



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D. C. 20555

PDR-016

April 27, 1982



Thomas C. Wheeler, Esquire  
Pettit & Martin  
1800 Massachusetts Avenue, N.W.  
Washington, DC 20036

IN RESPONSE REFER  
TO FOIA-82-20

Dear Mr. Wheeler:

This is in further reply to your letter dated January 19, 1982, in which you requested, pursuant to the Freedom of Information Act, copies of five categories of documents concerning the Atlas Machine & Iron Works, Inc., Gainesville, Virginia.

The following responds to each category of your request:

1. Reports submitted to NRC by TVA under 10 CFR Part 21 or §50.55(e)

Appendix A contains a list of applicable documents which are already in the NRC Public Document Room (PDR) or which are being placed in the PDR. Note that although the five inspection reports concern Atlas, they do not specifically refer to Part 21 or §50.55(e).

2. Documents submitted to NRC by TVA regarding Atlas' quality assurance program or procedures

There are approximately 1,300 pages of exhibits in the TVA v. Atlas Machine and Iron Works, Inc. litigation which have been provided to NRC. Atlas already has copies of these documents, and additional copies are not being provided here.

3. All other documents submitted to NRC by TVA

Appendix B lists 27 construction details drawings prepared by C. F. Braun and Company for GE/TVA. It is our understanding that Atlas should have copies of all of these drawings. In addition, the following document is enclosed:

C. F. Braun and Co/General Electric/TVA Contract Specification  
300-44 dated 2/25/77 with Field Change Requests 625 and  
433

We are consulting with TVA on one other document, and will advise you subsequently of our determination.

4. All documents prepared by NRC

The documents listed on Appendix C are enclosed. The NRC is withholding from public disclosure the remainder of its investigative file, not otherwise identified above, entitled Investigative Case File 2F038 - Subject: Atlas Machine and Iron Works. This file consists of approximately 20 pages of memoranda, notes, and records of conversations. In addition, we are withholding the two documents listed on Appendix D. This information is being withheld from public disclosure pursuant to Exemptions (5) and (7)(A) of the Freedom of Information Act (5 U.S.C. 552(b)(5) and (7)(A)) and 10 CFR 9.5(a)(5) and (7)(i) of the Commission's regulations, because disclosure of the information would interfere with an ongoing enforcement proceeding or because the information consists of predecisional advice, opinions, and recommendations.

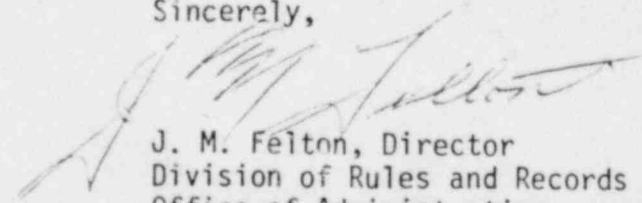
5. Eligibility lists to participate on nuclear construction projects

The NRC does not maintain vendor eligibility lists to participate on nuclear construction projects.

Pursuant to 10 CFR 9.9 and 9.15 of the Commission's regulations, it has been determined that the information withheld is exempt from production or disclosure, and that its production or disclosure is contrary to the public interest. The persons responsible for the denial of this case file are the undersigned and Mr. James P. O'Reilly, Regional Administrator, Region II. The person responsible for the denial of the documents listed on Appendix D is Mr. James J. Cummings, Director, Office of Inspector and Auditor.

The denial by Mr. O'Reilly and myself may be appealed to the Commission's Executive Director for Operations within 30 days from the receipt of this letter. As provided in 10 CFR 9.11, any such appeal must be in writing, addressed to the Executive Director for Operations, U.S. Nuclear Regulatory Commission, Washington, DC 20555, and should clearly state on the envelope and in the letter that it is an "Appeal from an Initial FOIA Decision." The denial by Mr. Cummings may be appealed to the Commission and should be addressed to the Secretary of the Commission.

Sincerely,



J. M. Felton, Director  
Division of Rules and Records  
Office of Administration

Enclosures: As stated

Appendix A

Letters from L. M. Mills (TVA) to J. P. O'Reilly (NRC) dated

1. 6/4/80 HTN QEB 80-01, PBN QEB 80-01 (2 pages)
2. 9/19/80 HTN QEB 80-01, PBN QEB 80-01 (1 page)
3. 12/18/80 HTN QEB 80-01, PBN QEB 80-01 (3 pages)
4. 4/27/81 HTRD-50-518/81-10 (2 pages)
5. 6/2/81 HTRD-50-518/81-10 (3 pages)
6. 6/17/81 HTRD-50-518/81-13, -520/81-11 (2 pages)
7. 6/18/81 PBRD-50-553/81-14 (2 pages)
8. 9/22/81 HTRD-50-518/81-13, -520/81-11 (3 pages)
9. 10/1/81 HNP-A-087, HNP-A-108, HNP-A-109, HNP-A-115, and SX-19 (1 page)
10. 10/9/81 HTRD-50-518/81-13, -520/81-11 (3 pages)
11. 10/30/81 PBRD-50-533/81-14 (1 page)
12. 11/16/81 HTRD-50-518/81-13, -520/81-11 (1 page)
13. 12/10/81 HTRD-50-518/81-29, -519/81-22, -520/81-28, -521/81-23 - PBRD-50-553/81-31, -554/81-24 (2 pages)
14. 1/26/81 HTRD-50-518/81-13, -520/81-11 - PBRD-50-553/81-14 (3 pages)

## Inspection Reports

15. 7/28/80 Report Nos. 50-518/80-13, etc. (7 pages)
16. 4/10/81 Report Nos. 50-518/81-05, etc. (8 pages)
17. 12/8/81 Report Nos. 50-518/81-21, etc. (5 pages)
18. 7/21/80 Report Nos. 50-553/80-10, etc. (12 pages)
19. 10/1/81 Report Nos. 50-553/81-07, etc. (10 pages)

Appendix BTwenty-seven Construction Details Drawings Prepared by C. F. Braun and Company for GE/TVA

18 Drawings entitled "Reactor Building Wall Embedded Details"

<u>Drawing No.</u>	<u>Rev</u>	<u>Drawing No.</u>	<u>Rev</u>
S-041 B	3	S-041 N	3
S-041 C	2	S-041 P	1
S-041 D	5	S-041 R	3
S-041 E	5	S-041 S	3
S-041 F	4	S-041 T	3
S-041 H	3	S-041 U	1
S-041 J	3	S-041 W	3
S-041 K	3	S-041 X	2
S-041 M	3	S-041 Y	1

2 Drawings entitled "Reactor Building Drywell Wall Embedded Details"

<u>Drawing No.</u>	<u>Rev</u>
S-041 G	2
S-041 Z	0

2 Drawings entitled "Reactor Building Drywell Wall Embedded Details"

<u>Drawing No.</u>	<u>Rev</u>
S-050 A	1
S-050 B	2

1 Drawing entitled "Reactor Building Drywell Head Embedment" S-067 Rev. 2

3 Drawings entitled "Reactor Building, Shield Building Steam Tunnel Embedment"

<u>Drawing No.</u>	<u>Rev</u>
S-161 A	2
S-161 B	2
S-161 C	4

1 Drawing entitled "Reactor Island, All Building, New Structural Steel Shapes" S-915 Rev. 1

Appendix C

## NRC Documents:

1. 5/13/80 Telephone Report by R. W. Wright (1 page)
2. 5/13/80 Daily Report Entry (1 page)
3. Undated (should be 5/13/80) Form memo from C. E. Murphy Region II to Chief, Vendor Inspection Branch, Region IV (1 page)
4. 5/13/80 Action Item Control Form F02500124 (1 page)
5. 9/4/80 Memo from U. Potapovs, Region IV to C. E. Murphy, Region II (1 page)
6. 5/21/81 Daily Report Entries (1 page)
7. 6/1/81 Daily Report Entry (1 page)
8. 9/16/81 Memo from R. Lewis to C. Alderson et. al. (1 page)
9. Undated Inspector's Notes (2 pages)
10. 10/2/81 Memo from A. Herdt to C. Murphy (2 pages)
11. Undated Polaroid photographs of Hartsville containment including steam tunnel, access, and piping penetrations. Copies of 14 low quality photographs (3 pages)

Appendix D

1. 11/9/81 Memo from Resner to File, Subject: Atlas Machine and Iron Works
2. 6/13/82 Memo from Resner to File, Subject: Atlas Machine and Iron Works

SAN FRANCISCO OFFICE  
600 MONTGOMERY STREET  
SAN FRANCISCO, CALIFORNIA 94111

TELEX: 330443 PMLAW SFO  
(415) 434-4000

DALLAS OFFICE  
510 TEXAS COMMERCE BANK TOWER, LB 183  
DALLAS, TEXAS 75201

TELEX: 730736 PMLAW DAL  
(214) 749-7950

THOMAS C. WHEELER

## PETTIT & MARTIN

ATTORNEYS AT LAW

A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

1800 MASSACHUSETTS AVENUE, N.W.

WASHINGTON, D. C. 20036

TELECOPIER: (202) 785-5153

(202) 785-5153

LOS ANGELES OFFICE  
2049 CENTURY PARK EAST  
LOS ANGELES, CALIFORNIA 90037

TELEX: 181025 PMLAW LBA  
(213) 553-2145

SAN JOSE OFFICE  
121 PARK CENTER PLAZA, SUITE 200  
SAN JOSE, CALIFORNIA 95113

(408) 295-3200

LONDON OFFICE  
44 REEVES MEWS  
LONDON, W-1, ENGLAND

(01) 493-6854

January 19, 1982

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Daniel J. Donoghue  
Director  
Office of Administration  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

FREEDOM OF INFORMATION  
ACT REQUEST

FOIA-82-20

Rec'd 1-25-82

Re: Freedom of Information Act Request

Dear Mr. Donoghue:

Pursuant to the Freedom of Information Act, 5 U.S.C. § 552, and your agency's implementing regulations, 10 C.F.R. § 9.3 et seq. (1981), I hereby request copies of each of the following documents regarding Atlas Machine & Iron Works, Inc., Gainesville, Virginia (hereinafter referred to as "the Company"):

1. All written reports submitted to the NRC by the Tennessee Valley Authority under 10 C.F.R. § 50.55(e) or 10 C.F.R. Part 21 regarding alleged deficiencies in the Company's performance on nuclear construction projects located at Hartsville or Phipps Bend, Tennessee.
2. All documents submitted to the NRC by the Tennessee Valley Authority regarding the Company's quality assurance program or procedures.
3. All other documents of any kind submitted to the NRC by the Tennessee Valley Authority evaluating or commenting upon the Company's performance on nuclear construction projects located at Hartsville or Phipps Bend, Tennessee.

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Page two

4. All documents prepared by any employee of the NRC in response to, relating to, or commenting upon any document referenced in Categories 1, 2, or 3 above.
5. All documents or lists maintained by the NRC regarding the Company's eligibility to participate on nuclear construction projects, or the Company's acceptability as a supplier of fabricated steel structures for nuclear construction projects.

In accordance with 10 C.F.R. § 9.14, I agree to pay the applicable fees for the processing of this request. If you have any questions, please call me at 785-5153.

Your attention to this request is appreciated.

Sincerely,



Thomas C. Wheeler

TCW:sv