

May 27, 2004

RI-2003-A-0061

Mr. Fred Dacimo
Site Vice President
Entergy Nuclear Operations, Incorporated
Indian Point Energy Center
295 Broadway, Suite 1
P. O. Box 249
Buchanan, NY 10511-0249

Dear Mr. Dacimo:

On April 21, 2003, the Region I Field Office of the NRC Office of Investigations (OI) initiated an investigation (Case No. 1-2003-026) to determine whether: 1) a former Indian Point 2 (IP2) security officer was in possession of a fraudulent Indian Point Entergy Center (IPEC) identification badge that identified him as an NRC employee; 2) another IPEC employee had inappropriately produced a fraudulent identification badge for the former security officer; and 3) the former security officer was using the identification badge in a fraudulent manner.

Although certain individuals provided testimony that the former security officer showed them an identification with the letters "NRC" on it, there was insufficient evidence to conclude that the former security officer actually possessed such an identification. Also, testimony obtained from IPEC employees indicated that it is highly improbable that such an identification was produced at IPEC. That assessment was based on their knowledge of the capabilities of the IPEC computers used to produce IPEC identification badges, and the security measures in place, coupled with the fact that IPEC has not had any history of unauthorized badges being produced. Therefore, insufficient evidence existed to conclude that an IPEC employee produced or provided the former security officer with a fraudulent IPEC identification badge, identifying him as an NRC employee.

Please note that final NRC investigatory documents, such as the OI report summarized above, may be made available to the public under the Freedom of Information Act (FOIA) subject to redaction of information appropriate under the FOIA. Requests under the FOIA should be made in accordance with 10 CFR 9.23, Requests for Records, a copy of which is enclosed for your information.

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Also, in accordance with 10 CFR 2.390 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).

Should you have any questions regarding this letter, please feel free to contact Mr. E. Cobey of my staff at (610) 337-5233.

Sincerely,

**/RA by Brian E. Holian
Acting For/**

A. Randolph Blough, Director
Division of Reactor Projects

Enclosure:
10 CFR 9.23, Requests for Records

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