

From: Joseph R. Gray (JRG), *OE*
To: BXU *B. Wyc, Region II*
Date: Thursday, March 9, 1995 12:00 pm
Subject: ACKNOWLEDGEMENT/CLOSEOUT ON VOGTLE

BRUNO--

IN THE ATTACHED FILE IS OUR PROPOSED ACKNOWLEDGEMENT/CLOSEOUT LETTER AFTER RECEIPT OF GPC'S CHECK FOR \$200,000 IN THE VOGTLE EDG/INACCURATE INFORMATION ENFORCEMENT ACTION. I WOULD LIKE TO GET THIS TO MILHOAN FOR HIS SIGNATURE BY NEXT MONDAY (3/13) SO ANYTHING YOU CAN DO TO GET ME THE REGION'S COMMENTS AND, HOPEFULLY, CONCURRENCE WOULD BE APPRECIATED.

Files: G:\OECASES\93304ACK.JRG

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UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION II
101 MARIETTA STREET, N.W., SUITE 2400
ATLANTA, GEORGIA 30323-0198

Georgia Power Company
ATTN: Mr. C. K. McCoy
Vice President, Nuclear
Vogtle Project
40 Inverness Center Parkway
Post Office Box 1295
Birmingham, Alabama 35201

SUBJECT: VOGTLE ELECTRIC GENERATING PLANT - PAYMENT OF CIVIL PENALTY
ASSOCIATED WITH MODIFIED NOTICE OF VIOLATION (EA 93-304)

Dear Mr. McCoy:

This will acknowledge receipt of your letter dated March 1, 1995 and Georgia Power Company's (GPC) check for \$200,000 in payment for the civil penalty proposed by NRC in a letter and Modified Notice of Violation (NOV) issued on February 13, 1995.

In your letter, you point out that restated Violation C.3 in the Modified NOV "refers mistakenly to the 'Vogtle Plant General Manager' as failing to clarify and verify the starting point for the count for [certain] diesel generator starts" and that the correct reference should be to the "Acting Assistant General Manager-Plant Support, rather than the Plant General Manager." The Staff Review Group evaluated a similar comment in GPC's Reply to the May 9, 1994 Notice of Violation and agreed that the correct reference should be to the Acting Assistant General Manager-Plant Support. Based on the Staff Review Group's evaluation, the NRC staff agrees and hereby corrects Violation C.3 to read, in pertinent part:

3. . . . Second, the Acting Assistant General Manager-Plant Support, the General Manager for Plant Support and the Technical Support Manager failed to clarify and verify the starting point for the count of successful consecutive DG starts reported in the April 19, 1990 LER

No additional response to the Modified NOV is required, and this letter will serve to close this enforcement action. In accordance with our normal practice, your corrective actions will be examined during future inspections.

Sincerely,

James L. Milhoan
Deputy Executive Director
for Nuclear Reactor Regulation,
Regional Operations and Research

Georgia Power Company

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