



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

JCS

DEC 14 1986

Docket Nos. 50-445 and 50-446
Permit Nos. CPPR-126 and CPPR-127
EA 86-09

Texas Utilities Electric Company
ATTN: Mr. W. G. Council
Executive Vice President
400 North Olive, Lock Box 81
Dallas, Texas 75201

Gentlemen:

SUBJECT: ORDER IMPOSING CIVIL MONETARY PENALTIES

This refers to your letter of August 14, 1986 in response to the two Notices of Violation and Proposed Impositions of Civil Penalties (Notices) sent to you by letter dated May 2, 1986. The Notices described violations found as a result of the Technical Review Team effort and two other special safety inspections conducted from July, 1984 - December, 1985 of construction activities at your Comanche Peak Steam Electric Station, Unit 1.

We have completed our review of your response to the Notice enclosed as Appendix A to our May 2, 1986 letter. Although you paid the civil penalties associated with Appendix A, you denied several of the violations. We are concerned about your response to Violation I.A.1 where you deny that the failure to have records of verification of education of experience of quality inspection personnel is a violation of NRC requirements. You also deny Violation I.A.2 involving improper certification of quality assurance inspection personnel. After further evaluation, we still consider these violations to be significant deficiencies in your Quality Assurance Program and expect actions taken to be adequate to prevent recurrence both during your verification efforts and during future operation of the facility. Because these and other problems are being addressed by your corrective action program, we believe it would be counterproductive to address each of the violations with which we disagree point-by-point. However, the NRC will monitor your proposed corrective actions to determine whether further NRC enforcement action is necessary to ensure compliance with NRC requirements.

We have also completed our review of your response to the second Notice (Appendix B). You admit that Violation I.A occurred as stated in the Notice. However, you request mitigation of the proposed civil penalties associated with this violation. No mitigation was requested for Violation I.B. After careful consideration of your response, we have concluded, for the reasons given in the Appendix to the enclosed Order, that the violation did occur as set forth in the Notice of Violation and Proposed Imposition of Civil Penalties and that you did not provide

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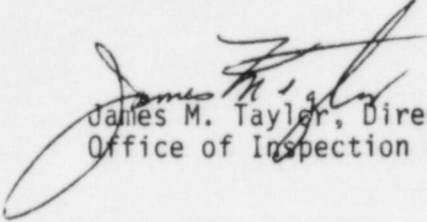
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in your response a sufficient basis for mitigation of the proposed civil penalties. Accordingly, we hereby serve on Texas Utilities Electric Company the enclosed Order Imposing Civil Monetary Penalties in the amount of Fifty Thousand Dollars (\$50,000).

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 enclosed Order will be placed in the NRC's Public Document Room.

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

Sincerely,


James M. Taylor, Director
Office of Inspection and Enforcement

Enclosure:
Order Imposing Civil Monetary
Penalties with Appendix