

August 27, 2007

COMGBJ-07-0003

MEMORANDUM TO: Chairman Klein
Commissioner McGaffigan
Commissioner Lyons

FROM: Gregory B. Jaczko */RA/*

SUBJECT: VIOLATION OF THE INDIAN POINT ORDER

Entergy is now in violation of the Confirmatory Order (EA-05-190), which required an approved Emergency Notification System with back-up power. An order was issued and the date for compliance has passed. Therefore, I believe, based upon the current information and subject to the later development of a full record, the Commission should direct the staff to immediately proceed to propose a daily civil penalty in the amount of not less than \$10,000.00 per day.

SECY, please track.

cc: OGC
EDO