

Title: OYSTER CREEK:

LICENSEE MANAGEMENT'S FAILURE TO CORRECT SAFETY RELATED PROBLEMS/  
VIOLATIONS OF NRC REGULATIONS

Licensee:

GPU Nuclear Corporation  
Oyster Creek Nuclear Generating  
Station  
P.O. Box 388  
Forked River, New Jersey 08731

Case No.: Q1-89-007

Report Date: February 12, 1990

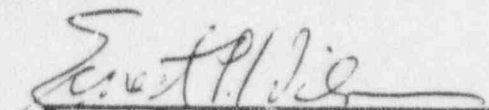
Control Office: OI:RI

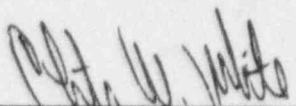
Status: CLOSED

Docket No.: 50-219

Reported by:

Reviewed and Approved by:

  
Ernest P. Wilson, Investigator  
Office of Investigations  
Field Office, Region I

  
Chester W. White, Director  
Office of Investigations  
Field Office, Region I

WARNING

The attached document/report has not been reviewed pursuant to  
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B/S

## DETAILS OF INQUIRY

### Purpose of Inquiry

By memorandum dated May 11, 1989, the Regional Administrator, Region I, requested that OI initiate an investigation at the Oyster Creek Nuclear Generating Station to determine if managements failure in 1981, and again in 1986, to effect corrective actions for an identified problem relative to the degradation of the ADS actuation logic when one core spray system was inoperable, was willful. If this failure was willful, OI was requested to determine if the evidence is indicative of managements efforts to ignore problems identified through the licensee's safety concern system (Exhibit 1).

### Background

The Oyster Creek Nuclear Generating facility has a preliminary safety concern system that is intended to surface and resolve potential safety issues identified by any person in the organization. An NRC inspection identified a case in which a safety concern was first identified by an employee in 1981 through a memorandum to the Plant Operations Review Committee (PORC). The issue was resubmitted as a preliminary safety concern in 1986 and subsequently closed as not being a problem. The inspection showed the concern to be valid and affected action statements of Plant Technical Specifications.

### Closure Information

Although this case warrants investigation from a potential wrongdoing perspective, in accordance with the Commission-approved policy described in SECY-85-369, this case is being administratively closed by OI due to a lack of OI investigative resources. Coordination has been made prior to this administrative closure with the appropriate regional technical staff.

LIST OF EXHIBITS

<u>Exhibit No.</u>	<u>Description</u>
1	Memorandum from Regional Administrator, Region I, to OI Field Office Director, dated May 11, 1989, with Attachments.

APPENDIX 3.1

ALLEGATION RECEIPT REPORT

Date/Time Received: 1/6/91 14:31

Allegation No. RZ-91-A-0008  
(leave blank)

Name: Anonymous

Address: \_\_\_\_\_

Phone: \_\_\_\_\_

City/State/Zip: \_\_\_\_\_

Confidentiality:

- Was it requested? Yes \_\_\_\_\_ No
- Was it initially granted? Yes \_\_\_\_\_ No
- Was it finally granted by the allegation panel? Yes \_\_\_\_\_ No
- Does a confidentiality agreement need to be sent to allegor? Yes \_\_\_\_\_ No
- Has a confidentiality agreement been signed? Yes \_\_\_\_\_ No
- Memo documenting why it was granted is attached? Yes \_\_\_\_\_ No

Allegor's Employer: GPU TMI + Oyster Position/Title: \_\_\_\_\_

Facility: TMI Docket No.: 50-482 297  
Oyster Creek 50-219

(Allegation Summary (brief description of concern(s)):  
Public Communication Plan does not exist at TMI or Oyster Creek

Number of Concerns: 1

Employee Receiving Allegation: J. F. ROGGIE  
(first two initials and last name)

- Type of Regulated Activity (a)  Reactor (d) \_\_\_\_\_ Safeguards  
 (b) \_\_\_\_\_ Vendor (e) \_\_\_\_\_ Other: \_\_\_\_\_  
 (c) \_\_\_\_\_ Materials (Specify)

Materials License No. (if applicable): \_\_\_\_\_

- Functional Area(s): (a) Operations (e)  Emergency Preparedness  
 (b) Construct'ion (f) \_\_\_\_\_ Onsite Health and Safety  
 (c) Safeguards (g) \_\_\_\_\_ Offsite Health and Safety  
 (d) Transportation (h) Other: \_\_\_\_\_

B/S  
rec'd with  
1/2/91

ALLEGATION RECEIPT REPORT

Date/Time Received: 7/15/91-0830

Allegation No. RI-91-A-0195  
(leave blank)

Name: ANONYMOUS

Address: \_\_\_\_\_

Phone: \_\_\_\_\_

City/State/Zip: \_\_\_\_\_

Confidentiality:

Was it requested?	Yes _____	No <input checked="" type="checkbox"/>
Was it initially granted?	Yes _____	No <input checked="" type="checkbox"/>
Was it finally granted by the allegation panel?	Yes _____	No <input checked="" type="checkbox"/>
Does a confidentiality agreement need to be sent to allegor?	Yes _____	No <input checked="" type="checkbox"/>
Has a confidentiality agreement been signed?	Yes _____	No <input checked="" type="checkbox"/>
Memo documenting why it was granted is attached?	Yes _____	No <input checked="" type="checkbox"/>

Allegor's Employer: LOCAL CITIZEN

Position/Title: \_\_\_\_\_

Facility: OYSTER CREEK

Docket No.: 50-219

(Allegation Summary (brief description of concern(s): INDIVIDUAL WAS CONCERNED WITH THE AFFECT THE RECENT WASHOUT OF A ROUTE 9 BRIDGE JUST NORTH OF THE SITE HAD ON EVACUATION TIMELINESS IN THE EVENT OF AN EVACUATION WAS REQUIRED. WAS INTERESTED IN GETTING NRC TO EXPDITE

Number of Concerns: 1

Employee Receiving Allegation: J.A. NAKOSKI  
(first two initials and last name)

Type of Regulated Activity (a)  Reactor (d)  Safeguards  
 (b)  Vendor (e)  Other: \_\_\_\_\_  
 (c)  Materials (Specify)

Materials License No. (if applicable): \_\_\_\_\_

Functional Area(s): (a)  Operations (e)  Emergency Preparedness  
 (b)  Construction (f)  Onsite Health and Safety  
 (c)  Safeguards (g)  Offsite Health and Safety  
 (d)  Transportation (h)  Other:

B/4



JUL 15 '91 14:52

NRC OYSTER CREEK P01

FACSIMILE REQUEST

DATE:

JULY 15, 1991

MESSAGE TO:

ROY FUHRMEISTERPAUL HARRIS

MESSAGE FROM:

J. NAKOSKIOyster Creek

Number of pages including this form

2

ROY, Received call about 8:30 am. Individual did not want to give name. Was mainly interested in getting bridge fixed. Thought NRC could expedite matters. Maitri had already questioned site EP on what affect the bridge being out had on evacuation ability. Preliminarily no effect. Maitri continues to followup.

Thanks,

John

ACTION PLAN  
TO ADDRESS ALLEGATIONS REGARDING  
FALSIFICATION OF OPERATOR TOURS

ACTION	NAME	DUE DATE	STATUS
1. Develop a summary of observations in order to define concerns.	Phil Scallon Bob Barrett	03/05/92	Complete
2. Discuss Item 1 above and the Operations Department Standard on tours and logkeeping with each crew of operators.	Phil Scallon GSSs GOSs	03/13/92	Complete
3. SROs to tour once with each EO. Coach operators on compliance with Standards.	Shift SROs	03/13/92	Complete
4. Obtain input from operators with regard to need to modify tour sheets.	Phil Scallon	03/20/92	In Progress
5. Review each EO tour sheet at the conclusion of each shift. Insure Operations Standard requirements are being met.	Shift GOS	On-Going	Complete*
6. Based on Item 5 above, return any logs not meeting this Standard to the responsible EO. EO is to make corrections to bring log into compliance with Standard.	All GOSs All EOs	On-Going	Complete*
7. Arrange for QA/QC to independently audit logkeeping practices for compliance with Standards.	Bob Barrett	03/10/92	Complete
8. Review logkeeping requirements and Standards with each GSS, CRO, RWO, GRSS, Chemistry Technicians & Supervisors.	Phil Scallon Robin Brown Pam Cooper	03/20/92 04/10/92 TBD	In Progress
9. Based on input, revise tour sheets as required to address: 1. delete items not necessary. 2. add items as necessary. 3. incorporate criteria for parameters as necessary. 4. provide clarification of specific log items as necessary.	Phil Scallon Robin Brown Pam Cooper	03/27/92 04/30/92 TBD	In Progress
10. Revise Operations operator tour Standard as necessary to address comments and results of above actions.	Nick Chrissotimos Robin Brown Pam Cooper	TBD 04/30/92 TBD	In Progress
11. Establish schedule of required frequency of periodic, directly supervised NLO tours.	Phil Scallon Robin Brown	TBD 03/17/92	In Progress
12. Based on 11 above, accompany NLO on periodic tours and provide coaching to operators on meeting requirements of Standard.	All GSSs All GOSs All GRSSs	To be determined On-Going	In Progress

UPDATED: 03/17/92

\*Action complete but on-going efforts will continue periodically.

B15  
*[Handwritten signature]*

3/28/12

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RECORD OF ALLEGATION PANEL DECISIONS

SITE: Oyster Creek PANEL ATTENDEES:

ALLEGATION NO.: RI-92-A-0050 Chairman - Shankman

DATE: 25 MAR 92 (Panel No. 1 2 3 4 5) Branch Chief - Wenzinger

PRIORITY: High medium Low Section Chief (AOC) - Ruland

SAFETY SIGNIFICANCE: Yes No Unkn Sr. Allegation Coord (SAC) Fuhrmeister

CONCURRENCE TO CLOSEOUT: DD BC SC OI Representative - Cullings

CONFIDENTIALITY GRANTED: Yes No (Other) \_\_\_\_\_

(See Allegation Receipt Report)

IS THERE A HARASSMENT/DISCRIMINATION ISSUE: Yes No

IF YES,

1) has the individual been informed of the DOL process and the need to file a complaint within 30 days Yes No

2) has the individual filed a complaint with DOL Yes No

3) has a letter been sent to the complainant seeking any safety concerns Yes No

IS A CHILLING EFFECT LETTER WARRANTED: Yes No

IF YES, HAS IT BEEN SENT Yes No

HAS THE LICENSEE RESPONDED TO THE CHILLING EFFECT LETTER: Yes No

ACTION: RESP ECD

- 1) Section Chief to follow up with plant manager and provide results to OI DRP BAPR92
- 2) \_\_\_\_\_
- 3) \_\_\_\_\_
- 4) \_\_\_\_\_
- 5) \_\_\_\_\_

NOTES: Former supervisor at site told site management "It happens all the time", and has refused to provide details. GPU considering firing the individual

B/i