

May 4, 2000

EA 99-329

Mr. R. P. Powers  
Senior Vice President  
Nuclear Generation Group  
American Electric Power Company  
500 Circle Drive  
Buchanan, MI 49107-1395

SUBJECT: SUMMARY OF THE FEBRUARY 24, 2000, PRE-DECISIONAL ENFORCEMENT  
CONFERENCE WITH AMERICAN ELECTRIC POWER

Dear Mr. Powers:

On February 24, 2000, the Nuclear Regulatory Commission (NRC) held a closed, transcribed, pre-decisional enforcement conference with American Electric Power in the Region III Office in Lisle, Illinois. The conference was held to discuss an apparent violation concerning discrimination against a contract employee. During the conference, American Electric Power disagreed that a violation had occurred and stated that the contract employee was terminated for valid business reasons. However, the company also acknowledged that the action could be perceived as being discriminatory due to the lack of documentation and short term of employment. American Electric Power described numerous actions taken to strengthen the employee concern program and to provide training to managers and supervisors as to their responsibilities regarding protected activities by employees. Enclosure 1 is a list of attendees for the meeting, and a copy of the slides used by the licensee is provided as Enclosure 2.

The NRC is reviewing the information provided during the conference. The results of our deliberations will be provided by separate correspondence.

Sincerely,

*/RA/*

John A. Grobe, Director  
Division of Reactor Safety

Docket Nos. 50-315; 50-316  
License Nos. DPR-58; DPR-74

Enclosures: 1. List of Meeting Attendees  
2. Licensee's Slide Presentation

See Attached Distribution

R. Powers

-2-

cc w/encls: A. C. Bakken III, Site Vice President  
J. Pollock, Plant Manager  
M. Rencheck, Vice President, Nuclear Engineering  
R. Whale, Michigan Public Service Commission  
Michigan Department of Environmental Quality  
Emergency Management Division  
MI Department of State Police  
D. Lochbaum, Union of Concerned Scientists

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(\*SEE PREVIOUS CONCURRENCE)

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DATE	03/01/00	03/02/00	03/02/00	03/04/00	05/04/00

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cc w/encls: A. C. Bakken III, Site Vice President  
J. Pollock, Plant Manager  
M. Rencheck, Vice President, Nuclear Engineering  
R. Whale, Michigan Public Service Commission  
Michigan Department of Environmental Quality  
Emergency Management Division  
MI Department of State Police  
D. Lochbaum, Union of Concerned Scientists

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V. Ordaz, NRR w/encls

List of Attendees at Cook Pre-Decisional Enforcement Conference  
February 24, 2000

NRC

James Caldwell, Deputy Regional Administrator, Region III (RIII)  
John Grobe, Director, Division of Reactor Safety (DRS), RIII  
John Jacobson, Chief, Mechanical Engineering Branch (MEB), DRS  
Anton Vogel, Chief, Branch 6 (Cook), DRP  
Brent Clayton, Enforcement/Investigation Officer (EICS), RIII  
Richard Paul, Director, Region III Office of Investigation (OI)  
Bruce Berson, Regional Counsel  
Patricia Loughheed, Senior Reactor Engineer, MEB  
Claudia Pietras, Special Agent, RIII OI  
Susan Chidakel, Senior Attorney, Office of General Counsel (OGC)  
Barry Westreich, Enforcement Specialist, Office of Enforcement (OE)

American Electric Power (AEP)

Robert Powers, Senior Vice President  
Michael Rencheck, Vice President of Nuclear Engineering  
Robert Godley, Director of Regulatory Affairs  
David Jenkins, Senior Nuclear Counsel  
Michael Horvath, Employee Concern Program Manager  
Delmar Shultz, Structural Engineer  
Toby Woods, Regulatory Affairs

Others

Daniel Bailey, former acting NSED supervisor  
Michael McGarry, Counsel for Mr. Bailey  
Patrick Hickey, Outside Counsel for AEP  
Vincent Berlin, Vice-President, RCM Technologies