



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

JUL 26 1988

MEMORANDUM FOR: William T. Russell
Regional Administrator, RI

FROM: James Lieberman, Director
Office of Enforcement

SUBJECT: RELAXATION OF THE OYSTER CREEK ORDER AND ENFORCEMENT
CONFERENCES FROM OI INVESTIGATION OF OYSTER GPFK
SAFETY LIMIT VIOLATION

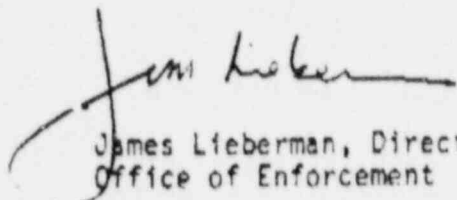
We have reviewed your July 14, 1988 proposed response to GPU Nuclear to relax the November 5, 1988 Order. We concur to the issuance of the revised letter (Enclosure 1). I have coordinated the response with Mr. Taylor and the DOJ.

In addition we have reviewed the three draft letters from Region I concerning enforcement conferences/meetings resulting from the Oyster Creek safety limit violation, and I have the following comments. OE concurs with the Region's proposal to have a conference with Mr. Geaudreau and to offer but not require a conference with GPUN. With respect to Mr. Aller, it seems that the letter we send should make it clear that we have some concerns with his performance and should he in the future seek to obtain another NRC license those concerns would have to be addressed. In this regard we have no objection to offering to meet with Mr. Aller now or defer such a meeting to such a time as he seeks to apply for another NRC license. This approach would put him on notice of the NRC staff's concerns but would leave the decision on an immediate meeting to him.

The course of action outlined above is the appropriate course of action for a number of reasons including: (1) He is not presently a licensee, (2) He is not, in the strict sense, implicated in any violations of regulatory requirements, (3) Given the circumstances of 1 and 2 above we do not normally meet individually with unlicensed employees, (4) The expenditure of staff resources does not seem warranted given that he may never reapply for a license, and (5) recognizing this is a unique situation, we are offering Mr. Aller the option of presenting his views now.

Enclosure 2 is a redraft of the letter to Mr. Aller which includes the points I made above. This redraft has been reviewed by OGC. I have also discussed the letter to the individuals with DOJ and they have no objection to proceeding with the meetings. However, they ask that any meetings be documented by either being transcribed or detailed notes being taken. They prefer having OI take detailed notes during the meetings. If you have any questions or comments, please give me a call.

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Q PNU


James Lieberman, Director
Office of Enforcement

cc: J. Taylor, DEDRO
J. Bulley, OGC
F. Miraglia, NRR