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STATE OF VERMONT
OFFICE OF THE ATTORNEY GENERAL
109 STATE STREET
MONTPELIER
05609-1001

September 5, 2000

Charles Mullins, Esq.
Office of General Counsel
U.S. Nuclear Regulatory Commission
Washington DC 20555

Re: Vermont Yankee Nuclear Power Corp. & Dr. George Idelkope v. Vermont Attorney
General William Sorrel & EEOC

Dear Mr. Mullins:

My colleague Kate Hayes told me that you were interested in seeing our answer in the above-referenced case. I have enclosed it and will have copies of all future pleadings sent to you in the future. Please feel free to call me if you have any questions about this matter.

Sincerely,

A handwritten signature in black ink that reads "Martha".

Martha E. Csala
Assistant Attorney General

UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF VERMONT

VERMONT YANKEE NUCLEAR)
POWER CORPORATION and)
DR. GEORGE IDELKOPE,)

Plaintiffs,)

v.)

Docket No. 1:00cv254

UNITED STATES EQUAL EMPLOYMENT)
OPPORTUNITY COMMISSION and)
WILLIAM SORRELL, ATTORNEY GENERAL)
OF THE STATE OF VERMONT,)

Defendants)

DEFENDANT WILLIAM SORRELL, ATTORNEY GENERAL OF THE
STATE OF VERMONT'S ANSWER AND AFFIRMATIVE DEFENSES

NOW COMES the defendant William Sorrell, Attorney General of the State of
Vermont (the defendant), and answers the plaintiffs' Complaint for Declaratory
Judgment as follows:

1. The assertions contained in this paragraph are statements of law only,
which require no response from the defendant. To the extent a response is required,
the defendant denies.
2. Admitted.
3. Defendant lacks knowledge or information sufficient either to admit or to
deny the allegations contained in paragraph 3.
4. Admitted.

5. The defendant admits the assertions contained in the first two sentences of paragraph 5. The defendant denies the remainder of this paragraph.

6. The assertions contained in this paragraph are statements of law only which require no response from the defendant. To the extent a response is required, the defendant denies.

7. The defendant lacks knowledge or information sufficient either to admit or to deny the allegations contained in paragraph 7.

8. The defendant lacks knowledge or information sufficient either to admit or to deny the allegations contained in paragraph 8. The defendant admits the existence of the regulations cited.

9. The defendant admits that NRC regulations require that a licensed nuclear facility have a Medical Review Officer, but denies all other assertions contained in this paragraph.

10. Admitted.

11. The defendant admits the allegation contained in the first sentence of paragraph 11. The defendant lacks knowledge or information sufficient either to admit or to deny the allegation contained in the second sentence.

12. Admitted.

13. Admitted that the Physicians' Desk Reference 2547 contains the language quoted in this paragraph.

14. The defendant lacks knowledge or information sufficient either to admit or to deny the allegations contained in paragraph 14.

15. The defendant lacks knowledge or information sufficient either to admit or to deny the allegation contained in paragraph 15.

16. The defendant lacks the knowledge or information sufficient either to admit or to deny the allegation contained in paragraph 16.

17. The defendant lacks the knowledge or information sufficient either to admit or to deny the allegations contained in paragraph 17.

18. Admitted

19. Admitted that Vermont Yankee responded to the charge of discrimination as alleged in paragraph 19.

20. The defendant admits that Vermont Yankee provided the Attorney General copies of its Fitness for Duty policy, some NRC regulations concerning Fitness for Duty Programs, copies of some of the charging employee's medical records in its possession, a copy of its hiring policy and a job description for the plant mechanic position. The defendant denies the remainder of the allegations contained in paragraph 20.

21. Denied.

22. Admitted that Vermont Yankee responded as alleged in paragraph 22.

23. Admitted.

24. Admitted, except both Civil Investigative Demands were served on June 26, 2000.

25. Admitted.

26. Denied.

27. The assertion contained in this paragraph is an statement of law only which requires no response from the defendant. To the extent a response is required, the defendant denies.

28. Denied.

29. Denied.

30. Denied.

31. Denied.

32. The assertions contained in this paragraph are arguments and allegations of law only which require no response. To the extent a response is required, the defendant denies.

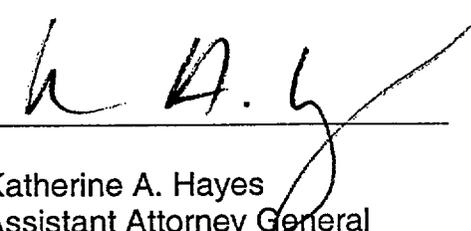
AFFIRMATIVE DEFENSES

1. Failure to state a claim upon which relief can be granted.
2. Lack of jurisdiction.
3. Abstention.

Dated at Montpelier, Vermont this 16~~th~~ day of August, 2000.

WILLIAM H. SORRELL
ATTORNEY GENERAL

By: _____


Katherine A. Hayes
Assistant Attorney General
Federal Bar ID No. 000520153