

RAS 6148

DOCKETED  
USNRC

50-390.CIVP, et. al

SENSITIVE

Staff Exhibit 33-Rec'd

XC: PLR 6/19/02

MRH

DRK

gRB

mom

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2003 MAR 11 AM 11:34

OFFICE OF THE SECRETARY  
RULEMAKINGS AND  
ADJUDICATIONS STAFF

CONCERNING RESOLUTION STAFF

APR 29 '94

Manager	✓	✓	✓	✓
CMA Site Rep				5/2/94
BRM Site Rep				
SCRM Site Rep				
WORM Site Rep				
Secretary				
Call				
CMA				
BRM				
SCRM				
WORM				
COMMENTS				
INCL. REC.				

APR 22 1994

The Honorable Jim Sasser  
United States Senate  
Washington, DC 20510-4201

RECEIVED  
SHATTUCK, TENN.

8-61 APR 25 1994

President, TVA Nuclear  
and Chief Nuclear Officer

Dear Senator Sasser:

Please refer to William L. Hinshaw's letter to you dated October 22, 1993, regarding allegations made by William F. Jocher, a former Corporate Chemistry Manager at TVA. Jocher alleged TVA management forced him to resign because he expressed nuclear safety concerns. Jocher filed a complaint with the U.S. Department of Labor (DOL) under Section 211 of the Energy Reorganization Act (ERA) on June 29, 1993, claiming he was forced to resign for engaging in protected activities at a TVA nuclear facility. A decision in the case is pending with the DOL.

Based on a request from TVA management, my office initiated a parallel investigation of the circumstances surrounding the alleged adverse treatment of Jocher. A summary of our findings follows. It is based solely on our investigation and it does not conclude Jocher was terminated for raising safety concerns. We did not determine whether a violation of the ERA occurred since that responsibility is entrusted to DOL. Specifically, our purpose in conducting a parallel investigation with the DOL is to determine whether any current or former TVA employees violated the TVA Code and also to provide management relevant information affording an opportunity for timely resolution of DOL complaints.

Our investigation found no direct evidence showing Jocher was asked to resign because he raised safety concerns. Rather, management consistently stated Jocher was removed because of performance problems, and there is evidence supporting management's position. We found some contradictory evidence

Template = SECY-028

SECY-02

AJ 669

CLEAR REGULATORY COMMISSION

License No. 50-390 Official Exh No. Staff 33

In the matter of TVA

Staff ✓ IDENTIFIED ✓

Applicant \_\_\_\_\_ RECEIVED ✓

Intervenor \_\_\_\_\_ REJECTED \_\_\_\_\_

Other \_\_\_\_\_ WITHDRAWN \_\_\_\_\_

DATE 6/19/02 Witness \_\_\_\_\_

Mark BHM

SENSITIVE

The Honorable Jim Sasser

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regarding the extent of Jocher's performance problems. We made no recommendations to TVA management regarding Jocher's requested resignation.

Thank you for your interest in this matter. I hope you will contact our office if we can be of further assistance.

Sincerely,

Original Signed By  
George T. Prosser

George T. Prosser  
Inspector General

BBT:ABF:SAB

cc: Edward S. Christenbury, ET 11H-K  
Ronald A. Loving, Washington  
OIG File No. 2D-129  
OIG File No. 2D-133  
bc: Craven Crowell, ET 12A-K  
Oliver D. Kingsley, LP 6A-C  
Brent Marquand, ET 11H-K

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AJ 670