March 16, 2010

Mr. Mark Bezilla
Site Vice President
FirstEnergy Nuclear Operating Company
Perry Nuclear Power Plant
P. O. Box 97, 10 Center Road, A-PY-A290
Perry, OH 44081-0097

SUBJECT: NRC OFFICE OF INVESTIGATIONS REPORT NOS. 3-2009-022 AND 3-2009-024

Dear Mr. Bezilla:

This letter refers to two investigations conducted by the U.S. Nuclear Regulatory Commission (NRC), Office of Investigations (OI) to determine whether two contract carpenters at the Perry Nuclear Power Plant were discriminated against for raising safety concerns. Based on the evidence developed during the investigations, we did not substantiate the allegations. The synopses from the OI reports of investigation are 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 Title 10 of the Code of Federal Regulations (10 CFR) 2.390 of the NRC's "Rules of Practice," a copy of this letter, its enclosures, and your response, if any, will be available electronically for public inspection in the NRC Public Document Room or from the NRC's Agencywide Documents Access and Management 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 reports, 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 Gary L. Shear Acting for/

Steven West, Director
Division of Reactor Projects

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

Enclosures:
1. Synopsis of OI Report No. 3-2009-022
2. Synopsis of OI Report No. 3-2009-024

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DATE	03/10/10		03/15/10		03/15/10		03/16/10		03/16/10	

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*For permission to release OI synopsis.
**The 3-week email has expired.

SYNOPSIS

This investigation was initiated on April 24, 2009, by the U.S. Nuclear Regulatory Commission, Office of Investigations, Region III, to determine whether a contract carpenter at the Perry Nuclear Power Plant was discriminated against for raising safety concerns.

Based upon the evidence developed, this investigation did not substantiate the allegation that a contract carpenter was discriminated against for raising safety concerns.

Case No. 3-2009-022

ENCLOSURE 1

SYNOPSIS

This investigation was initiated on April 24, 2009, by the U.S. Nuclear Regulatory Commission, Office of Investigations, Region III, to determine whether a contract carpenter at the Perry Nuclear Power Plant was discriminated against for raising safety concerns.

Based upon the evidence developed, this investigation did not substantiate the allegation that a contract carpenter was discriminated against for raising safety concerns.

Case No. 3-2009-024

ENCLOSURE 2