



UNITED STATES  
NUCLEAR REGULATORY COMMISSION

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

July 17, 1998

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) REQUEST FOR DEPARTMENT OF LABOR  
CASE NO. 97-ERA-53 (TVA VS. CURTIS C. OVERALL)

By letter from R. Purcell to L. Reyes dated May 28, 1998, the Tennessee Valley Authority (TVA) requested that the Nuclear Regulatory Commission (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 acknowledged the request by letter dated June 18, 1998, indicating that the matter was under Agency review.

To assist us in our determination of whether to defer Agency action in this case pending completion of the DOL review process, we request that TVA submit to the NRC a description of the bases for your appeal of the ALJ RDO made to the DOL Administrative Review Board (ARB). In addition, we request that TVA provide the NRC with copies of all future filings made to DOL by TVA in the Overall 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,

Luis A. Reyes  
Regional Administrator

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

cc: See Page 2

w/y

TVA

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CC:

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U.S. Nuclear Regulatory Commission  
 Watts Bar Nuclear Plant  
 1260 Nuclear Plant Road  
 Spring City, TN 37381

*OE concurrence  
 per M. Stein  
 on 07/07/98  
 via telephone*

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