

Anthony J. Ross

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October 31, 1996

Director's Decision Under 10 CFR 2.206," which includes the complete text of Director's Decision DD-96-16, which is being filed with the Office of the Federal Register for publication.

Sincerely,

Original signed by A. Thadani for:

Frank J. Miraglia, Acting Director
Office of Nuclear Reactor Regulation

Enclosures: 1. Director's Decision DD-96-16
2. Federal Register Notice

cc w/encs: See next page

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Docket File 50-245

EDO# 0000016

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*See previous concurrence

OFFICE	PM:NUPD	LA:NUPD	D:NUPD	Tech Ed	*	OGC
NAME	JAndersen	LBerry:dt	PMcKee	BCalure		JF G/Ldbow
DATE	10/8/96	10/9/96	10/8/96	04/08/96		10/10/96
OFFICE	Region I	OE	D:DPRE	ADPR:NRR #2 10/5		D:MRR (A)
NAME	JDurr	JLieberman	SVarga	RZimmerman	APZ	FMiraglia
DATE	04/19/96	04/19/96	10/18/96	10/22/96		10/30/96

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UNITED STATES
NUCLEAR REGULATORY COMMISSION

WASHINGTON, D.C. 20555-0001

October 31, 1996

Mr. Anthony J. Ross
P.O. Box 2967
Pawleys Island, SC 29585

Dear Mr. Ross:

I am responding to your Petition of January 2, 1995. Your request was referred to me in accordance with Section 2.206 of Title 10 of the Code of Federal Regulations (10 CFR 2.206).

In your Petition, you request that the Nuclear Regulatory Commission (NRC) (1) assess a Severity Level II violation and a Severity Level III violation against your department manager and your first-line supervisor for their violations of 10 CFR 50.7; (2) institute sanctions against your first-line supervisor, Northeast Utilities, and the Millstone Unit 1 organization for engaging in deliberate misconduct in violation of 10 CFR 50.5; and (3) remove your first-line supervisor from his position until a "satisfactory solution to the falsifying of nuclear documents" by this individual can be achieved. As grounds for these requests, you assert that (1) you were "unjustly chastised" by your first-line supervisor and your department manager about absenteeism, and your department manager threatened you in a memorandum; (2) your first-line supervisor willfully falsified nuclear documents in that he signed off on a surveillance of the gas turbine battery as having met acceptance criteria when the requirements had not been met; and (3) the Millstone Unit 1 organization failed to enter into a 4-day limiting condition for operation as required by Technical Specifications when the Operations Department was notified of the failed surveillance, in violation of 10 CFR 50.5. In addition, you assert that a number of violations have occurred in 1992 and 1993 related to the gas turbine battery, which have not been handled appropriately by the NRC and Northeast Utilities, and that the utility and NRC are engaged in an apparent "cover-up" of the problems. The NRC acknowledged receipt of your Petition by letter dated February 23, 1995. The NRC staff has forwarded the allegations of NRC's involvement in "covering up" the issues to the NRC's Office of the Inspector General for review. Therefore, the enclosed Director's Decision does not address the issue of an NRC cover-up.

For the reasons explained in the enclosed Director's Decision, I have denied your request. A copy of the Decision will be filed with the Secretary of the Commission for the Commission to review in accordance with 10 CFR 2.206(c). As provided by this regulation, the Decision will constitute the final action of the Commission 25 days after the date of issuance of the Decision unless the Commission, on its own motion, institutes a review of the Decision within that time. I have also enclosed a copy of the notice of "Issuance of

NRC FILE CENTER COPY

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- 2 -

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Sincerely,

A handwritten signature in dark ink, appearing to read "F. J. Miraglia", is written over a horizontal line.

Frank J. Miraglia, Acting Director
Office of Nuclear Reactor Regulation

Enclosures: 1. Director's Decision DD-96-16
2. Federal Register Notice

cc w/encls: See next page

Northeast Utilities Service Company

cc:

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