



UNITED STATES
NUCLEAR REGULATORY COMMISSION

REGION II
ATLANTA FEDERAL CENTER
61 FORSYTH STREET, SW, SUITE 23T85
ATLANTA, GEORGIA 30303-3415

FILE COPY

April 8, 1999

[Redacted] 7C

SUBJECT: ALLEGATION REPORT RII-1999-A-0036

[Redacted] 7C

[Redacted] 7C

This letter refers to your communications with [Redacted] on [Redacted] concerning activities at Carolina Power and Light (CP&L) Company's nuclear power plants. Your concern dealt with site access authorization records.

As we understand it, the [Redacted] attempted to cover up the problem of a clerk falsifying background investigations of personnel being granted unescorted site access authorization at nuclear power plants. This affects Shearon Harris and H.B. Robinson, Unit 2 facilities. We have initiated actions to follow up on this concern of potential wrongdoing. Therefore, if we have misunderstood or mischaracterized your concern described above, please contact me so that we can assure that it is adequately addressed prior to the completion of our review.

Our evaluation of this matter will normally be conducted within six months, although complex issues may take longer. You will be informed of the results of our review.

Enclosed is an NRC brochure, "Reporting Safety Concerns to the NRC." It contains information that you may find helpful in understanding our process for review of safety concerns. It includes an important discussion (on pages 5-7) of our identity protection procedures and limitations. **Please read that section.** The brochure also includes a discussion of the right of an individual to file a complaint with the U.S. Department of Labor (DOL) if the individual believes she or he has been discriminated against for raising safety concerns and the individual desires a personal remedy.

The NRC is responsible for enforcement actions against utilities, vendors, or individuals who discriminate against individuals who raise safety concerns. The DOL review is a public process. DOL is responsible for providing personal remedies, such as reinstatement, back pay, and so forth. **The NRC cannot provide you with personal remedies. This type of remedy can only come from DOL.** For DOL to accept a complaint, it must be in writing and it must be submitted to DOL within 180 days of the date of the discriminatory act or the date you received any written notice of an adverse personnel action (e.g., layoff or suspension), **whichever occurs first.** (Please see pages 8-10 of the brochure.) Should you decide to file, the office for processing your DOL complaint is as follows:

Mr. Arthur M. Johannes, Regional Supervisor Investigator
U. S. Department of Labor - OSHA
Atlanta Federal Center
61 Forsyth Street, SW, Room 6T50
Atlanta, GA 30303-3415
Phone number: 404-562-2260

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FOIA- [Redacted] 7C
2001-0130

Certified Mail Number: P 154 568 122
RETURN RECEIPT REQUESTED

Enclosure: As stated

26 [REDACTED]

If a request is filed under the Freedom of Information Act (FOIA) related to your areas of concern, the information provided will, to the extent consistent with that act, be purged of names and other potential identifiers. Finally, you are not considered a confidential source unless an explicit request of confidentiality has been formally granted in writing.

Thank you for notifying us of your concern. We will advise you when we have completed our review of this matter. However, should you have any questions or comments, during the interim regarding this matter, please call me toll-free at 1-800-577-8510 during the office hours from 7:30 a.m. to 5:15 p.m. or respond in writing. Our mailing address is P.O. Box 845, Atlanta, GA 30301.

Sincerely,



Al Ignatonis,
Senior Allegation Coordinator