

From: Brown, Eva
Sent: Monday, January 25, 2021 1:07 PM
To: Thomas Saporito
Cc: Petition Resource
Subject: 10 CFR 2.206 Petition Dated January 10, 2021 - Open Phase Condition Implementation

Good afternoon Mr. Saporito,

The Nuclear Regulatory Commission (NRC) received your 10 CFR 2.206 Petition dated January 10, 2021, and initiated the screening process in accordance with Section II.A.2(d) of NRC Management Directive (MD) 8.11 "Review Process for 10 CFR [Code of Federal Regulations] 2.206 Petitions" (NRC's Agencywide Documents Access and Management System (ADAMS) Accession No. ML18296A043). In your petition, you requested that the NRC reject a notification by Turkey Point Units 3 and 4 of a revision to a commitment related to implementation activities for the generic Open Phase Issue. Additionally you are requesting the NRC to require the licensee to use an automatic trip function in the event of an open phase condition in lieu of operator action upon notification by the Open Phase Condition Protection System. The basis of your request is the assertion that the reactor operators at Turkey Point are unable to "conduct licensed operations...in...compliance with NRC regulations and requirements, due to the results of a Special Inspection Team, which concluded its inspection activities last October (NRC Inspection Report 50-250(251)/2020-50 ADAMS Accession No. ML20344A126).

The NRC has concluded that your request is a general assertion without supporting facts as it only cites completed inspection activities identified above, which relate to three separate reactor trip events that occurred on Unit 3 this past August. As indicated in the above referenced inspection report, the event was reviewed and NRC action taken for any issues identified. The notification by the licensee is intended to allow the NRC staff to assess whether the revised commitment supports the continued safe operation of the Turkey Point units. Your request does not present new factual information for the NRC to consider regarding the applicability of the events to the licensee's revised commitment, and therefore the NRC staff has screened your request out of the 2.206 Petition Process consistent with MD 8.11 Section II.A.2(d)(ii), "General Assertions and Duplicative Requests for Action under 10 CFR 2.206."

Thank you for bringing these issues to the attention of the NRC. The 2.206 Petition Process exists to identify safety issues at NRC licensed facilities and your interest in nuclear safety is appreciated. For more information on the petition process please see <https://www.nrc.gov/about-nrc/regulatory/enforcement/petition.html>.

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