



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION II
101 MARIETTA STREET, N.W., SUITE 2900
ATLANTA, GEORGIA 30323-0199

August 3, 1995

7C [REDACTED]
SUBJECT: RII-95-A-0102 - QUESTIONABLE MAINTENANCE PRACTICES

7C Dear [REDACTED]

This refers to your letter dated July 26, 1995, in which you expressed a concern related to maintenance practices at the Harris Nuclear Plant.

The enclosure to this letter documents your concern as we understand it based on your letter. If there is any additional information or concerns you wish to bring to our attention, please contact me as soon as possible so that we can assure that this matter is adequately reviewed and addressed.

Enclosed you will find an NRC Form 3, Notice to Employees, for your information and review. You should be aware that if you are terminated from your employment or otherwise discriminated against, and you suspect that these actions resulted from your contacting the NRC or reporting nuclear safety concerns, you have 180 days to file a complaint with the Department of Labor as indicated on the NRC Form 3. The 180 day filing period begins on the day the act of discrimination occurred. The enclosed form provides additional information on how to file such a complaint.

Enclosed you will also find a copy of the NRC's Policy regarding Identity Protection for your information and review. It describes the extent that the NRC can protect your identity and the conditions where disclosure of your identity may be required.

Our actions to resolve your concerns could include forwarding the substance of the concerns to the licensee with a request that they conduct a review of the facts and circumstances of the concerns. We would not identify you as the source of the information. When the licensee completes their actions on the matter, we will conduct a review of their findings to ensure the concerns were properly reviewed and addressed. If you have any objections with this approach, you must contact our office within 14 days so we can discuss this matter further. Otherwise, this matter may be referred to the licensee.

Certified Mail No. Z 238 564 136
RETURN RECEIPT REQUESTED

Information in this record was deleted
in accordance with the Freedom of Information
Act, exemptions 7C
FOIA- 2001-0130

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We appreciate you bringing your concern to our attention. We will advise you with our findings at the completion of our review. Should you have additional questions or if we can be of any further assistance in this matter, please do not hesitate to contact me collect at (404) 331-4193 or by mail at P.O. Box 845, Atlanta, GA 30301.

Sincerely,



Oscar DeMiranda
Senior Allegation Coordinator
Enforcement and Investigation
Coordination Staff

Enclosures: 1. Statement of Concerns
2. Identity Protection
3. NRC Form 3

ENCLOSURE 1

STATEMENT OF CONCERNS

SUBJECT: RII-95-A-0102 - QUESTIONABLE MAINTENANCE PRACTICES

[REDACTED] MOD (ALLOW STARTUP OF PLANT USING [REDACTED]
[REDACTED] TIALIZED [REDACTED] INFO AND [REDACTED] 7C
[REDACTED] WITHOUT SUFFICIENT EVALUATION [REDACTED]

IDENTITY PROTECTION

This is important information concerning Nuclear Regulatory Commission (NRC) procedures for protection of the personal identity of individuals providing information and/or concerns to the NRC. The NRC will take all reasonable precautionary measures not to disclose an individual's identity to any organization, individual outside the NRC, or the public.

However, an individual who provides information to the NRC should be aware that his/her identity can be disclosed outside the NRC if the disclosure is necessary to ensure public health and safety, or to inform Congress or State or Federal agencies in furtherance of NRC responsibilities under law or public trust. The NRC also may disclose an individual's identity to other organizations, persons outside the NRC, or to the public if the individual clearly indicates that he/she has no objection to being identified as the source of the information. The NRC will not consider an individual as a confidential source unless confidentiality has been formally granted in writing.

Individuals also should be aware that if the concern relates to harassment and intimidation, their identity will be disclosed during any subsequent NRC investigation of the concern because an effective investigation can not be undertaken without revealing the individual's identity. In addition, if the concerns relate to wrongdoing, the identity of the individual providing the concern could be disclosed at the NRC's discretion in order to pursue the investigation of that matter.

The NRC will make every effort to handle this matter in such a way as to maintain the protection of an individual's identity. NRC procedures to ensure this include limiting access to documents which contain an individual's identity, preparing documentation in such a way as to conceal the identity and other internal control procedures which limit the dissemination of an individual's identity on a strict need-to-know basis.

Individuals should be aware, however, that licensees can and do sometimes correctly guess the identity of individuals who provide information to the NRC because of the nature of the information or other factors beyond our control. In such cases, our policy is to neither confirm nor deny the accuracy of their guesses.

The NRC will not take precautionary measures to protect an individual's identity if the individual takes actions that are inconsistent with and override the purpose of protecting identity.