

OFFICE OF ENFORCEMENT
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

Licensee: Entergy Operations, Inc. (EA 98-132)
River Bend Station
Docket No. 50-458

Subject: PROPOSED IMPOSITION OF CIVIL PENALTY - \$55,000

This is to inform the Commission that a Notice of Violation and Proposed Imposition of Civil Penalty in the amount of \$55,000 will be issued on January 5, 1999 to Entergy Operations, Inc. The Commission was notified of the staff's intentions and the enforcement action was described in a memorandum from the Executive Director for Operations to the Commission on December 23, 1998. In that memorandum, the staff indicated the action would be issued after five working days.

This action is based on a Severity Level III violation involving the Superintendent of Radiation Control at the licensee's River Bend Station facility, deliberately providing an NRC inspector with information that was incomplete and inaccurate regarding an issue that the NRC was considering citing as a (Severity Level IV) violation. Escalated enforcement action is warranted because the violation involved deliberate misconduct. Accordingly, the staff considered whether credit was warranted for identification and corrective action credit. Credit was not warranted for identification because the NRC identified that the information was incomplete and inaccurate. Credit was warranted for corrective actions because the licensee's actions included disciplinary action against the manager and discussions with all River Bend managers and supervisors.

Because the staff concluded that deliberate misconduct was involved, a Notice of Violation at Severity Level III will also be issued to the River Bend Superintendent of Radiation Control. This separate action will also be issued on January 5, 1999.

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	January 5, 1999
Telephone Notification of Licensee	January 5, 1999

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.

Contacts: Mark Satorius, OE, 415-2747, James Lieberman, (Director) , OE, 415-2741

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