

November 19, 2001

EA-01-246

Mr. Oliver D. Kingsley
President and CNO
Exelon Nuclear
Exelon Generation Company, LLC
200 Exelon Way, KSA 3-E
Kennett Square, PA 19348

SUBJECT: FINAL SIGNIFICANCE DETERMINATION FOR A WHITE FINDING AT THE
LIMERICK GENERATING STATION
(NRC Inspection Report 50-352/01-016; 50-353/01-016)

Dear Mr. Kingsley:

The purpose of this letter is to provide Exelon Generation Company, LLC with the final results of our significance determination of the preliminary White finding identified during an NRC inspection conducted in the NRC Region I office at various times between April 10 and September 24, 2001, regarding the Limerick Generating Station. The results of this inspection were discussed during an exit meeting via telephone with Mr. Robert Braun and other members of your staff on September 24, 2001. The inspection finding was assessed using the significance determination process and was preliminarily characterized as White, an issue with low to moderate increased importance to safety that may require additional NRC inspections.

This preliminary White finding, which was described in NRC inspection report 50-352/01-016; 50-353/01-016 dated October 22, 2001, involved an inadequate critique that failed to identify a problem with a risk significant planning standard during an emergency preparedness drill evaluated in conjunction with overall crew performance in the simulator. The issue has low to moderate safety significance because the problem occurred during a drill and not during an actual event. Therefore, a violation did not occur.

The letter that transmitted the inspection report provided you an opportunity to either request a regulatory conference to discuss this issue or explain your position in a written response. In a telephone conversation with Mr. Richard Conte of NRC, Region I, on October 31, 2001, Mr. Dave Helker of your staff indicated that Exelon Generation Company, LLC declined the opportunity to provide additional information in a written response or discuss this issue in a regulatory conference. Also, we understand that this issue has been entered into your corrective action system to assure that the performance problems are addressed. Please provide a written response summarizing your corrective actions planned or taken for this issue.

After considering the information developed during the inspection, the NRC has concluded that the inspection finding is appropriately characterized as White. You have 10 business days from the date of this letter to appeal the staff's determination of significance for the identified White finding. Such appeals will be considered to have merit only if they meet the criteria given in NRC Inspection Manual Chapter 0609, Attachment 2.

Per the Action Matrix associated with the NRC's Assessment Process (IMC 0305), any single

Mr. Oliver D. Kingsley

-2-

White issue, such as this finding, places the Limerick Generating Station in the Regulatory Response Band. Therefore, we will use the NRC Action Matrix to determine the most appropriate NRC response. We will notify you by separate correspondence of that determination, including any adjustments to the NRC inspection plan.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter and its enclosure will be made available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Reading Room).

Should you have any questions regarding this letter, please contact Mr. Richard J. Conte at (610) 337-5183.

Sincerely,

/RA/

Hubert J. Miller
Regional Administrator

Docket Nos: 50-352, 50-353

License Nos: NPF-39, NPF-85

cc: J. J. Hagan, Senior Vice President, Mid-Atlantic Regional Operating Group
W. Bohlke, Senior Vice President - Nuclear Services
J. Cotton, Senior Vice President - Operations Support
J. Skolds, Chief Operating Officer
G. Hunger, Chairman, Nuclear Review Board
M. Gallagher, Director - Licensing Mid-Atlantic Regional Operating Group
J. Benjamin, Vice President - Licensing and Regulatory Affairs
W. Levis, Vice President - Limerick Generating Station
R. C. Braun, Plant Manager, Limerick Generating Station
M. Kaminski, Manager, Regulatory Assurance
Chief - Division of Nuclear Safety
Secretary, Nuclear Committee of the Board
E. Cullen, Vice President, General Counsel
Correspondence Control Desk
Commonwealth of Pennsylvania

Mr. Oliver D. Kingsley

-3-

DISTRIBUTION w/encls:

ADAMS (PARS)

SECY

CA

OEMAIL

OEWB

WTravers, EDO

WKane, DEDR

FCongel, OE

DDambly, OGC

LChandler, OGC

SCollins, NRR

JJohnson, NRR

MSykes, NRR

Enforcement Coordinators RII, RIII, RIV

BBeecher, OPA

HBell, OIG

PLohaus, OSTP

GCaputo, OI

LTremper, OC

DLoveless, OEDO

EAdensam, NRR

DBarss, NRR

CGratton, PM, NRR

JBoska, PM, NRR (Backup)

HMiller, RA

JWiggins, DRA

WLanning/JCrlenjak, DRS

DScrenci/NSheehan, PAO-RI

DFlorek/JTalieri, DRP

DHolody/RUrban, RI

BFewell, RI

GMatakas, RI

MShanbaky, DRP

ABurritt, DRP - Senior Resident Inspector

Region I Docket Room (with concurrences)

RConte, DRS

NMcNamara, DRS

RJunod, DRP

DOCUMENT NAME: C:\Program Files\Adobe\Acrobat 4.0\PDF Output\Limerick-EP-Critique.wpd

After declaring this document "An Official Agency Record" it **will** be released to the Public.

To receive a copy of this document, indicate in the box: "C" = Copy without attachment/enclosure "E" = Copy with attachment/enclosure "N" = No copy

OFFICE	RI/ORA	<input type="checkbox"/>	RI/ORA	<input type="checkbox"/>	RI/DRS	<input type="checkbox"/>	RI/DRS	<input type="checkbox"/>	RI/DRP	<input type="checkbox"/>
NAME	Rurban (RJU)		Dholody (DJH)		Rconte (GCS for)		Wlanning (WDL)		Rblough (ARB)	
DATE	11/06/01		11/09/01		11/07/01		11/07/01		11/08/01	
OFFICE	RI/RA	<input type="checkbox"/>	HQ/OE	<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>
NAME	Hmiller (HJM)		FCongel (RJU for) *							
DATE	11/16/01		11/13/01							

OFFICIAL RECORD COPY

* per 11/13/01 phone call with D. Nelson