



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
REGION I  
475 ALLENDALE ROAD  
KING OF PRUSSIA, PENNSYLVANIA 19406

JAN 30 1992

Docket No. 55-8615  
SOP No. 10561-1  
EA No. 91-054

MEMORANDUM FOR: Robert A. Capra, Director, Project Directorate No. I-1 NRR

FROM: Marvin W. Hodges, Director  
Division of Reactor Safety, Region I

SUBJECT: BOARD NOTIFICATION ON HEARING FOR SENIOR  
REACTOR OPERATOR MANNING  
(J.A. FITZPATRICK FACILITY)

The purpose of this memorandum is to recommend that you make a board notification on the subject hearing for a relevant and material action of Region I. Region I terminated the individual's license on January 30, 1992, in response to the facility licensee's request dated January 24, 1992. We prepared this memorandum to provide the required information in accordance with NRR Office Letter No. 601, dated March 21, 1988, "Staff Policy and Procedures for Board Notification to Adjudicatory Tribunals."

Enclosure 1 is a copy of the facility licensee's request to terminate Mr. Manning's license because the facility no longer needs his license. Enclosure 2 is a copy of the letter to Mr. Manning from Region I which terminates his license.

We believe that this action meets the basic standard A.1 listed on page 2 of the Office Letter. That is, the staff commits to notifying the presiding officer and/or the licensing board of any new information that is relevant and material to an admitted issue in controversy before the particular tribunal. In this case, the issue in controversy is the condition of continued employment (initially imposed in a limited way by NRC staff Order which led to the hearing and subsequent agreement between NRC and the facility) at the FitzPatrick facility for Mr. Manning while he is in rehabilitation for drug abuse. As developed, these conditions may have led to his return to licensed duties. The termination action by Region I is relevant since he is no longer employed at the facility. This action is material because the termination of employment has a great potential to render the hearing moot or change the outcome of the hearing related to future service of the individual at the FitzPatrick facility in licensed or nonlicensed duties.

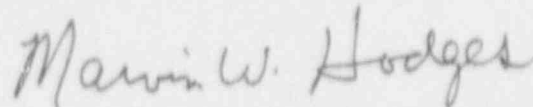
JEH 1/1

Robert A. Capra

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We believe the above meets the requirements of the NRR office letter (section B) with a minor exception noted as follows. For item B.1.g in the Office Letter, an executive summary of the enclosures is not necessary since they are short in length and the relevant information is self evident on each page of the enclosures.

We will be glad to respond to any comments or questions you may have.



Marvin W. Hodges, Director  
Division of Reactor Safety, Region I

Enclosures: As stated

cc w/encl:

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