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John K. Wood
Vice President - Nuclear
Davis-Besse

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Docket Number 50-346

License Number NPF-3

Serial Number 2416

December 2, 1996

Mr. Frank J. Miraglia, Acting Director
Office of Nuclear Reactor Regulation
United States Nuclear Regulatory Commission
Washington, D. C. 20555-0001

Subject: Pending Lawsuit Filed Against Centerior Service Company and Toledo Edison Company

Dear Mr. Miraglia:

In accordance with 10CFR140.6(a), Toledo Edison hereby submits the following written report of a pending lawsuit filed against Centerior Service Company and Toledo Edison Company claiming harmful exposure to radioactive materials at the Davis-Besse Nuclear Power Station. Toledo Edison Company is the licensee for the Davis-Besse Nuclear Power Station. This document details the time, place and circumstances of the event.

On October 7, 1994, at the Davis-Besse Nuclear Power Station, six contractor radiation workers were exposed to radioactive material while removing insulation from the east Once Through Steam Generator (OTSG) hot leg.

On November 23, 1994, the Nuclear Regulatory Commission (NRC) issued a Severity Level IV violation relating to the company's failure to follow written procedures limiting personnel exposures which is documented in NRC Inspection Report 96-010 dated November 23, 1994.

On August 7, 1995, a civil action was filed against Centerior Service Company and Toledo Edison Company in the United States District Court for the Northern District of Ohio, Eastern Division, Case No. 1:95 CV 1732, by the six workers in regard to the unplanned exposure to radioactive materials.

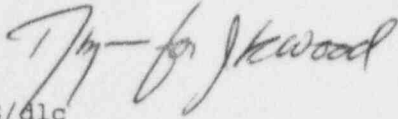
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Should you have any questions regarding the information provided by this letter, please contact Mary O'Reilly, Managing Attorney, at (216) 447-3206.

Sincerely yours,



RJS/dlc

cc: A. G. Hansen, NRC Project Manager
A. B. Beach, Regional Administrator, NRC Region III
S. Stasek, DB-1 NRC Senior Resident Inspector
Utility Radiological Safety Board