

September 6, 2006

Mr. Mark B. Bezilla  
Site Vice President  
FirstEnergy Nuclear Operating Company  
Davis-Besse Nuclear Power Station  
5501 North State Route 2  
Oak Harbor, OH 43449-9760

SUBJECT: NRC OFFICE OF INVESTIGATIONS REPORT NO. 3-2006-013

Dear Mr. Bezilla:

This letter refers to an investigation conducted by the U.S. Nuclear Regulatory Commission (NRC), Office of Investigations (OI) to determine whether a contract access authorization technician for Day & Zimmerman Nuclear Power Systems company at the Davis-Besse Nuclear Power Station was discriminated against for raising safety issues. Based on the evidence developed during the investigation, we did not substantiate the allegation. 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), 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 by Anne T. Boland Acting for/**  
Cynthia D. Pederson, Director  
Division of Reactor Safety

Docket No. 50-346  
License No. NPF-3

Enclosure: OI Synopsis  
cc w/enclosure: AMS File No. RIII-2005-A-0081  
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\*For permission to release OI synopsis.

\*\*The 3-week email has expired.

## SYNOPSIS

This investigation was initiated on February 1, 2006, by the U.S. Nuclear Regulatory Commission, Office of Investigations, Region III, to determine whether a contract Access Authorization Technician for the Day & Zimmerman Nuclear Power Systems company at the Davis-Besse Nuclear Power Station was discriminated against for raising safety issues.

Based upon the evidence developed, this investigation did not substantiate the allegation that a contract Access Authorization Technician for the Day & Zimmerman Nuclear Power Systems company at the Davis-Besse Nuclear Power Station was discriminated against for raising safety issues.