



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION IV
1600 EAST LAMAR BOULEVARD
ARLINGTON, TEXAS 76011-4511

March 13, 2025

IA-24-019

Keith Brockman
[NOTE: HOME ADDRESS DELETED
UNDER 10 CFR 2.390]

SUBJECT: NOTICE OF VIOLATION, NRC INVESTIGATION REPORT 4-2024-009

Dear Keith Brockman:

This letter refers to the investigation completed on September 18, 2024, by the U.S. Nuclear Regulatory Commission (NRC) Office of Investigations (OI) at Arkansas Nuclear One (ANO). The investigation was conducted to determine if you, a licensed reactor operator at ANO Unit 1, willfully violated a facility licensee procedure and accessed unauthorized internet sites while performing licensed activities in the at-the-controls (ATC) area of the unit 1 control room, and to determine if you violated a condition of your license. A factual summary of the investigation, as it pertains to your actions, was issued as an enclosure to our letter dated January 14, 2025, Agencywide Documents Access and Management System (ADAMS) Accession No. ML24346A056.

In our letter dated January 14, 2025, we provided you the opportunity to address the apparent violations identified in the letter by attending a predecisional enforcement conference or by providing a written response before we made our final enforcement decision. Since you have not requested a predecisional enforcement conference nor replied in writing, the NRC is proceeding with its enforcement action based on the results of the OI investigation.

Based on the information developed during the investigation, the NRC determined that a deliberate violation of NRC requirements occurred. The violation is cited in the enclosed Notice of Violation (Notice) (Enclosure 1). The NRC found sufficient evidence to conclude that you deliberately failed to comply with a site procedure by accessing external internet sites while performing licensed activities in the ATC area of the ANO unit 1 control room. Therefore, the NRC has determined that you violated the conditions of your Reactor Operator license. Further, your deliberate actions placed ANO Unit 1 in violation of Technical Specification 5.4.1(a). Enclosure 2 includes a copy of the letter and Notice of Violation issued to ANO Unit 1. Given the significance of the underlying issue and the deliberate nature of your actions, this violation is categorized at Severity Level III in accordance with the NRC Enforcement Policy. The Enforcement Policy is included on the NRC's website at <http://www.nrc.gov/about-nrc/regulatory/enforcement/enforce-pol.html>.

You should be aware that if you are involved in NRC-licensed activities in the future, additional deliberate violations of NRC requirements could result in more significant enforcement action or referral to the U.S. Department of Justice for potential criminal prosecution.

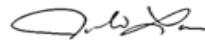
The NRC has concluded that you are not required to respond to this letter. Should you choose to respond to this letter, please follow the instructions specified in the enclosed Notice.

In accordance with 10 CFR 2.390 of the NRC's "Agency Rules of Practice and Procedure," a copy of this letter, its enclosure, and your response, if you choose to provide one, will be made available electronically for public inspection in the NRC Public Document Room or the NRC's ADAMS, accessible from the NRC's website at <http://www.nrc.gov/reading-rm/adams.html>. The NRC will also make the letter describing the apparent violations, dated January 14, 2025, publicly available.

In addition, this letter will be maintained by the Office of Enforcement in an NRC Privacy Act system of records, NRC-3, Enforcement Actions Against Individuals. This system, which is not publicly accessible, includes all records pertaining to individuals who are being or have been considered for enforcement action, whether such action was taken or not. The NRC-3 system notice, which provides detailed information about this system of records, can be accessed from the NRC website at <http://www.nrc.gov/reading-rm/foia/privacy-systems.html>. Finally, a copy of this letter will be placed in your 10 CFR Part 55 docket file.

If you have any questions regarding this matter, you may contact Austin Roberts, Enforcement Specialist, at 817-200-1209.

Sincerely,



Signed by Lara, Julio
on 03/13/25

Julio F. Lara
Deputy Regional Administrator
Region IV

Docket No. 55-42715
License No. OP-500666-1

Enclosures:

1. Notice of Violation
2. Notice of Violation issued to
Arkansas Nuclear One, Unit 1

NOTICE OF VIOLATION, NRC INVESTIGATION REPORT 4-2024-009 – DATED
MARCH 13, 2025

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DOCUMENT NAME: NOTICE OF VIOLATION, NRC INVESTIGATION REPORT 4-2024-009

ADAMS ACCESSION NUMBER: **ML25059A132**

SUNSI Review By: ACR		ADAMS ☒ Yes ☐ No	☒ Publicly Available ☐ Non-Publicly Available		☒ Non-Sensitive ☐ Sensitive	Keyword: RGN4-001
OFFICE	ES:ACES	C:DORS:OB	C:DORS:PBD	TL:ACES	RC:RIV	OE
NAME	ARoberts	HGepford	JDixon	BAlderink	DCylkowski	DJones
SIGNATURE	/RA/ E	/RA/ E	/RA/ E	/RA/ E	/RA/ E	/RA/ E
DATE	02/26/25	03/03/25	03/03/25	03/03/25	03/03/25	03/10/25
OFFICE	NRR	OGC	D:DORS	DRA:RIV		
NAME	EBrothman	MRosso	GMiller	JLara		
SIGNATURE	/RA/ E	NLO	/RA/ E	/RA/ E		
DATE	03/10/25	03/06/25	03/11/25	03/13/25		

OFFICIAL RECORD COPY

NOTICE OF VIOLATION

Keith Brockman
[NOTE: HOME ADDRESS DELETED
UNDER 10 CFR 2.390]

Docket No. 55-42715
License No. OP-500666-1
IA-24-019

During an NRC investigation completed on September 18, 2024, a violation of NRC requirements was identified. In accordance with the NRC Enforcement Policy, the violation is listed below:

10 CFR 55.3, states, in part, a person must be authorized by a license issued by the Commission to perform the function of an operator.

Reactor Operator license OP-500666-1, effective September 16, 2022, states, in part, that while performing licensed duties, you shall observe the operating procedures specified in the facility license.

Technical Specification 5.4.1(a) requires, in part, that written procedures shall be established, implemented, and maintained covering the applicable procedures recommended in Regulatory Guide 1.33, "Quality Assurance Program Requirements (Operation)," Revision 2, Appendix A, February 1978.

Regulatory Guide 1.33, Appendix A, "Typical Procedures for Pressurized Water Reactors and Boiling Water Reactors," Section 1.b, includes administrative procedures for safety-related activities in relation to authorities and responsibilities for safe operation and shutdown.

Entergy Fleet Nuclear Management Manual EN-OP-115-02, "Control Room Conduct and Access Control," Revision 6, Section 5.1, "Control Room Conduct," Step 5.1.7 states, in part, do not use the internet in the at-the-controls area of the control room, except as specifically authorized by the operations manager.

10 CFR 50.5(a)(1) states, in part, that any employee of a facility licensee may not engage in deliberate misconduct that causes a facility licensee to be in violation of a condition of a license issued by the Commission.

Contrary to the above, from October 16, 2023, to January 8, 2024, you, a reactor operator at Arkansas Nuclear One, while performing licensed duties, failed to observe an operating procedure specified in the facility license. Specifically, you deliberately accessed internet sites hundreds of times without authorization and for non-work-related activities while standing watch as the assigned operator at-the-controls in the control room. In addition, you engaged in deliberate misconduct that caused a facility licensee to be in violation of a condition of a license issued by the Commission.

This is a Severity Level III violation (NRC Enforcement Policy, Section 6.4.c.1(c)).

The NRC has concluded that since you are no longer employed at Arkansas Nuclear One, you are not required to respond to this Notice of Violation. However, you are required to submit a written statement or explanation pursuant to 10 CFR 2.201 if the description therein does not accurately reflect your position.

Enclosure

In that case, or if you choose to respond, clearly mark your response as a “Reply to a Notice of Violation; IA-24-019” and send it to the Deputy Regional Administrator, U.S. Nuclear Regulatory Commission, Region IV, 1600 E. Lamar Blvd., Arlington, TX 76011-4511, and email it to R4Enforcement@nrc.gov within 30 days of the date of the letter transmitting this Notice of Violation.

If you contest this enforcement action, you should also provide a copy of your response, with the basis for your denial, to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001 within 30 days of the date of the letter transmitting this Notice.

If you choose to respond, your response will be made available electronically for public inspection in the NRC Public Document Room and in the NRC’s Agencywide Document Access and Management System (ADAMS), accessible at <http://www.nrc.gov/reading-rm/adams.html>. To the extent possible, your response should not include any personal privacy information so that it can be made available to the public without redaction.

If personal privacy information is necessary to provide an acceptable response, then please provide a bracketed copy of your response that identifies the information that should be protected and a redacted copy of your response that deletes such information. If you request withholding of such material, you must specifically identify the portions of your response that you seek to have withheld and provide in detail the bases for your claim of withholding (e.g., explain why the disclosure of information will create an unwarranted invasion of personal privacy).

Dated this 13th day of March 2025