

NOTICE OF VIOLATION

Duke Power Company
Catawba Nuclear Plant

Docket Nos. 50-413 and 50-414
License Nos. NPF-35 and NPF-52

During an NRC inspection conducted on December 12-16, 1994, and January 9-27, 1995, a 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 50 Appendix B Criterion XVI, Corrective Action, as implemented by the Duke Power Company Topical Quality Assurance Program (Duke 1-A) Amendment 16 and 17, requires that measures shall be established to assure that conditions adverse to quality are corrected and corrective action taken to preclude repetition.

Contrary to the above, a licensee Temporary Station Modification (TSM) audit dated November 9, to December 21, 1994, demonstrated that the corrective actions for a previously identified condition adverse to quality were inadequate to preclude repetition of the adverse condition. On July 19, 1994, a Catawba Problem Investigation Process (PIP) report identified an adverse condition of a failure to perform required audit verifications of active TSMs. NRC non-cited violation 50-413,414/94-17-08 also identified this issue. The corrective actions were completed and the PIP closed on November 15, 1994. A subsequent TSM audit completed on December 21, 1994, failed to include verification of 30 active TSMs, demonstrating a repetition of the adverse condition.

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

Pursuant to the provisions of 10 CFR 2.201, Duke Power 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 Regional Administrator, Region II, and a copy to the NRC Resident Inspector at the facility that is the subject of this Notice, 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 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 Atlanta, Georgia
this 21th day of February 1995

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