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JAN 08 1992

Docket Nos. 50-424 and 50-425  
License Nos. NPF-68 and NPF-81  
EA 91-166

Georgia Power Company  
ATTN: Mr. W. G. Hairston, III  
Senior Vice President -  
Nuclear Operations  
Post Office Box 1295  
Birmingham, Alabama 35201

Gentlemen:

SUBJECT: ENFORCEMENT CONFERENCE SUMMARY  
(NRC INSPECTION REPORT NOS. 50-424/90-19 AND 50-425/90-19,  
SUPPLEMENT 1)

This refers to the Nuclear Regulatory Commission (NRC) enforcement conference conducted on December 16, 1991, in the Region II office, Atlanta, Georgia. The purpose of the enforcement conference was to discuss NRC findings that resulted from a Special Team Inspection conducted at the Vogtle facility on August 6 through 17, 1990. Reports documenting the inspection were sent to you by letters dated January 11, 1991 and November 1, 1991. A list of attendees and a copy of your slides presented at the conference are enclosed.

The NRC findings indicated that certain activities appeared to be in violation of NRC requirements, specifically 10 CFR 50.9, which relates to the completeness and accuracy of information provided to the NRC. These findings were a result of the interaction between the Special Inspection Team members and the Vogtle facility staff during which certain inaccurate oral statements were made by your staff in response to questions by the inspection team members. Although accurate information was obtained prior to the team exit conference, the inaccurate information provided to the team members made it more difficult to conduct the inspection and to accurately assess the areas of concern.

During the enforcement conference, you presented your views with regard to the findings which indicated, after your extensive internal review of the issues involved, that no violation of 10 CFR 50.9 occurred. Your review included detailed interviews with the facility personnel involved, some of which took place shortly after the inspection had been completed. You concluded that there had been no intentional misstatements or careless disregard for the accuracy or completeness of information provided to the NRC and that the personnel involved had attempted to provide information that was correct and responsive.

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Upon reconsideration of this matter in light of the discussion during the enforcement conference, we have decided not to issue an enforcement action for violations of 10 CFR 50.9. This decision should not be taken to negate the significance of the issue. It is of utmost importance that complete and accurate information be provided by a licensee's employees during inspections. However, it is recognized that during oral conversations in the inspection process there is potential for miscommunication to occur and inadvertently erroneous information may be provided in good faith. Nevertheless, it is expected when those situations are identified that the information be promptly corrected.

The enforcement conference was beneficial. We understand that you appreciate this responsibility and the importance of clear and open communications between our staffs. Ensuring effective communication and mutual understanding contributes not only to the safe operation of your facility, but also to effective regulation.

In accordance with Section 2.790 of the NRC's "Rules of Practice," a copy of this letter and its enclosures will be placed in the NRC Public Document Room.

Should you have any questions concerning this letter, please contact us.

Sincerely,

Original Signed By:  
Stewart D. Ebnetter

Stewart D. Ebnetter  
Regional Administrator

Enclosures:

1. List of Enforcement  
Conference Attendees
2. Licensee Slides

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Georgia Power Company

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*1/7/92*

*Per 1/6/92 telecon, J. Lieberman  
stated that OE, NRR + OGC  
concern.*

RII

RII

RII

OE:HQ

RII

LReyes

CFEvans

GRJenkins

JLieberman

JLMilhoan

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