

2-2 PR
50-219

JUN 16 1975

W. P. Ellis, Enforcement Coordinator, Office of Inspection and Enforcement, HQ

JCP&L (OYSTER CREEK) - PROPOSED CIVIL PENALTY

The proposed letter and Notice of violation received by facsimile on June 13 has been reviewed by the IE:I staff. The changes recommended as a result of this review follow.

1. Letter to licensee, first paragraph, last sentence.
Delete the final phrase, "...and between Mr. Brunner and Mr. Finrock on April 1, 1975."
This call, though made, did apparently not relate to this inspection.
2. Letter to licensee, page 2, third line from top of page.
Change the phrase, "...plant operations and maintenance..." to, "...plant operations, maintenance, and record control..."
3. Letter to licensee, page 2, fourth line from top of page.
Change the phrase, "...Items 6 through 8..." to "...Items 6, 7, 8 and 11...."
4. Letter to licensee, page 2, second paragraph, line 1.
Change "...Item A(2)..." to "...Item 2...."
5. Letter to licensee, page 2, second paragraph, line 5.
Change "...Item C(2)(a)..." to "...Item 9...."
6. Letter to licensee, page 2, second paragraph, line 7.
Change "...Item F..." to "...Item 18...."

B/807

W.P.C. OFFICE ▶	ASST: DIRECTOR	ROB	ROB: CHIEF	DIRECTOR		
SURNAME ▶	GL Snyder	EG Greenman	EJ Brunner	JPO'Reilly	W	Caplan
6-16-75 DATE ▶	6-16-75	6-16-75	6-16-75	6-16-75	6/16/75	6/16

7. Items 2 and 3, Notice of Violation.

Add the following phrase to both. "Also, 10 CFR 50, Appendix B, Criterion VI, requires review and approval of procedures affecting quality."

8. Letter to licensee, last paragraph.

Change the phrase, "...Forty-one Thousand Dollars (\$41,000)..." to "...Thirty-four Thousand Dollars (\$34,000)...."

9. Item 3, Notice of Violation.

Change this to a deficiency with a \$1000 civil penalty.

This item is a procedural matter and is correctly characterized as a deficiency rather than an infraction.

10. Item 5, Notice of Violation.

Delete the phrase, "...the provisions of implementing Instruction SQA-I-74-G-004 and...."

This is not an applicable reference and is not described in the inspection report in this context.

11. Item 7, Notice of Violation.

Change the phrase, "...for some post-maintenance testing..." to "...for certain post-maintenance testing...."

12. Item 8, Notice of Violation.

Change this to a deficiency with a \$1000 civil penalty.

In our original proposal this item was one of several examples of a situation which we characterized as an infraction. Standing alone, however, it is only a deficiency.

13. Item 9, Notice of Violation.

Change the last phrase to read, "...documents, in that the detailed procedures in the Oyster Creek Training Manual were not being used."

This is a procedural matter and is only a deficiency as shown in our original proposal, and further, was satisfactorily resolved prior to the end of the inspection. It is also somewhat unique in that while the licensee was not following the procedures as written, his action was proper and desirable. The corrective action was to change the procedures. Thus we recommend that the item be identified as a deficiency with no monetary civil penalty.

14. Item 10, Notice of Violation.

Add after NDE, "...personal, in that persons performing testing following maintenance were not certified as Level I or II, nor were persons interpreting test data certified as Level II, as defined in Section 3.1 of ANSI N45.2.6-1973."

15. Item 11, Notice of Violation.

Add after requirements, "...storage facilities did not provide protection of contents from fire, flooding, and possible deterioration as required by Section 5.6 of ANSI N45.2.9-1974."

With regard to the question in your undated memo to me concerning applicability of ANSI N45.2.6, FSAR Amendment 71, the licensee's Operational Quality Assurance Plan (OQAP), Revision 1, page 24 of 95, dated September 30, 1974, commits the licensee to ANSI N45.2.6-1973.

Several pages of the inspection report must be revised. Copies will be forwarded to you soon.

Enclosed is a proposed draft of a press release.

Gary Snyder
Acting Assistant to the Director

Enclosure:
Proposed Press Release

cc: F. A. Draher

bcc: E. Brunner
D. Capton
E. Greenman
E. McCabe
G. Snyder