

PUBLIC

Exelon Generation Company, LLC
ZEC Application – Salem 2
Docket No.: ER20080558

Response to Application Request: S2-SSA-8
Date: October 1, 2020

Question: A list of any NRC enforcement or legal actions taken or filed against the Unit from ten (10) years prior to the application to present. Please be prepared to provide documentation upon request.

Response:

Refer to the list of documents below. In September 2010, the NRC Office of Investigations (“OI”) opened an investigation to determine whether Exelon Generation submitted inaccurate or incomplete information to the NRC in decommissioning funding status reports. To the extent the status reports include funding for Exelon Generation’s ownership interest in Salem, the investigation technically included Salem, but Salem was not discussed during the investigation. In January 2013, the NRC issued a letter identifying “apparent” violations of the NRC’s regulations. In April 2013, Exelon Generation objected to the apparent violation recommendation at a pre-decisional enforcement conference. On May 1, 2014, the NRC issued its final decision, concluding that Exelon Generation did provide incomplete information in its decommissioning funding status reports for 2005, 2006, 2007, and 2009, but that the violation was not deliberate and did not present a safety issue. The NRC issued a Notice of Violation with no monetary penalty. OI subsequently opened a follow up investigation regarding representations made during the pre-decisional enforcement conference, but that investigation closed with a finding of no wrongdoing and no enforcement action was taken.

Date	Docket	Description of Document
1/31/2013	EA-11-267	EXELON GENERATION CO., LLC-U.S. NUCLEAR REGULATORY COMMISSION (NRC) OFFICE OF INVESTIGATIONS (01) INVESTIGATION; SUMMARY OF 01 REPORT NO. 3-2010-034; NRC INSPECTION REPORT 05000456/2012012, 05000457/2012012, 05000454/2012012, 05000455/2012012, 05000461/2012012, 05000010/2012012, 05000237/2012012, 05000249/2012012, 05000373/2012012, 05000374/2012012, 05000352/2012012, 05000353/2012012, 05000219/2012012, 05000171/2012012, 05000277/2012012, 05000278/2012012, 05000254/2012012, 05000265/2012012,

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		05000272/2012012, 05000311/2012012, 05000289/2012012, 05000295/2012012, 05000304/2012012
5/1/2014	EA-11-267	OYSTER CREEK; DRESDEN UNITS 1, 2 & 3; QUAD CITIES UNITS 2 & 3; CLINTON; PEACH BOTTOM UNITS 1, 2, & 3; LIMIRICK UNITS 1 & 2; THREE MILE ISLAND 1; LASALLE COUNTY UNITS 1 & 2; BYRON UNITS 1 & 2; BRAIDWOOD UNITS 1 & 2; SALEM UNITS 1 & 2; ZION 1 & 2 – RE: U.S. NUCLEAR REGULATORY COMMISSION OFFICE OF INVESTIGATIONS INVESTIGATION; SUMMARY OF OI REPORT NO. 3-2010-034; NRC INSPECTION REPORT 05000456/2012012, 05000457/2012012, 5000454/2012012, 05000455/2012012, 05000461/2012012, 5000010/2012012, 05000237/2012012, 05000249/2012012, 05000373/2012012, 000374/2012012, 05000352/2012012, 05000353/2012012, 05000219/2012012, 000171/2012012, 05000277/2012012, 05000278/2012012, 05000254/2012012, 000265/2012012, 05000272/2012012, 05000311/2012012, 05000289/2012012, 000295/2012012, 05000304/2012012
5/1/2014	EA-11-267	Notice of Violation - Exelon Generation Company, LLC