

June 22, 2006

Mr. L. William Pearce  
Vice President  
FirstEnergy Nuclear Operating Company  
Perry Nuclear Power Plant  
10 Center Road  
Perry, OH 44081

SUBJECT: NRC OFFICE OF INVESTIGATIONS REPORT NO. 3-2005-018

Dear Mr. Pearce:

This letter refers to an investigation conducted by the U.S. Nuclear Regulatory Commission (NRC), Office of Investigations (OI) to determine whether a senior Maintenance Mechanic at the Perry Nuclear Power Plant was discriminated against for raising safety concerns. 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 Paul Pelke of the NRC Region III staff at telephone number (630) 829-9500.

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).

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.nrc.gov/reading-rm/foia/foia-request.html>.

Sincerely,

**/RA/**

Mark A. Satorius, Director  
Division of Reactor Projects

Docket No. 50-440  
License No. NPF-58

Enclosure: OI Synopsis

cc w/encl: AMS File No. RIII-2005-A-0034

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|--------|--------|---|--------|---|---------|---|---------|---|-------------------------|---|---------|---|----------|---|
| NAME   | Chyu   |   | Heller |   | Duncan  |   | Paul**  |   | Pelke for<br>O'Brien*** |   | Berson  |   | Satorius |   |
| DATE   | 5/9/06 |   | 5/9/06 |   | 5/10/06 |   | 5/15/06 |   | 6/19/06                 |   | 6/13/06 |   | 6/22/06  |   |

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\*\* For permission to release OI synopsis.

\*\*\* The 3-week memo has expired

## **ENCLOSURE**

### **SYNOPSIS**

This investigation was initiated on June 23, 2005, by the U.S. Nuclear Regulatory Commission, Office of Investigations, Region III, to determine whether a Senior Maintenance Mechanic at the Perry Nuclear Power Plant was discriminated against for raising safety concerns.

Based on the evidence developed, this investigation did not substantiate the allegation that a Senior Maintenance Mechanic at the Perry Nuclear Power Plant was discriminated against for raising safety concerns.