

UNITED STATES

NUCLEAR REGULATORY COMMISSION

OFFICE OF INVESTIGATIONS FIELD OFFICE, REGION IV

611 RYAN PLAZA DRIVE, SUITE 1000 ARLINGTON, TEXAS 78011

November 8, 1989

T. Louis Austin, Jr., Chairperson Brown & Root, Inc. P. O. Box 3 Houston, Texas 77001-0003

Dear Mr. Austin:

I am requesting that you waive the attorney-client privilege invoked by you on behalf of Brown & Root regarding any notes and/or other written communication prepared by Glenn Magnuson concerning your meetings or conversations with Joseph J. Macktal. I believe these notes are necessary in order for me to perform a thorough investigation of this matter due to your and Mr. Magnuson's admitted limited recollection of these events. Since you expressed a desire to settle this matter expeditiously at our meeting on October 23, 1989, I hope you will comply with my request.

Additionally, I have not yet heard from you or J. Patrick Hickey regarding my request for records, such as corporate jet logs, to clarify the number and dates of your meetings with Mr. Macktal. I also requested that you provide me with any documentation regarding job offers or back pay offers made to Mr. Macktal or any other records or personal notes you had regarding the meetings and/or conversations with Mr. Macktal. Please let me know if any such records are in your or Brown & Root's possession and, if so, forward copies of them to me.

Thank you very much for your cooperation.

Sincerely.

Virginia Van Cleave

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Investigator

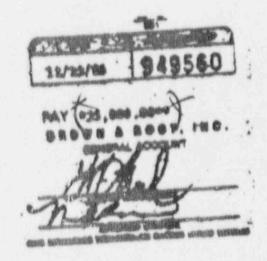
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Information in this record was detered in accordance with the Freedom of Information Act, exemptions 2 3/6

EXHIBIT # 1 10-27-89

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