

March 31, 2011

Mr. Michael J. Pacilio
Senior Vice President, Exelon Generation Company, LLC
President and Chief Nuclear Officer (CNO), Exelon Nuclear
4300 Winfield Road
Warrenville IL 60555

SUBJECT: NRC OFFICE OF INVESTIGATIONS REPORT NO. 3-2010-014

Dear Mr. Pacilio:

This refers to an investigation conducted by the U.S. Nuclear Regulatory Commission (NRC), Office of Investigations (OI) to determine whether a former instrument and control technician was discriminated against by Exelon for raising safety concerns. 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 an NRC Region III Office Allegation Coordinator by calling (800) 522-3025. The NRC Region III Office Allegation Coordinators are Jim Heller, Paul Pelke, Magdalena Gryglak, and Sarah Bakhsh.

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 enclosure, 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

Enclosure:
OI Synopsis

cc w/encl: Associate General Counsel, Exelon
Director, Licensing and Regulatory
Affairs, Exelon

March 31, 2011

Mr. Michael J. Pacilio
Senior Vice President, Exelon Generation Company, LLC
President and Chief Nuclear Officer (CNO), Exelon Nuclear
4300 Winfield Road
Warrenville IL 60555

SUBJECT: NRC OFFICE OF INVESTIGATIONS REPORT NO. 3-2010-014

Dear Mr. Pacilio:

This refers to an investigation conducted by the U.S. Nuclear Regulatory Commission (NRC), Office of Investigations (OI) to determine whether a former instrument and control technician was discriminated against by Exelon for raising safety concerns. 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 an NRC Region III Office Allegation Coordinator by calling (800) 522-3025. The NRC Region III Office Allegation Coordinators are Jim Heller, Paul Pelke, Magdalena Gryglak, and Sarah Bakhsh.

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 enclosure, 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

Enclosure:

OI Synopsis

cc w/encl: Associate General Counsel, Exelon
Director, Licensing and Regulatory
Affairs, Exelon

DOCUMENT NAME: G:\ORAI\IICS\ALLEGATIONS\AMS-LTRS\09 AMS\090094 Braidwood\090094.OI synopsis to lic.docx

To receive a copy of this document, indicate in the box: "C" = Copy without attachment/enclosure "E" = Copy with attachment/enclosure "N" = No copy

OFFICE	RIII	N	RIII	N	RIII	N	RIII	N	RIII	N
NAME	Pelke		Duncan		Langan**		Orth***		Shear for West	
DATE	03/07/11		03/07/11		03/07/11		03/30/11		03/31/11	

OFFICIAL RECORD COPY

** For permission to release OI synopsis.

*** The 3-week e-mail has expired.

OGC review and concurrence received via e-mail from Molly Barkman Marsh dated March 29, 2011.

SYNOPSIS

This investigation was initiated on January 26, 2010, by the U.S. Nuclear Regulatory Commission, Office of Investigations, Region III, to determine whether a former Instrument and Control Technician was denied employment with Exelon because he had raised safety concerns in the past.

Based upon the evidence developed, this investigation did not substantiate the allegation that a former Instrument and Control Technician was discriminated against for raising safety concerns.