



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

DCS
Original

NOV 13 1984

Docket No. 50-275
License No. DPR-76
EA 84-88

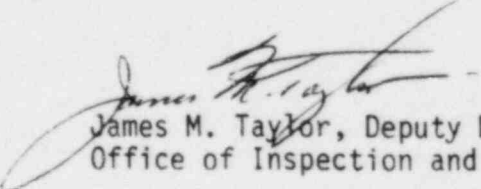
Pacific Gas and Electric Company
ATTN: J. O. Schuyler, Vice President
Nuclear Power Generation
77 Beale Street, Room 1435
San Francisco, California 94106

Gentlemen:

This refers to the letter dated October 24, 1984 in response to our Notice of Violation issued on September 24, 1984 concerning the failure of Pacific Gas and Electric Company to report the existence of a 1977 audit performed by Nuclear Services Corporation of the Pullman Power Product quality assurance program. We have evaluated your response and found that it meets the requirements of 10 CFR 2.201. We will examine the implementation of your corrective actions during future inspections.

In your response you requested that NRC classify the violation as a "1978 enforcement action" rather than as a "1984 enforcement action." The enforcement policy in effect at the time the violation occurred was issued on December 31, 1974. That policy classified noncompliances under the categories of "violations," "infractions," or "deficiencies" to indicate the relative severity of violations of NRC requirements. However, material false statements were not classified under this scheme. Under the 1974 enforcement policy, in those instances in which civil penalties were imposed for material false statements, the amounts of the civil penalties were equivalent to the range of penalties imposed for items of noncompliance in the "violation" category. Since the NRC did not propose a civil penalty for the material false statement cited, the violation was categorized under the current enforcement policy, published on March 8, 1984 (49 FR 8583). This policy contains examples of material false statements at various severity levels (Supplement VII) and describes the circumstances under which formal sanctions would be appropriate. Categorization under the current policy was appropriate to indicate to you how the violation would be handled if it were to recur.

Sincerely,


James M. Taylor, Deputy Director
Office of Inspection and Enforcement

8411200059 841113
PDR ADOCK 05000275
G PDR

Distribution

PDR
NSIC
LPDR
ACRS
SECY
CA
JTaylor, IE
JA Axelrad, IE
GRKlingler, IE
JLieberman, ELD
VStello, DED/ROGR
FIngram, PA
JBMartin, RV
Enforcement Coordinators
RI, RII, RIII, RIV, RV
SConnelly, OIA
BHayes, OI
HDenton, NRR
EJordan, IE
NGrace, IE
JGagliardo, IE
Resident Inspector, Diablo Canyon
IE:ES File
IE:EA File
EDU Rdg File
DCS

Leonard Grimes, President
Public Utilities Commission
350 McAllister Street
San Francisco, CA 94102

John K. Van de Kamp
Attorney General
Executive Office
Department of Justice
555 Capital Mall, Suite 350
Sacramento, CA 95814

Radiologic Health Section
Department of Health Services
714 P. Street, Room 498
Sacramento, CA 95814

IE:ES *GRK*
GRKlingler
11/7/84

via phone
RV *(NSIC)*
AJohnson
11/7/84

K. Gyr
ELD *via phone*
for JLieberman
11/7/84

ES: *JA*
JA Axelrad
11/9/84

IE: *JT*
JTaylor
11/9/84

11/9
**2*
C