was not likely by routine inspection, surveillance and quality assurance activities; (3) comprehensive corrective actions were taken within a reasonable time period that involved an adequate root cause determination and a review for failures caused by similar root causes; and (4) the condition was caused by an old performance failure that is not reasonably linked to present performance.

The schedule of issuance and notification is:

Mailing of Notice	February 16, 1995
Telephone Notification of Licensee	February 16, 1995

The State of Connecticut will be notified.

Contacts: Mark Satorius, OE, 415-3280 J. Gray, OE, 415-2741

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PRELIMINARY INFORMATION - NOT FOR PUBLIC DISCLOSURE UNTIL VERIFICATION THAT LICENSEE HAS RECEIVED ACTION

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