

# UTILITY WORKERS UNION OF AMERICA Local No. 369

120 BAY STATE DRIVE • BRAINTREE, MA 02184  
(781) 848-3740 (781) 848-3741  
FAX (781) 848-4108



FOIA/PA REQUEST  
Case No. 2007-0313  
Date Rec'd: 8-28-07  
Specialist: WINZELS  
Related Case: \_\_\_\_\_

August 28, 2007

**Advance Copy Via Facsimile to (301) 415-5130**

Freedom of Information Act and Privacy Act Officer  
U.S. Nuclear Regulatory Commission  
Mail Stop T6-D8  
Washington, DC 20555-0001

**Re: Freedom of Information Act Request of the  
Utility Workers Union of America, Local 369**

Dear Sir or Madam:

Pursuant to the Freedom of Information Act, 5 U.S.C 552, *et seq.* ("FOIA"), the Utility Workers Union of America, Local 369 ("UWUA Local 369")<sup>1</sup> hereby request that the Nuclear Regulatory Commission ("Commission") produce certain records related communications between the Commission and Entergy Nuclear Operations, Inc. ("Entergy") concerning the Vermont Yankee Nuclear Power Station, as described immediately below.

**Description of Documents Requested**

UWUA Local 369 respectfully requests copies, either in electronic or hard copy format, of the following:

All communications or records of communications, including, but not limited to, letters, e-mail, memoranda, notes of conversations, and calendars that include entries concerning or related to the Entergy "strike contingency plan" described by U.S. Nuclear Regulatory Commission spokesman Neil Sheehan reported in the Rutland Herald (Yankee workers threaten walkout, August 17, 2007 - *Attachment 1*) and the NRC "plan" reported in the Boston Globe ("Vermont Yankee: Tentative pact reached, averting strike", August 24, 2007). Please include in response to this request all communications on this subject (1) from Entergy or any of its employees or agents to the Commission or any of its employees or agents; and (2) from the Commission or any of its employees or agents, to Entergy or any of its employees or agents. (3) Between the Commission and any of its employees or

<sup>1</sup> UWUA Local 369 is the collective bargaining representative of approximately 340 operational, technical, and administrative staff at the Pilgrim Nuclear Power Station.

agents. To the extent that a document responsive to this request are withheld by the Commission on the grounds of security to other concerns, UWUA Local 369 requests that the withheld documents be identified in the response to this request. If only portions of the responsive documents contain sensitive information, UWUA Local 369 requests that the documents be provided in redacted form.

### Fees

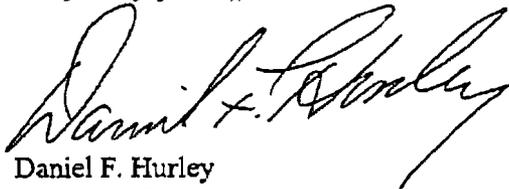
UWUA Local 369 is willing to pay up to \$350.00 in applicable fees, if any, associated with the processing of this request. Please contact the undersigned if the Commission estimates that the total fees for processing this request will exceed \$350.00.

### Communications

The records responsive to this request, and any questions or other communications related to this request, should be directed to David Leonardi, who can be reached by phone at (508) 801-1540, or in writing to Local 369 Utility Workers Union of America, AFL-CIO.

Thank you for your attention to this matter. Please do not hesitate to contact me if you have any questions.

Very truly yours,,



Daniel F. Hurley  
Secretary-Treasurer  
Utility Workers Union  
Of America, Local 369

DFH:lm

Cc: G. Sullivan D. Leonardi File

UWUA Local 369 FOIA Request  
April 10 2007  
Page 3

**Attachment 1**

Article published Aug 17, 2007  
Yankee workers threaten walkout

VERNON — About 230 workers at the Vermont Yankee nuclear power plant could go on strike if a new contract with the plant's owners can't be reached by midnight Sunday.

Representatives from plant owner Entergy Nuclear and negotiators for the International Brotherhood of Electrical Workers are trying to reach an agreement on wages, health benefits and pension plans.

If a strike is called, Entergy will run the plant using supervisors or employees from other plants, said Neil Sheehan, a spokesman for the Nuclear Regulatory Commission.

Sheehan said strikes at nuclear plants were rare.

"Most of these contract negotiations are settled before it comes to a walkout," Sheehan said. "Typically, what happens is both sides converge not long before the contract expires."

But Entergy is required to have a strike contingency plan in place, Sheehan said.

Ed Anthes, of Nuclear Free Vermont, said residents should be concerned about who will run the plant if a strike does occur.

"These will be replacement workers who are working long hours at unfamiliar jobs at an unfamiliar reactor," Anthes said. "The crisp thinking and decision-making needed in an emergency might be lacking."

UWUA Local 369 FOIA Request  
April 10 2007  
Page 4

### Attachment 2

Vermont Yankee: Tentative pact reached, averting strike

By John Curran, Associated Press Writer | August 24, 2007

VERNON, Vt. --A tentative agreement was reached late Friday in a contract dispute involving Vermont Yankee nuclear power plant and about 157 workers, averting -- for now -- the possibility of a strike, a plant spokesman said.

Negotiators for the plant's owners and the International Brotherhood of Electrical Workers agreed to terms and the union's rank-and-file workers will vote Monday, according to plant spokesman Larry Smith.

Jim Farrell, a spokesman for Utility Workers Union of America Local 369 in Braintree, Mass., which had planned to gather with Vermont Yankee's union workers in a strategy session Saturday, said the session had been called off because an agreement had been reached.

George Clain, the union's business manager, could not immediately be reached for comment. A telephone message left at union headquarters was not immediately returned.

"This averts anything awful happening at 3:30 p.m. tomorrow," said Smith, referring to a deadline after which union leaders had said a job action was possible.

Terms of the deal were not available.

The agreement came on a day in which Vermont Yankee officials moved to quell public concern about safety.

Their leaders reached a tentative agreement with plant owners last week, but rank-and-file members rejected it in a vote Tuesday.

On Friday, a handful walked a picket line across the street from a hotel where negotiations were under way, carrying signs that read "Honk if you hate greed," "Entergy Vermont Yankee hanging union out to dry" and "I don't want to strike, but I will" as passing motorists beeped their horns in solidarity.

"I'm looking at retirement and they're going to be taking my benefits away," said Dave Truesdell, 60, a chemist who has worked at Vermont Yankee for three decades. "I'll just have to work until I die. That's what they want anyway."

The union has given Vermont Yankee 72-hour advance notice of a possible job action, and the 72 hours expires Saturday at 3:30 p.m.



**Local 369, U. W. U. A.**  
 120 Bay State Drive  
 Braintree, MA 02184  
**VOICE: 781-848-3740**  
**FAX: 781-848-4108**

# Fax

To:	Freedom of Information Act and Privacy Act Officer	From:	Daniel F. Hurley, Secretary-Treasurer
Fax:	301-415-5130	Pages:	7
Phone:		Date:	August 28, 2007
Re:	Freedom of Information Act request of the Utility Workers Union of America , Local 369	CC:	

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