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UNITED STATES
NUCLEAR REGULATORY COMMISSION

WASHINGTON, D.C. 20555-0001

December 13, 1995

EA 95-155

Mr. S. E. Quinn
Vice President - Nuclear Power
Consolidated Edison Company of
New York, Inc.
Indian Point 2 Station
Broadway and Bleakley Avenues
Buchanan, NY 10511

SUBJECT: INSPECTION NO. 50-247/95-18 (REPLY)

Dear Mr. Quinn:

This letter refers to your correspondence dated October 18, 1995, in response to our letter of September 18, 1995.

In your letter you agreed with the Notice of Violation; however, you requested that our classification of the violation as Severity Level III be reconsidered. You indicated that the previous high radiation area violations had different causal circumstances in that the prior events involved high radiation area access program elements that were ineffectively implemented. In comparison, you submit that the current violation did not involve program elements that were ineffectively implemented, but, rather, resulted from the failure of two individuals to follow procedures in which they had received ample training.

Our review of your request indicated that, since April 1993, your organization experienced several problems involving access to, and control of, high radiation areas. As recently as June 12, 1995, you were issued a Notice of Violation that involved failure to adequately control access to high radiation areas. Your corrective actions involved improved engineering controls for high radiation area barriers and enhanced training of personnel. However, we believe that the issue described in our September 18, 1995, letter indicates that your efforts were not fully effective. To emphasize our concern that there is a continuing need for you to take lasting and effective actions to resolve high radiation area access control problems, we determined that a Notice of Violation at the Severity Level III classification was appropriate. Note that in accordance with the Enforcement Policy, (60 FR 34381, June 30, 1995), NUREG 1600, the NRC did not issue a civil penalty due to your prompt identification, comprehensive corrective actions, and evaluation of the most recent problem.

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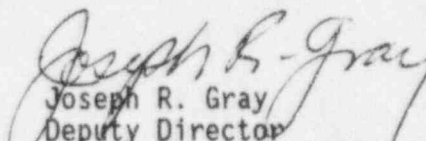
Mr. S. E. Quinn

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Thank you for informing us of the corrective and preventive actions documented in your letter. These actions will be examined during a future inspection of your licensed program. We encourage you to continue to monitor this program area closely.

Your cooperation with us is appreciated.

Sincerely,


Joseph R. Gray
Deputy Director
Office of Enforcement

Docket No. 50-247

cc:

- C. Jackson, Manager, Nuclear Safety and Licensing
- B. Brandenburg, Assistant General Counsel
- C. Faison, Director, Nuclear Licensing
- C. Donaldson, Esquire, Assistant Attorney General, New York Department of Law
Director, Energy & Water Division, Department of Public Service, State of
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- W. Stein, Secretary - NFSC
- F. William Valentino, President, New York State Energy Research
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