

December 4, 2002

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

Dear Mr. Bakken:

As a result of concerns that (1) an engineering supervisor was terminated (discriminated against) for raising safety issues; and (2) licensee supervisory personnel willfully violated technical specifications by directing personnel to exceed work hour limitations, the Nuclear Regulatory Commission (NRC) recently conducted an investigation regarding these matters.

The NRC has completed its investigation into these matters. Based on the results of its investigation, the NRC did not substantiate that (1) an engineering supervisor was discriminated against for raising safety issues; and (2) licensee supervisory personnel willfully violated technical specifications by directing personnel to exceed work hour limitations. A copy of the Region III Office of Investigations report synopsis is enclosed. This concludes the NRC's investigation into this matter.

If you have any questions or comments regarding this matter, please contact James Heller or Ryan Alexander of the NRC Region III allegation 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).

A. Bakken

-2-

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-0166

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**For release of OI Synopsis.

SYNOPSIS

This investigation was initiated on November 5, 2001, by the U.S. Nuclear Regulatory Commission, Office of Investigations (OI), Region III, to determine if a former engineer at the D.C. Cook Nuclear Power Plant was discriminated against for raising safety concerns. On February 19, 2002, OI was asked to concurrently investigate whether licensee supervisory personnel willfully violated technical specifications by directing personnel to exceed work hour limitations.

Based upon the evidence developed, this investigation did not substantiate that a former engineer was discriminated against for raising safety concerns. Additionally, based upon the evidence developed, this investigation did not substantiate that licensee supervisory personnel willfully violated technical specifications by directing personnel to exceed work hour limitations.