

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	
)	Docket Nos. 50-390-CivP; 50-327-CivP
TENNESSEE VALLEY AUTHORITY)	50-328-CivP; 50-259-CivP
(Watts Bar Nuclear Plant, Unit 1)	50-260-CivP; 50-296-CivP
Sequoyah Nuclear Plant, Units 1 & 2)	50-260-CivP; 50-296-CivP
Browns Ferry Nuclear Plant, Units 1,2 &3))	
)	ASLBP No. 01-791-01-CivP
)	
)	EA 99-234

NRC STAFF'S THIRD SET OF
INTERROGATORIES AND DOCUMENT REQUESTS

Pursuant to 10 C.F.R. §§ 2.720(h)(2)(ii), 2.740, and 2.740b, and the July 19, 2001, and November 14, 2001 prehearing conferences conducted by the designated Atomic Safety and Licensing Board Panel and the Chief Administrative Law Judge, the Nuclear Regulatory Commission (NRC) Staff hereby requests that the Tennessee Valley Authority (TVA) answer the following interrogatories, under oath, in writing, separately, in the fullest detail possible, and send the answers to the Nuclear Regulatory Commission, Office of the General Counsel, Mail Stop: O-15D21, Washington, D.C. 20555. Additionally, to the extent that the interrogatories identify responsive documents, TVA should provide a copy of those documents.

DEFINITIONS AND INSTRUCTIONS

1. "Identify" when used in reference to a natural person means to set forth the following: his name; his present or last known residential address and telephone number; his present or last known business address and telephone number; his employer; his title or position; his area of responsibility; and his business, professional, or other relationship to TVA.

2. "Identify" when used in reference to a document shall mean to set forth the following: its title; its subject matter; its date; its author; its addressee (including the designated recipient, "cc" and "bcc" recipients, and the like); its file designation or other identifying designation; and its present location and present custodian.

3. Each interrogatory shall be answered separately and fully, in writing and under oath or affirmation, and shall include all pertinent information available to TVA, its officers, employees, directors, advisors, representatives, or counsel, based upon the personal knowledge of the person answering.

4. To the extent that you do not have specific, complete and accurate information with which to answer any interrogatory, you should so state, and the interrogatory should be answered to the extent information is available, identifying each person who is believed to have accurate information with respect thereto.

5. If privilege is claimed as a ground for not answering the interrogatory or if the interrogatory is otherwise objected to in whole or in part, describe the legal and/or factual basis for the claim of privilege or other objection to the interrogatory or interrogatory part in sufficient detail so as to permit the Atomic Safety and Licensing Board (Board) to adjudicate the validity of the claim or objection, and identify all documents which refer or relate to the information requested.

6. If documents are produced in response to an interrogatory, expressly identify the interrogatory to which they pertain and identify the official custodian of the documents.

7. If an interrogatory is not answered in full, please state the reasons for not answering, describe the steps taken to secure complete information, and detail the information which is available to TVA regarding the unanswered portions.

8. For each interrogatory, identify all documents that support, refer, or relate to the subject matter of each interrogatory and the answer thereto.

INTERROGATORY 1

State whether the Tennessee Valley Authority Office of Inspector General (OIG) taped the interviews it conducted during its investigations of 1993 and 1996 Department of Labor ("DOL") complaints filed by Gary Fiser and its investigation of the DOL complaint filed by William Jocher, as indicated in the investigator notes provided by TVA in response to an earlier document request. Provide a copy of each tape.

INTERROGATORY 2

Wilson McArthur indicated in his deposition that he viewed a transcript of tape recorded conversations by Gary Fiser, but that the transcript was in not in the format in which Fiser provided it to TVA OIG. State whether anyone from TVA, including but not limited to, the TVA OIG or the TVA Office of the General Counsel, transcribed the tape recordings provided by Gary Fiser to the OIG for his 1993 DOL complaint. State which TVA employees were shown a copy of such transcript(s). Provide a copy of such transcript(s).

INTERROGATORY 3

State whether Alan Sorrell held the Radiological Control and Chemistry Manager position, state the dates upon which he held that position, provide a copy of his position description for that position, and provide a copy of his personal history record.

INTERROGATORY 4

Identify the individual(s) who raised the concern(s) about Ronald Grover that resulted in the TVA OIG investigation of Mr. Grover, including but not limited to the individual who made an anonymous complaint to the OIG Hotline on May 1, 1997.

Respectfully submitted,

/RA/

Jennifer M. Euchner
Counsel for NRC Staff

Dated at Rockville, Maryland
this 17th day of December, 2001.

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Browns Ferry Nuclear Plant, Units 1, 2, 3))
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CERTIFICATE OF SERVICE

I hereby certify that copies of "NRC STAFF'S THIRD SET OF INTERROGATORIES AND DOCUMENT REQUESTS" in the above-captioned proceeding has been served on the following persons by express overnight mail; through deposit in the Nuclear Regulatory Commission's internal system as indicated by an asterisk (*), or by electronic mail as indicated by a double asterisk (**) on this 17th day of December, 2001.

Administrative Judge **
Charles Bechhoefer, Chairman
U.S. Nuclear Regulatory Commission
Atomic Safety and Licensing Board Panel
Mail Stop: T-3F23
Washington, D.C. 20555

Administrative Judge **
Richard F. Cole
U.S. Nuclear Regulatory Commission
Atomic Safety and Licensing Board Panel
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Administrative Judge **
Ann Marshall Young
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
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Washington, D.C. 20555

/RA/

Jennifer M. Euchner
Counsel for NRC Staff