



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION II
ATLANTA FEDERAL CENTER
61 FORSYTH STREET, SW, SUITE 23T85
ATLANTA, GEORGIA 30303-3415

September 4, 1998

Tennessee Valley Authority
ATTN: Mr. Richard T. Purcell
Site Vice President - Watts Bar Plant
P.O. Box 2000
Spring City, TN 37381-2000

SUBJECT: INTIMIDATION OF TENNESSEE VALLEY AUTHORITY (TVA) EMPLOYEE

Dear Mr. Purcell:

On August 28, 1998, TVA's licensing manager informed the NRC Senior Resident Inspector of an incident involving a TVA employee who received a threatening note via internal TVA mail on August 27, 1998. Although we are not aware of all the facts associated with this incident, the threatening note may have been sent in response to concerns the employee has raised.

The NRC considers retaliation for individuals who raise safety concerns a serious matter, particularly given its potential negative impact on the willingness of employees to freely raise safety concerns at TVA in the future.

We understand that TVA initiated a number of actions in response to the incident. These actions included, 1) immediate notification of the TVA Inspector General, Employee Concerns staff and your Office of General Counsel; 2) initiation of an investigation by the Inspector General; 3) an August 28, 1998, meeting to discuss the significance of the incident and to determine the actions to be taken in response and 4) your issuance of an August 28, 1998, memorandum to site management which discussed TVA's policy of zero tolerance for intimidation in the workplace, and directed management to convey this policy to site employees and to advise you in writing of the manner by which employees were advised of the policy.

We acknowledge the prompt actions you have taken in response to this incident. Please keep us advised of any developments in this case including the outcome of your investigative efforts. If you have any questions regarding this letter, please contact Mrs. Anne T. Boland, Director, Enforcement and Investigations Coordination Staff at (404) 562-4421.

Sincerely,

Jon R. Johnson
for Luis A. Reyes
Regional Administrator

w/3
46

FROM : CURTIS C. OVERALL

PHONE NO. : 423 6147843

Sep. 18 1998 07:43PM P2



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION II
ATLANTA FEDERAL CENTER
61 FORSYTH STREET, SW, SUITE 23783
ATLANTA, GEORGIA 30303-2418

September 4, 1998

EA 98-327

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 (TVA) RESPONSE TO NUCLEAR REGULATORY
COMMISSION (NRC) REQUEST REGARDING DEPARTMENT OF LABOR CASE
NO. 97-ERA-53 (TVA VS. CURTIS C. OVERALL)

Dear Mr. Scalice:

By letter from R. Purcell to L. Reyes dated May 28, 1998, TVA requested that the NRC refrain from initiating escalated enforcement action regarding a U. S. Department of Labor (DOL) Administrative Law Judge (ALJ) Recommended Decision and Order (RDO) in the case of Curtis C. Overall vs. TVA (97-ERA-53). The NRC, by letter from L. Reyes to J. Scalice dated July 17, 1998, requested that TVA submit to the NRC a description of the bases for TVA's appeal of the ALJ RDO and documents filed with the DOL Administrative Review Board (ARB) in this case. The NRC request of July 17, 1998, was made to assist us in our determination of whether to defer Agency action in this case pending completion of the DOL review process. TVA responded to the NRC's July 17, 1998, request by letters dated August 7 and 24, 1998.

The NRC has reviewed the TVA responses of August 7 and 24, 1998, and has decided to defer Agency action in this case pending completion of the DOL review process. Please continue to provide the NRC with all TVA filings in the DOL case.

If you have any questions regarding this letter, please contact Anne Boland, Director, Enforcement and Investigations Coordination Staff, of my staff at 404-562-4421.

Sincerely,

Jim L. Johnson
for Luis A. Reyes
Regional Administrator

Docket Nos. 50-390, 50-391
License Nos. NPF-90, CPPR-92

cc: See Page 2

Gen. Mulley
NRC-IG
201-415-5091

FROM:

P. HARRIS

DATE: 1/12/99
PAGES INCLUDING
THIS PAGE: 1/1

42-3376-8864

PHONE #: 376-4857



UNITED STATES
NUCLEAR REGULATORY COMMISSION

REGION II
ATLANTA FEDERAL CENTER
61 FORSYTH STREET, S.W., SUITE 20786
ATLANTA, GEORGIA 30303-2416

September 4, 1998

EA 98-327

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Chief Nuclear Officer and
Executive Vice President
6A Lookout Place
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Chattanooga, TN 37402-2801

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If you have any questions regarding this letter, please contact Anne Boland, Director, Enforcement and Investigations Coordination Staff, or my staff at 404-562-4421.

*What was reason for
deferring?*

Sincerely,

Jim L. Johnson

for Luis A. Reyes
Regional Administrator

Docket Nos. 50-390, 50-391
License Nos. NPF-90, CPPR-92

cc: See Page 2

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




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Sincerely,

Luis A. Reyes
Regional Administrator

Distribution:
PUBLIC

*See previous concurrence

OFFICE	R11:RC*	R11:EICS*	R11:DRP*	R11:DRS*	R11:DRA		
SIGNATURE							
NAME	CEvans	ABoland	LPlisco	BMallett	JJohnson		
DATE	9/ /98	9/ /98	9/ /98	9/ /98	9/ /98	9/ /98	9/ /98
COPY?	YES NO	YES NO	YES NO	YES NO	YES NO	YES NO	YES NO

OFFICIAL RECORD COPY

DOCUMENT NAME: G:\ADMIN\TVA.2

Tennessee Valley Authority
ATTN: Mr. Richard T. Purcell
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Sincerely,

Luis A. Reyes
Regional Administrator

*discussed
w/ Baker/NRC
on 09/03/98*

OFFICE	RII:RC	RII:ELCS	RII:DRP	RII:DRS	RII:DRA		
SIGNATURE	<i>cle</i>	<i>[Signature]</i>	<i>[Signature]</i>	<i>BSm</i>			
NAME	CEvans	ABoland	LPlisco	BMallett	JJohnson		
DATE	9/3/98	9/4/98	9/4/98	9/3/98	9/ /98	9/ /98	9/ /98
COPY?	(YES) NO	(YES) NO	YES (NO)	YES (NO)	YES NO	YES NO	YES NO

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DOCUMENT NAME: G:\ADM\SHARE\TVA.2

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