

NOTICE OF VIOLATION

Centerior Service Company
Perry Nuclear Power Plant

Docket No. 50-440
License No. NPF-58
EA 95-135

During an NRC inspection conducted on September 2 through October 20, 1995, violations of NRC requirements were identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," (60 FR 34380, June 30, 1995) the violations are listed below:

1. Perry Plant Technical Specifications Section 6.8.1 requires that written procedures be established, implemented, and maintained to cover applicable procedures recommended in Appendix A of Regulatory Guide 1.33, Revision 2, 1978. Perry System Operating Instruction SOI-N27 Feedwater System is one of the procedures included in the general category of Plant Operating Procedures provided under Regulatory Guide 1.33, Appendix A. Step 4.11.2.b of SOI-N27 required that the operator verify the Reactor Feed Pump Turbine Flow Control was in manual and set at minimum.

Contrary to the above, on September 2, 1995, the operator failed to verify that the Reactor Feed Pump Turbine Flow Control was in manual resulting in an unplanned reactor protection system trip and scram (50-440/95008-01(DRP)).

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

2. 10 CFR Part 50, Appendix B, Criterion V, requires that activities affecting quality be prescribed by documented instructions and procedures and be accomplished in accordance with these instructions and procedures.

10 CFR 50.9 requires that information required by the Commission's regulations be complete and accurate in all material respects.

Perry Work Order 93-3056, Step 010, required, in part, that the responsible foreman and craft independently verify that the component to be worked is in fact the item identified in the work order and sign that they have made that verification.

Contrary to the above, on April 9, 1994, both the responsible NPS Energy Services maintenance foreman and the craftsmen did not independently verify the location of a blank flange (1E12-D003A) in the "A" residual heat removal (RHR) full flow test line prior to proceeding with the safety-related work associated with Work Order 93-3056. Furthermore, the maintenance foreman falsified the work order by signing that he had performed the independent verification.

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

Pursuant to the provisions of 10 CFR Part 2.201, Centerior Service 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 III, 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. 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. Your response may reference or include previous docketed correspondence, if the correspondence adequately addresses the required response. If an adequate reply is not received within the time specified in this Notice, an order or a 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.

Because your response will be placed in the NRC Public Document Room (PDR), to the extent possible, it should not include any personal privacy, proprietary, or safeguards information so that it can be placed in the PDR without redaction. However, if you find it necessary to include such information, you should clearly indicate the specific information that you desire not to be placed in the PDR, and provide the legal basis to support your request for withholding the information from the public.

With regard to violation 2, the NRC has concluded that information regarding the reason for the violation, the corrective actions taken and planned to correct the violation and prevent recurrence is already adequately addressed on the docket in Inspection Report No. 50-440/95008 dated December 14, 1995. However, you are required to respond to the provisions of 10 CFR Part 2.201 if the description therein does not accurately reflect your corrective actions or your position. In that case, or if you choose to respond, clearly mark your response as a "Reply to a Notice of Violation," and send it to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555 with a copy to the Regional Administrator, Region III, 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.

Dated at Lisle, Illinois
this 14th day of December 1995