



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION II
101 MARIETTA STREET, N.W.
ATLANTA, GEORGIA 30323

NOV 21 1990

Docket Nos. 50-325, 50-324
License Nos. DPR-71, DPR-62

Carolina Power and Light Company
ATTN: Mr. Lynn W. Eury
Executive Vice President
Power Supply
P. O. Box 1551
Raleigh, NC 27602

Gentlemen:

SUBJECT: ALLEGED EMPLOYEE DISCRIMINATION

On October 4, 1990, the U.S. Department of Labor's Wage and Hour Division in Raleigh, North Carolina, received a complaint from an employee of CDI Corporation, a contractor at the Brunswick Steam Electric Plant (BSEP). The employee alleged that he was dismissed from employment because he had raised safety concerns while performing his duties at BSEP. In response to that complaint, the Wage and Hour Division conducted an investigation, and in a letter dated October 29, 1990, the District Director of the Wage and Hour Division found that the evidence obtained during the Division's investigation indicated that the employee was engaged in a protected activity within the ambit of the Energy Reorganization Act and that discrimination as defined and prohibited by the statute was a factor in the action which comprised his complaint.

Based on a review of the complaint filed with Department of Labor, a violation of 10 CFR 50.7 may have occurred which could have a chilling effect on other licensee or contractor personnel.

Therefore, you are requested to provide this office, within 30 days of the date of this letter, a response which:

1. Provides the basis for the employment action regarding the employee and includes a copy of any investigation reports you have regarding the circumstances of the action; and,
2. Describes the actions, if any, taken or planned to assure that this employment action does not have a chilling effect in discouraging other licensee or contractor employees from raising perceived safety concerns.

After reviewing your response, the NRC will determine whether enforcement action is necessary at this time to ensure compliance with regulatory requirements.

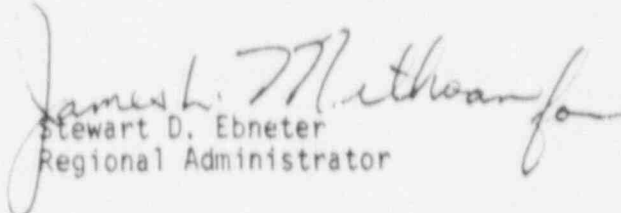
In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter and its enclosure will be placed in the NRC Public Document Room.

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The responses directed by this letter are not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, Pub L. No. 96-511.

Sincerely,


Stewart D. Ebnetter
Regional Administrator

cc: State of North Carolina