



UNITED STATES
NUCLEAR REGULATORY COMMISSION

REGION II
SAM NUNN ATLANTA FEDERAL CENTER
61 FORSYTH STREET SW SUITE 23T85
ATLANTA, GEORGIA 30303-8931

June 19, 2000

Tennessee Valley Authority
ATTN: Mr. J. A. Scalice
Chief Nuclear Officer and
Executive Vice President
6A Lookout Place
1101 Market Street
Chattanooga, TN 37402-2801

SUBJECT: TENNESSEE VALLEY AUTHORITY: ALLEGED DISCRIMINATION FOR
RAISING CONCERNS REGARDING ADHERENCE TO PROCEDURES
(OFFICE OF INVESTIGATION CASE NUMBER 2-1999-003)

Dear Mr. Scalice:

Enclosed for your information is the synopsis to the Nuclear Regulatory Commission (NRC) Office of Investigations (OI) completed investigation regarding alleged discrimination by Tennessee Valley Authority (TVA) against a former Stone and Webster Construction Company employee. The individual was employed at the Sequoyah Nuclear Plant, and was allegedly laid-off for raising safety concerns. The OI investigation (OI Report No. 2-1999-003) was completed on March 30, 2000. OI determined that the evidence in this investigation did not substantiate the allegation of discrimination.

On March 8, 1999, the individual also filed a complaint with the U. S. Department of Labor (DOL), Occupational Safety and Health Administration (OSHA) against TVA and Stone and Webster. DOL initiated an investigation on March 15, 2000. Subsequently, NRC was notified by DOL that a settlement had been reached between TVA and the complainant, and that the DOL case was closed. NRC review of the settlement indicated that it met the requirements of 10 CFR 50.7.

Based on the OI conclusions and the resulting settlement prior to conclusion of the DOL OSHA investigation, NRC plans no further action with regard to this matter. Should you have any questions concerning this letter, please contact us.

In accordance with Section 2.790 of the NRC's "Rules of Practice," Part 2, Title 10, Code of Federal Regulations, a copy of this letter and the enclosure will be made publicly available.

Sincerely,

/RA/
Anne T. Boland
Enforcement Officer

Docket Nos. 50-327, 50-328
License Nos. DPR-77, DPR-79

Enclosure: Synopsis to OI Case No. 2-1999-003

cc w/encl: See Page 2

TVA

2

cc w/encl:
Masoud Bajestani
Site Vice President
Sequoyah Nuclear Plant
Electronic Mail Distribution

TVA

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Distribution w/encl:

R. Hernan, NRR

O. DeMiranda, RII (RII-1999-A-0002)

A. Boland, RII

OFFICE	RII:EICS						
SIGNATURE	/RA/						
NAME	PFredrickson						
DATE	06/16/2000	06/ /2000	06/ /2000	06/ /2000	06/ /2000	06/ /2000	06/ /2000
E-MAIL COPY?	YES NO	YES NO	YES NO	YES NO	YES NO	YES NO	YES NO