

April 28, 2004

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. 3-2001-049

Dear Mr. Nazar:

This letter refers to an investigation conducted by the U.S. Nuclear Regulatory Commission (NRC), Region III (RIII), Office of Investigations (OI) to determine if a former contract engineer was discriminated against for raising safety issues related to the corrective actions program, overtime, and the quality of procedures. Based on the evidence developed during the investigation, we did not substantiate this issue. The OI investigation synopsis 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). In addition, final NRC documents, including the 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-2001-A-0152

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** For permission to release OI Synopsis.

SYNOPSIS

On October 22, 2001, an Allegation Review Board requested that the Region III, Office of Investigations (OI) initiate an investigation to determine whether D.C. Cook Management deliberately discriminated against a contract engineer for raising safety concerns in violation of 10 CFR 50.5 and 50.7.

Based on the evidence developed, this investigation did not substantiate that a contract engineer was discriminated against for raising nuclear quality assurance concerns and/or safety concerns.