

December 9, 2002

Mr. A. C. Bakken III
Senior Vice President
Nuclear Generation Group
American Electric Power Company
500 Circle Drive
Buchanan, MI 49107

SUBJECT: NRC OFFICE OF INVESTIGATIONS REPORT NO. 3-2001-037

Dear Mr. Bakken:

This letter refers to an investigation conducted by the U.S. Nuclear Regulatory Commission (NRC), Office of Investigations (OI), to determine if a mechanical maintenance technician was blacklisted from employment at the D.C. Cook Nuclear Power Plant as a result of raising discrimination concerns to the NRC in February 1999. Based on the evidence developed during the investigation, we did not substantiate that a mechanical maintenance technician was blacklisted from employment at D.C. Cook. The synopsis from the OI report of investigation is enclosed.

If you have any questions or comments regarding this matter, please contact James Heller or Ryan Alexander of the NRC Region III staff at telephone number (630) 829-9500.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter, its enclosure, and your response, if any, will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room). You should note that final NRC documents, including the final OI report, may be made available to the public under the Freedom of Information Act (FOIA) subject to redaction of information pursuant to the FOIA. Requests under the FOIA should be made in accordance with 10 CFR 9.23, Request for Records.

Sincerely,

/RA/ Roy J. Caniano for

Cynthia D. Pederson, Director
Division of Reactor Safety

Docket Nos. 50-315; 50-316
License Nos. DPR-58; DPR-74

Enclosure: As stated

cc w/enclosure: AMS File No. RIII-2001-A-0091

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** For release of the OI synopsis.

SYNOPSIS

This investigation was initiated by the U.S. Nuclear Regulatory Commission, Office of Investigations, Region III, on August 27, 2001, to determine whether a former contract mechanical maintenance technician (MMT) was discriminated against by being blacklisted from further employment at American Electric Power Company's D.C. Cook Nuclear Power Plant (Cook) as a result of raising discrimination concerns to the NRC in February 1999.

Based upon the evidence developed, this investigation did not substantiate the allegation that the MMT was discriminated against by being blacklisted from employment at Cook.