

NOTICE OF VIOLATION

Duke Power Company
Catawba Nuclear Station

Docket Nos. 50-413 and 50-414
License Nos. NPF-35 and NPF-52

During an NRC inspection conducted on March 23 - April 26, 1997, violations of NRC requirements were identified. In accordance with NUREG 1600 "General Statement of Policy and Procedure for NRC Enforcement Actions," the violations are listed below:

- A. Technical Specification 6.8.1 requires that written procedures be established, implemented, and maintained covering the activities recommended in Appendix A of Regulatory Guide (RG) 1.33, revision 2. As referenced, this includes procedures for the performance of testing. Implicit in this requirement is the stipulation that the procedures be adequate for the circumstances.

Contrary to the above, on April 8, 1997, procedure PT/2/A/4200/01T, Containment Penetration Valve Injection Water System Performance Test, was inadequate in that procedure enclosures 13.3.1, 13.4.1, 13.21.1, and 13.22.1 directed operators to improperly sequence the valve manipulations to isolate containment penetrations M217, M218, M355, and M376 to support testing of component cooling water system containment isolation valves. Improper sequencing of valves to isolate and drain the containment penetrations resulted in a loss of inventory from the component cooling water system and an automatic isolation of the cooling supply to the Unit 2 spent fuel pool cooling system.

This is a Severity Level IV Violation (Supplement I).

- B. Technical Specification, Section 6.8.1.i, requires written procedures be established, implemented, and maintained covering the Fire Protection Program implementation.

The Quality Assurance program for fire protection is incorporated into the Duke Topical Report, Quality Assurance Program. Topical Report Section 17.3.1.6, Corrective Action, states that Duke Power has established a corrective action process whereby all personnel are to assure conditions adverse to quality are promptly identified, controlled, and corrected. In addition, Topical Report Section 17.3.2.13, Corrective Action, requires conditions adverse to quality be corrected, the cause of the condition be determined, and action be taken to preclude repetition.

Contrary to the above, the suction screens for two of the three fire pumps were removed for repairs in 1991 and appropriate corrective action was not taken to restore the filter screens to meet the original design configuration. Specifically, the suction screens were not properly installed in the suction pit screen frame resulting in an area approximately 7½x11 feet at the base of the suction pit not being

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provided with protection to prevent raw lake water debris from entering the suction pit for two of the three fire pumps.

This is a Severity Level IV violation (Supplement I).

Pursuant to the provisions of 10 CFR 2.201, Duke Power Company is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555 with a copy to the Regional Administrator, Region II, and a copy to the NRC Resident Inspector at the Catawba Nuclear Station, within 30 days of the date of the letter transmitting this Notice of Violation (Notice). This reply should be clearly marked as a "Reply to a Notice of Violation" and should include for each violation: (1) the reason for the violation, or, if contested, the basis for disputing the violation, (2) the corrective steps that have been taken and the results achieved, (3) the corrective steps that will be taken to avoid further violations, and (4) the date when full compliance will be achieved. Your response may reference or include previous docketed correspondence if the correspondence adequately addresses the required response. If an adequate reply is not received within the time specified in this Notice, an order or Demand for Information may be issued as to why the license should not be modified, suspended, or revoked, or why such other action as may be proper should not be taken. Where good cause is shown, consideration will be given to extending the response time.

Because your response will be placed in the NRC Public Document Room (PDR), to the extent possible, it should not include any personal privacy, proprietary, or safeguards information so that it can be placed in the PDR without redaction. If personal privacy or proprietary information is necessary to provide an acceptable response, then please provide a bracketed copy of your response that identifies the information that should be protected and a redacted copy of your response that deletes such information. If you request withholding of such material, you must specifically identify the portions of your response that you seek to have withheld and provide in detail the bases for your claim of withholding (e.g., explain why the disclosure of information will create an unwarranted invasion of personal privacy or provide the confidential commercial or financial information). If safeguards information is necessary to provide an acceptable response, please provide the level of protection described in 10 CFR 73.21.

Dated at Atlanta, Georgia
this 23rd day of May, 1997

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