



UNITED STATES  
NUCLEAR REGULATORY COMMISSION

REGION IV  
611 RYAN PLAZA DRIVE, SUITE 1000  
ARLINGTON, TEXAS 76011

JAN - 9 1991

Docket No. 50-458  
License No. NPF-47  
EA 90-085

Gulf States Utilities  
ATTN: James C. Deddens  
Senior Vice President (RBNG)  
Post Office Box 220  
St. Francisville, Louisiana 70775

Gentlemen:

SUBJECT: INVESTIGATION REPORT (CASE NO. 4-88-026)

This is in reference to Gulf States Utilities' September 28, 1990, letter, which was in response to NRC's August 17, 1990, letter in regard to the conclusions of NRC's Office of Investigations (OI) in OI Case No. 4-88-026. In its letter, NRC requested Gulf States Utilities (GSU) to review an expurgated copy of OI's investigation report and respond to the investigative conclusion that two individuals -- one an employee of GSU and one an employee of Burns International Security Services (Burns) -- were not truthful in statements made to an NRC inspector and NRC investigator.

GSU's September 28 reply, while emphasizing its commitment to "utmost candor and honesty" in every communication with the NRC, stated that GSU was neither able to confirm nor refute the conclusions of the report regarding the truthfulness of the two individuals and that further investigation would not be productive. GSU based this, in part, on the fact that nearly five years had passed since the occurrence of the underlying events. GSU also summarized the current responsibilities of these individuals and stated that the Senior Vice President, River Bend Nuclear Group, had personally counseled these individuals on the absolute necessity of providing truthful information to the NRC.

Based on NRC's review of this matter, including GSU's reply, we have concluded that no information has been provided to alter the fundamental conclusion that these individuals were not truthful in statements provided to NRC personnel. However, we also recognize that a number of years has elapsed since the underlying events occurred in 1985 and that, regardless of what these individuals stated, it appears that appropriate actions were taken at that time to resolve the fact that the circumstances surrounding a security officer's firearms qualification were questionable.

NRC has completed its review of this matter and has concluded that no additional action is warranted. Nonetheless, as your letter to NRC clearly recognizes, NRC must be able to rely upon both written and oral information provided by licensee officials, licensee employees and a licensee's contractors to be complete and accurate in all material respects. NRC has taken and will continue to take, when the circumstances warrant, strong and vigorous enforcement action for the failure to comply with this requirement.

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NRC has also reviewed GSU's request that its September 28, 1990, reply letter be withheld from public disclosure pursuant to 10 CFR 2.790(a)(6) and (7)(iii) based on its view that such disclosure would constitute a clearly unwarranted invasion of personal privacy in regard to the two individuals directly involved. We do not believe that your reply letter contains information warranting such protection. Indeed, the subject employees were not even named in the reply. Moreover, for your information, the names of the two employees have already been made publicly available as part of the expurgated version of the Investigation Report available in the NRC Public Document Room.

Sincerely,

  
Robert D. Martin  
Regional Administrator

cc:  
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\*Previous Concurrence with SECY 90-410

*OE	*RA:RIV	*OGC	*NRR	*OI	*D:OE	*DEDR	*EDO
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