

July 21, 1983

UNION OF CONCERNED SCIENTISTS

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Nunzio J. Palladino, Chairman
Victor Gilinsky, Commissioner
Thomas M. Roberts, Commissioner
James K. Asselstine, Commissioner



RE: TMI-1 Restart, Docket No. 50-289

Gentlemen:

We have recently learned that the staff has provided the Commission with the results of its investigation into the alleged material false statement made by GPU in 1979 in connection with the operator certification of the then TMI Unit 2 Manager of Operations, known in this proceeding as VV. In connection with this issue, the Union of Concerned Scientists has completed our review of GPU's "Investigation of VV and O Incident", prepared for GPU by the law firm of Pepper, Hamilton and Scheetz, Harrisburg, and submitted by GPU to the Appeal Board and NRC on January 31, 1983. We are therefore enclosing for your consideration "Union of Concerned Scientists Comments on 'Investigation of VV and O Incident'".

The enclosed document demonstrates that this so-called "investigation" is a transparent effort, albeit a failing one, to exculpate GPU and its employees rather than an unbiased investigation of the facts. It falls into the pattern which has characterized GPU's response to all the issues relating to management competence and integrity throughout this proceeding. GPU's submittal of this "investigation" without qualification to the NRC constitutes compelling evidence that GPU has failed to learn the most basic lesson and that it continues to react to problems within its organization by denying their existence rather than correcting them.

We urge you to consider this carefully in your decision on TMI-1 restart.

Very Truly Yours,

A handwritten signature in cursive script that reads "Ellyn R. Weiss, M.A.".

Ellyn R. Weiss
General Counsel
Union of Concerned Scientists

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cc: TMI-1 Service List