

December 20, 1996
EN 96-095

OFFICE OF ENFORCEMENT
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

Licensee: Entergy Operations, Inc. (EA 96-255)
Waterford 3
Docket No. 050-382

Subject: PROPOSED IMPOSITION OF CIVIL PENALTY - \$50,000

This is to inform the Commission that a Notice of Violation and Proposed Imposition of Civil Penalty will be issued on or about December 26, 1996, to Entergy Operations, Inc. The action is based on an inspection performed at the licensee's Waterford 3 facility that identified two Severity Level III violations involving the inservice test (IST) program. The first violation involved the actual design configuration of the containment vacuum relief (CVR) system being different from that described in the plant's Final Safety Analysis Report (FSAR), which resulted in certain valves not being properly tested to ensure they fulfilled the containment isolation function. The second violation involved the failure to promptly evaluate and correct known discrepancies in the IST program.

In accordance with the Enforcement Policy, a base civil penalty in the amount of \$50,000 is considered for a Severity Level III violation. The staff considered whether the licensee should be given credit for identifying the violation and for its corrective actions. Credit was not warranted for the first Severity Level III violation for the factor of identification, because, although it was eventually identified by the licensee, significant NRC involvement was necessary to prompt the licensee into identifying the issue. Credit was warranted for the factor of identification in the second violation, because the licensee identified the violation. Credit was warranted for the factor of corrective action for both violations because the licensee's corrective action was considered both prompt and comprehensive. These considerations resulted in a civil penalty of \$50,000 being proposed for the first violation and no civil penalty for the second violation.

In addition to these two Severity Level III violations, a third violation involving a failure to follow valve line-up procedures, cited at Severity Level IV, is being proposed.

It should be noted that the licensee has not been specifically informed of the enforcement action. The schedule of issuance and notification is:

Mailing of Notice December 26, 1996
Telephone Notification of Licensee December 26, 1996

The State of Louisiana will be notified.

The licensee has thirty days from the date of the Notice in which to respond. Following NRC evaluation of the response, the civil penalty may be remitted, mitigated, or imposed by Order.

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PRELIMINARY INFORMATION - NOT FOR PUBLIC DISCLOSURE UNTIL
VERIFICATION THAT LICENSEE HAS RECEIVED ACTION

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PDR I&E
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