

November 25, 2003

Mr. M. Nazar  
Senior Vice President  
Nuclear Generation Group  
American Electric Power Company  
500 Circle Drive  
Buchanan, MI 49107

SUBJECT: NRC OFFICE OF INVESTIGATIONS REPORT NO. 3-2002-021

Dear Mr. Nazar:

This letter refers to an investigation conducted by the U.S. Nuclear Regulatory Commission (NRC), Office of Investigations (OI) to determine if a Chemistry Technician was discriminated against, in the form of employment termination. Based on the evidence developed during the investigation, we did not substantiate the issue. 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 Andrea Kock 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. The instructions for making a request for information under the FOIA are accessible at <http://www.gov/reading-rm/foia/foia-request.html>.

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: OI Synopsis

cc w/enclosure: AMS File No. RIII-2002-0135

\*SEE PREVIOUS CONCURRENCE

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\*\*For permission to release OI synopsis.

## SYNOPSIS

This investigation was initiated on August 19, 2002, by the U.S. Nuclear Regulatory Commission, Office of Investigations, Region III, to determine if a former Chemistry Technician at the D.C. Cook Nuclear Power Plant (Cook) was discriminated against in violation of 10 CFR 50.7 and 50.5 for raising procedural concerns.

Based upon the evidence developed, this investigation did not substantiate the allegation that a former Chemistry Technician at Cook was discriminated against in violation of 10 CFR 50.7 and 50.5 for raising procedural concerns.