

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



June 27, 1997

U.S. Department of Labor  
Employment Standards Administration  
ATTN: Mr. Alfred H. Perry  
Regional Director  
for Wage and Hour  
61 Forsyth Street, S.W., Suite 7M40  
Atlanta, GA 30303

SUBJECT: REQUEST FOR ACCESS TO DEPARTMENT OF LABOR CASE FILE  
(REFERENCE: CURTIS C. OVERALL V. TENNESSEE VALLEY AUTHORITY)

Dear Mr. Perry:

On January 17, 1997, the U.S. Department of Labor's (DOL) Wage and Hour Division in Knoxville, Tennessee, received a complaint from Mr. Curtis C. Overall, a former employee of Tennessee Valley Authority (TVA). Mr. Overall alleged that he was subjected to a reduction-in-force and ultimately terminated from employment at the Watts Bar Nuclear Plant on September 30, 1996, because he had raised safety issues regarding ice condenser ice basket screws at the plant. In response to that complaint, the Wage and Hour Division conducted an investigation, and in a letter dated June 13, 1997, the Assistant Area Director of the Wage and Hour Division issued a decision in the case. The Assistant Area Director found that Mr. Overall was a protected employee and was discriminated against in that his termination was directly linked to the nuclear safety concerns he raised.

In order to stay abreast of the circumstances in each Section 211 complaint filed against a licensee of the Nuclear Regulatory Commission (NRC), NRC continually reviews relevant information in the DOL files concerning these cases.

The purpose of this letter is to request a copy of the narrative of the DOL Compliance Officer's Report for the subject case. Under the October 25, 1982 Memorandum of Understanding between DOL and NRC, DOL makes all case file material available to NRC officials. In response to an NRC request for arrangements to facilitate obtaining copies of DOL Compliance Officers' Reports, the Assistant Administrator, Wage and Hour Division, agreed in January 1987 that DOL will provide a copy of the narrative of any Compliance Officer's Report requested by NRC. If necessary, copies of exhibits, however, will be made by NRC personnel using DOL copying equipment at the DOL office where the exhibits are filed.

The material requested will be conspicuously marked as material obtained from the Department of Labor under a special arrangement with the NRC and that the information may not be disclosed outside the NRC without prior DOL approval.

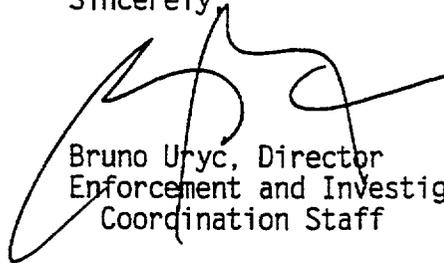
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When the file is available at your office, or should you have any questions regarding this request, please feel free to contact me at (404) 562-4421, or Anne Boland (404) 562-4422. As always, your cooperation and assistance in these matters are greatly appreciated.

Sincerely,



Bruno Uryc, Director  
Enforcement and Investigations  
Coordination Staff

cc: Assistant Administrator  
Employment Standards Administration  
Wage and Hour Division  
U. S. Department of Labor  
Room S-3502  
200 Constitution Avenue, N.W.  
Washington, D.C. 20210

Carol Merchant, Assistant District Director  
Wage and Hour Division  
Employment Standards Administration  
John Duncan Federal Building  
710 Locust St., Room 101  
Knoxville, TN 37902

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bcc: J. Lieberman, OE  
J. Goldberg, OGC  
C. Evans, RII  
RII DOL File