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

SEP 19 1986

Docket No. 50-369
License No. NPF-9
EA 86-52

Duke Power Company
ATTN: Mr. H. B. Tucker, Vice President
Nuclear Production Department
422 South Church Street
Charlotte, NC 28242

Gentlemen:

SUBJECT: ORDER IMPOSING CIVIL MONETARY PENALTY

This refers to your letters dated July 2 and 22, 1986 in response to the Notice of Violation and Proposed Imposition of Civil Penalty (Notice) sent to you by our letter dated June 2, 1986. Our letter and Notice described a violation of technical specification requirements in which a limiting condition for operation was exceeded and appropriate measures were not taken. This violation was identified by the NRC resident inspector during an inspection conducted on January 6-February 28, 1986 of activities authorized by NRC Operating License NPF-9 for McGuire Nuclear Station, Unit 1.

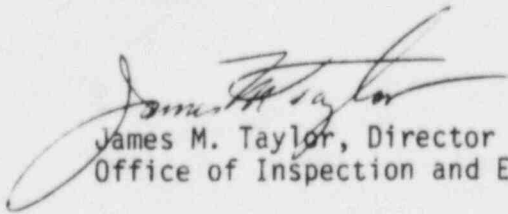
The staff completed its review of your responses in which you admit that the violation occurred as stated in the Notice, but you do not believe that the proposed civil penalty is warranted. After careful consideration of your responses, we have concluded, for the reasons given in the enclosed Order Imposing Civil Monetary Penalty and Appendix, that the violation did occur as set forth in the Notice of Violation and Proposed Imposition of Civil Penalty and that you did not provide in your responses a sufficient basis for mitigating or remitting the proposed civil penalty. Accordingly, we hereby serve the enclosed Order on Duke Power Company imposing a civil penalty in the amount of Fifty Thousand Dollars (\$50,000).

In accordance with Section 2.790 of the NRC's "Rules of Practice," Part 2, Title 10, Code of Federal Regulations, a copy of this letter and the enclosure will be placed in the NRC's Public Document Room.

The response directed by the accompanying Order is not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, PL 96-511.

Sincerely,

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PDR ADDCK 05000369
P PDR


James M. Taylor, Director
Office of Inspection and Enforcement

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

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Duke Power Company

Enclosure: Order Imposing Civil Monetary
Penalty with Appendix

cc w/encl:

T. L. McConnell, McGuire Station Manager