

James A. FitzPatrick
Nuclear Power Plant
P.O. Box 41
Lycoming, New York 13093
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Corbin A. McNeill, Jr.
Resident Manager

August 31, 1984
JAFP-84-0840

United States
Nuclear Regulatory Commission
Region I
631 Park Avenue
King Of Prussia, PA 19406

Attention: Thomas T. Martin, Director
Division of Engineering
and Technical Programs

SUBJECT: JAMES A. FITZPATRICK NUCLEAR POWER PLANT
DOCKET NO. 50-333
INSPECTION 84-09

Gentlemen:

In accordance with the provisions of 10 CFR 2, Appendix C, we are submitting our response to Appendix A, Notice of Violation transmitted by your letter dated July 27, 1984, as received by the undersigned on August 2, 1984. This refers to the inspection conducted by Ms. R. T. Hogan of your office on May 21, 1984 through May 25, 1984 at the James A. FitzPatrick Nuclear Power Plant.

RESPONSE TO NOTICE OF VIOLATION

- A. The Power Authority disagrees with the finding for the following reasons:
1. In accordance with the requirements of 10 CFR 71.111, documented instructions prescribing the waste classification, waste characterization and labeling described in 10 CFR 61 were in effect as follows:
 - a. PSP-8 "Radioactive Material Shipping Procedure" was in effect prior to the issuance of 10 CFR 61.
 - b. Upon issuance of the new 10 CFR 61 requirements, a memorandum was issued January 5, 1984 for distribution and placed in the procedure manuals preceding PSP-8 which directed technicians to the Radman Operating Manual for instructions on properly completing radioactive waste shipment papers.

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- c. A permanent revision to PSP-8 was initiated and near completion at the time of the inspection. Finalization had not occurred due to software changes in the Radman Program.
 - d. The Radman Operating Manual provides instructions on the use of the NRC approved Radman Computer Code and has been used for all radioactive waste shipments made since December 27, 1983.
2. Two levels of management review including hand calculations of waste classifications were provided by the Radiological and Environmental Services Department to verify Radman system compliance to 10 CFR 61 as well as 10 CFR 71 and DOT regulations.
 3. All radioactive waste shipments made by the Authority from December 27, 1983 up to and including the date of this inspection were reviewed by the inspector and found to be in compliance with 10 CFR 61. Additional scrutiny was provided by the burial sites upon receipt and no problems were identified with the documentation.
 4. Revision of PSP-8 was completed August 29, 1984.
 5. The affected department superintendent did not become aware of this potential violation prior to the exit meeting. This prevented the clarification, provided above, which should have resulted in no violation during the subject inspection.

Very truly yours,

W. Brumby, Jr. by direction

CORBIN A. McNEILL, JR.
RESIDENT MANAGER

CAM:EM:jaa

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