



**UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
REGION II  
SAM NUNN ATLANTA FEDERAL CENTER  
61 FORSYTH STREET SW SUITE 23T85  
ATLANTA, GEORGIA 30303-8931**

February 12, 2003

South Carolina Electric & Gas Company  
ATTN: Mr. Stephen A. Byrne  
Senior Vice President, Nuclear Operations  
Virgil C. Summer Nuclear Station  
P. O. Box 88  
Jenkinsville, SC 29065

SUBJECT: VIRGIL C. SUMMER NUCLEAR PLANT:  
(OFFICE OF INVESTIGATIONS CASE NUMBER 2-2000-005S)

Dear Mr. Byrne:

Enclosed for your information is the synopsis of the Nuclear Regulatory Commission's (NRC) Office of Investigations (OI) completed supplemental report regarding alleged discrimination, by the South Carolina Electric & Gas Company against an employee who filed a complaint with the U.S. Department of Labor.

OI was unable to substantiate the allegation that a process analyst was the subject of employment discrimination for engaging in protected activity. We plan no further action with regard to this matter. Should you have any questions concerning this letter, please contact us.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter and its enclosure 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).

Sincerely,

/RA/

Carolyn F. Evans  
Regional Counsel/Enforcement Officer  
Enforcement and Investigation  
Coordination Staff

Docket No. 50-395  
License No. NPF-12

Enclosure: Investigative Synopsis  
OI Case No.2-2000-005S

cc w/encl:  
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## SYNOPSIS

The U.S. Nuclear Regulatory Commission (NRC), Office of Investigations, Region II, initiated this supplemental investigation on January 14, 2002, to determine whether South Carolina Electric and Gas Company, an NRC licensee, discriminated against a Virgil C. Summer Nuclear Station process analyst for engaging in protected activity.

Based upon evidence, documentation, and testimony developed during this investigation, the allegation that a process analyst was the subject of employment discrimination for engaging in protected activity was not substantiated.

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FIELD OFFICE DIRECTOR, OFFICE OF INVESTIGATIONS, REGION II~~