



**UNITED STATES
NUCLEAR REGULATORY COMMISSION**

REGION I
2100 RENAISSANCE BLVD., SUITE 100
KING OF PRUSSIA, PA 19406-2713

April 6, 2017

Mr. Brian Sullivan
Site Vice President
Entergy Nuclear Northeast
James A. FitzPatrick Nuclear Power Plant
P. O. Box 110
Lycoming, NY 13093

RI-2016-A-0005

Subject: NRC Office of Investigations Case No. 1-2016-009

Dear Mr. Sullivan:

The Region I Field Office, NRC Office of Investigations (OI), initiated an investigation (Case No. 1-2016-009) on February 4, 2016, to determine whether a former engineer at James A. FitzPatrick Nuclear Power Station deliberately subverted a fitness for duty (FFD) test and provided a false statement regarding the test. Based upon documentary and testimonial evidence developed during the OI investigation, the NRC did not substantiate that the engineer subverted a FFD test and/or provided a false statement.

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. Additional information is available on the NRC website at <http://www.nrc.gov/reading-rm/foia/foia-privacy.html>.

Also, 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 Nicole Warnek of my staff at (610) 337-6954.

Sincerely,

/RA/

Brice Bickett
Team Leader
Allegation and Enforcement

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