

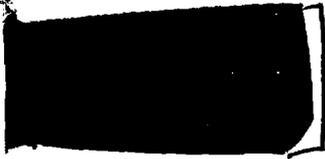


UNITED STATES
NUCLEAR REGULATORY COMMISSION

REGION III
801 WARRENVILLE ROAD
LISLE, ILLINOIS 60532-4351

September 13, 2002

7C



SUBJECT: ALLEGATION NO. RIII-02-A-0114

Dear [Redacted]

This letter is in reference to our letter dated August 13, 2002, that stated we were reviewing your concerns associated with activities at Kewaunee Nuclear Power Plant. You were concerned that: (1) several individuals were unjustly accused that they failed to report the smell of alcohol on an individual; [Redacted] (3) a supervisor lied to a licensee investigator about being told about the smell of alcohol on an individual; and (4) you were subject of discrimination when you were not rehired after providing information to the licensee's investigator about the smell of alcohol on an individual.

outside of scope

Several members of the Region III Technical Staff have reviewed the interview that was conducted between you and a member of the Region III Office of Investigations and established an additional concern. You were concerned that action taken against the employees who raised the fitness-for-duty concerns has created a chilled environment for raising a safety concern. I have added this concern as concern 5 to this allegation file. I will refer this concern to the licensee and request that the licensee perform an independent investigation. When we complete our evaluation of concerns 1, 2, 3, 4, and 5, we will provide you the results of our evaluation.

Thank you for notifying us of your concerns. Should you have any additional questions, or if we can be of further assistance in this matter, please contact Ryan Alexander or me by writing to the U.S. Nuclear Regulatory Commission, Region III, at 801 Warrenville Road, Suite 255, Lisle, Illinois 60532-4351, or calling the NRC Region III switchboard toll free at (800) 522-3025. My E-mail address is JKH@nrc.gov and Mr. Alexander's E-mail address is RDA@nrc.gov. If you E-mail us, please send the information to both E-mail addresses and our common E-mail address which is OAC3@nrc.gov. Your cooperation is appreciated.

Sincerely,

James Heller
Senior Allegation Coordinator

Enclosure: Summary of Concerns
cc w/enclosure: AMS File No. RIII-02-A-0114

CERTIFIED MAIL

RETURN RECEIPT REQUESTED

in accordance with the Freedom of Information Act, exemptions 7C OUTSIDE SCOPE
FOIA- 2006-113

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(20)

ENCLOSURE

AMS No. RIII-02-A-0114

Our current understanding of your concerns are summarized below. If you have any additional or clarifying information related to these concerns, please contact one of the Region III Office Allegation Coordinators at the address provided in the letter.

Concern 1:

You are concerned that several craft employees were being unjustly accused that they failed to report the smell of alcohol on an individual during the steam generator project. You stated that this was reported to the supervisor, who took no action.



outside
if
scope

Concern 3

You are concerned that a supervisor lied to a licensee investigator about being told by you and several other employees about the smell of alcohol on an individual.

Concern 4

You are concerned that you are the subject of discrimination by not being rehired after providing information to the licensee's investigator about the smell of alcohol on an individual.

Concern 5

You are concerned that the action taken against the employees who raised the fitness-for-duty concerns has created a chilled environment for raising a safety concern.