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MAY 21 1985

Duke Power Company
ATTN: Mr. H. B. Tucker, Vice President
Nuclear Production Department
422 South Church Street
Charlotte, NC 28242

Gentlemen:

SUBJECT: REPORT NOS. 50-369/85-05 AND 50-370/85-05

Thank you for your response of April 11, 1985, to our Notice of Violation issued on March 12, 1985, concerning activities conducted at your McGuire facility under NRC Operating License Nos. NPF-9 and NPF-17. We have evaluated your response and found that it meets the requirements of 10 CFR 2.201.

In addition, we have evaluated your response and disagree with your position concerning the removal of combustible agents from a control access area for reasons stated below.

Your response describes the cleanliness requirements for Level IV Housekeeping and the actions required to assure implementation of the requirements. In addition, your response states that the presence of two cans of penetrant materials in a Level IV Housekeeping area in which work was being performed does not violate these requirements in that they did not constitute an accumulation of waste material, but rather were supplies used to do work in the area.

We wish to reiterate that the violation was identified because the items found contained combustible agents which could pose a hazard to safety-related equipment and/or systems. The cans were apparently left behind when the liquid penetrant examination on the Inservice Inspection welds was completed.

Also, we disagree with your position that it was acceptable to leave these cans behind until the total scope of the work was completed in the area since this could be interpreted to mean the length of an outage. In this instance we would consider this as failure to maintain control of materials, which suggests a disregard for measures established to assure that only correct materials are used on safety-related parts or components.

Finally, the locations where the cans were found, on a cable tray and on top of structural steel, make it highly unlikely that they would have been detected during a housekeeping inspection.

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Therefore, in accordance with 10 CFR 20.201(a), please submit to this office within 30 days of the date of this letter a written statement describing steps which have been taken to correct the violation and the results achieved, corrective steps which will be taken to avoid further violations, and the date when full compliance will be achieved. We will examine the implementation of your corrective actions during future inspections.

We appreciate your cooperation in this matter.

Sincerely,

Virgil Brownlee for

Roger D. Walker, Director
Division of Reactor Projects

cc: T. L. McConnell, Station Manager

bcc: NRC Resident Inspector
Document Control Desk
State of North Carolina

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