



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION I
475 ALLENDALE ROAD
KING OF PRUSSIA, PENNSYLVANIA 19406-1415

September 6, 2011

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

RI-2010-A-0041

Subject: NRC Office of Investigations Case No. 1-2010-046

Dear Mr. Pacilio:

The Region I Field Office, NRC Office of Investigations (OI), initiated an investigation (Case No. 1-2010-046) on July 15, 2010, to determine whether a Security Officer (SO) at the Peach Bottom Atomic Power Station willfully failed to report the use of a potential disqualifying prescription medication and a medical condition. Based upon the documentary and testimonial evidence developed by OI, the NRC was unable to substantiate the assertion.

OI noted several pertinent events that were considered to be non-credible or inconclusive regarding this matter. Specifically, there was insufficient evidence to conclude that the SO had actually consumed any of the prescription medication, the SO's knowledge of the pertinent procedures was insufficient, there were no conduct or Behavioral Observation Program (BOP) issues with the SO, and there was a lack of evidence to corroborate or disprove the SO's claim that the matter had been discussed with his/her supervisor.

Please note that final NRC investigation documents, such as the OI report described above, may be made available to the public under the Freedom of Information Act (FOIA) subject to redaction of information appropriate under the FOIA. Requests under the FOIA should be made in accordance with 10 CFR 9.23, Requests for Records, a copy of which is enclosed for your information.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter 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). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room). No response to this letter is required. Should you have any questions regarding this letter, please contact Mr. Paul Krohn of my staff at (610) 337-5120.

Sincerely,

/RA/

Darrell J. Roberts, Director
Division of Reactor Projects

Enclosure: As Stated

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