

ENCLOSURE 1

NOTICE OF VIOLATION

Nebraska Public Power District
Cooper Nuclear Station

Docket No.: 50-298
License No.: DPR-46

During an NRC inspection conducted on October 20 through November 30, 1996, one violation of NRC requirements were identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," NUREG-1600, the violations are listed below:

Technical Specification 4.5.F.1.c states, in part, when it is determined that one diesel generator is inoperable, to determine within 24 hours that the operable diesel generator is not inoperable due to common cause failure or perform Technical Specification Surveillance Requirement 4.9.A.2.a.1.

On October 21, 1996, Diesel Generator 2 was declared inoperable due to a fuel oil leak on the supply line to Injector 7L.

On October 23, 1996, during the postmaintenance test on Diesel Generator 2, the motor-operated potentiometer failed, causing the diesel to drop load.

Contrary to the above, for the two above failures, the licensee did not determine within 24 hours that the operable diesel generator was not inoperable due to common cause failure and did not perform Technical Specification Surveillance Requirement 4.9.A.2.a.1 (to run the operable diesel generator) within 24 hours.

This is a Severity Level IV violation (Supplement I) (298/9626-01)

Pursuant to the provisions of 10 CFR 2.201, Nebraska Public Power District is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555 with a copy to the Regional Administrator, Region IV, 611 Ryan Plaza Drive, Suite 400, Arlington, Texas 76011, and a copy to the NRC Resident Inspector at the facility that is the subject of this Notice, within 30 days of the date of the letter transmitting this Notice of Violation (Notice). This reply should be clearly marked as a "Reply to a Notice of Violation" and should include for each violation: (1) the reason for the violation, or, if contested, the basis for disputing the violation, (2) the corrective steps that have been taken and the results achieved, (3) the corrective steps that will be taken to avoid further violations, and (4) the date when full compliance will be achieved. Your response may reference or include previous docketed correspondence, if the correspondence adequately addresses the required response. If an adequate reply is not received within the time specified in this Notice, an order or a Demand for Information may be issued as to why the license should not be modified, suspended, or revoked, or why such other action as may be proper should not be taken. Where good cause is shown, consideration will be given to extending the response time.

Because your response will be placed in the NRC Public Document Room (PDR), to the extent possible, it should not include any personal privacy, proprietary, or safeguards information so that it can be placed in the PDR without redaction. However, if you find it necessary to include such information, you should clearly indicate the specific information that you desire not to be placed in the PDR, and provide the legal basis to support your request for withholding the information from the public.

Dated at Arlington, Texas
this *26th* day of *December*, 1996