

SHAW, PITTMAN, POTTS & TROWBRIDGE

A PARTNERSHIP OF PROFESSIONAL CORPORATIONS

1800 M STREET, N. W.

WASHINGTON, D. C. 20036

DOCKETED
USNR

RAMSAY D. POTTS, P.C.
STUART L. PITTMAN, P.C.
GEORGE F. TROWBRIDGE, P.C.
STEPHEN D. POTTS, P.C.
GERALD CHARNOFF, P.C.
PHILLIP D. BOSTWICK, P.C.
R. TIMOTHY HANLON, P.C.
GEORGE M. ROGERS, JR., P.C.
FRED A. LITTLE, P.C.
JOHN S. RHINELANDER, P.C.
BRUCE W. CHURCHILL, P.C.
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J. PATRICK HICKEY, P.C.
J. THOMAS LENHAFF, P.C.
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MATIAS F. TRAVIESO-DIAZ, P.C.
VICTORIA J. PERKINS, P.C.
JOHN H. ONEILL, JR., P.C.
JAY A. EPSTEIN, P.C.
JEFFERY L. YABLON, P.C.
JACK MCKAY, P.C.
RICHARD E. GALEN
ELISABETH M. PENDLETON
HARRY H. GLASSPIEGEL
THOMAS H. MCCORMICK
WILLIAM P. BARR
CHARLES H. MONTANGE
JEAN M. GALLOWAY
JOHN L. CARR, JR.
PHILIP J. HARVEY
ROBERT M. GORDON
BARBARA J. MORGAN
BONNIE S. GOTTLIEB
HOWARD H. SHAFFERMAN

(202) 822-1000

TELECOPIER

(202) 822-1099 & 822-1199

RAPIDFAX 100

(202) 822-1072

TELEX

89 2693 (SHAWLAW WSH)

CABLE "SHAWLAW"

JOHN F. DEALY*

B. SCOTT CUSTER, JR.

COUNSEL

DEBORAH B. BAUSER
SCOTT A. ANENBERG
CAMPBELL KILLETER
PAUL M. THOMAS
JOHN M. BRYSON, II
GEORGE F. ALBRIGHT, JR.*
DAVID J. CYNAMON
SETH H. HOOGASIAN
SHEILA MCC. HARVEY
DELISSA A. RIDGWAY
KENNETH J. HAUTMAN
DAVID LAWRENCE MILLER
FREDERICK L. KLEIN
STEVEN P. RITLER
RICHARD J. PARRINO
ELLEN A. FREDER
ROBERT C. BOEHM
MARIE N. DOLAND
THOMAS C. HILL
DIANE E. BURKLEY
L. DUANE CHEEK
HANNAH E. M. LIEBERMAN
JUDITH A. SANDLER
EDWARD D. YOUNG, III
ANDREW D. ELLIS
RICHARD A. SAMP
THOMAS E. CROCKER, JR.
VICKI R. HARDING
PETER J. FERRARA
HELEN TORELLI

MARTIN BOORE ROWAN*
KENNETH R. MILLER
WENDELIN A. WHITE
STANLEY M. BARG
LESLIE K. SMITH
VIRGINIA S. RUTLEDGE
KATHERINE P. CHEEK
TRAVIS T. BROWN, JR.
RICHARD H. KRONTHAL
STEPHEN B. HEIMANN
SANDRA E. BRUSCA
EILEEN L. BROWNELL
PAMELA H. ANDERSON
ALEXANDER D. TOMASZCZUK
JEFFREY J. A. GIBBS
LAURENCE W. COHEN
PHILIP D. PORTER
MICHAEL A. SWIGER
ELLEN SHERIFF
ANITA J. FINKELSTEIN
EILEEN M. GLEIMER
DAVID R. SAHR
C. BOWDOIN TRAIN
JEFFREY W. KAMPELMAN
KENNETH A. GALLO
KENNETH D. AUERBACH
ALAN D. WASSERMAN
DAVID K. RYAN
RICHARD K. A. BECKER
WILBERT WASHINGTON II

* NOT ADMITTED IN D.C.

WRITER'S DIRECT DIAL NUMBER

February 7, 1984

822-1215

Administrative Judge
Gary J. Edles, Chairman
Atomic Safety and Licensing
Appeal Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Administrative Judge
John H. Buck
Atomic Safety and Licensing
Appeal Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Administrative Judge
Christine N. Kohl
Atomic Safety and Licensing
Appeal Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

In the Matter of
Metropolitan Edison Company
(Three Mile Island Nuclear Station, Unit No. 1)
Docket No. 50-289

Dear Chairman Edles and Administrative Judges Buck and Kohl:

In accordance with our practice of notifying the Appeal Board and the parties of changed circumstances or new information on issues under consideration, enclosed is a copy of a February 1, 1984 letter from Philip R. Clark, President, GPU Nuclear, to Edwin H. Stier. The letter confirms Mr. Stier's agreement to undertake an investigation for GPU Nuclear into the conduct of TMI-1 and TMI-2 reactor coolant inventory balance measurements and responses thereto.

Sincerely,

Deborah B. Bauser

Deborah B. Bauser
Counsel for Licensee

8402090130 840207
PDR ADOCK 05000289
G PDR

cc: Service List

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

Before the Commission

In the Matter of)	
)	
METROPOLITAN EDISON COMPANY)	Docket No. 50-289
)	
(Three Mile Island Nuclear)	
Station, Unit No. 1))	

SERVICE LIST

Nunzio J. Palladino, Chairman U.S. Nuclear Regulatory Commission Washington, D.C. 20555	Administrative Judge John H. Buck Atomic Safety & Licensing Appeal Board U.S. Nuclear Regulatory Commission Washington, D.C. 20555
Victor Gilinsky, Commissioner U.S. Nuclear Regulatory Commission Washington, D.C. 20555	
Thomas M. Roberts, Commissioner U.S. Nuclear Regulatory Commission Washington, D.C. 20555	Administrative Judge Christine N. Kohl Atomic Safety & Licensing Appeal Board U.S. Nuclear Regulatory Commission Washington, D.C. 20555
James K. Asselstine, Commissioner U.S. Nuclear Regulatory Commission Washington, D.C. 20555	
Frederick Bernthal, Commissioner U.S. Nuclear Regulatory Commission Washington, D.C. 20555	Administrative Judge Ivan W. Smith, Chairman Atomic Safety & Licensing Board U.S. Nuclear Regulatory Commission Washington, D.C. 20555
Administrative Judge Gary J. Edles, Chairman Atomic Safety & Licensing Appeal Board U.S. Nuclear Regulatory Commission Washington, D.C. 20555	Administrative Judge Sheldon J. Wolfe Atomic Safety & Licensing Board U.S. Nuclear Regulatory Commission Washington, D.C. 20555

Administrative Judge
Gustave A. Linenberger, Jr.
Atomic Safety & Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Docketing and Service Section (3)
Office of the Secretary
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Atomic Safety & Licensing Board
Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Atomic Safety & Licensing Appeal
Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Jack R. Goldberg, Esq. (4)
Office of the Executive Legal
Director
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Douglas R. Blazey, Esq.
Chief Counsel
Department of Environmental
Resources
514 Executive House
P.O. Box 2357
Harrisburg, PA 17120

John A. Levin, Esq.
Assistant Counsel
Pennsylvania Public Utility
Commission
P.O. Box 3265
Harrisburg, PA 17120

Mr. Henry D. Hukill
Vice President
GPU Nuclear Corporation
P.O. Box 480
Middletown, PA 17057

Mr. and Mrs. Norman Aamodt
R.D. 5
Coatesville, PA 19320

Ms. Louise Bradford
TMI ALERT
1011 Green Street
Harrisburg, PA 17102

Joanne Doroshow, Esquire
The Christic Institute
1324 North Capitol Street
Washington, D.C. 20002

Ms. Gail Phelps
ANGRY/TMI PIRC
1037 Maclay Street
Harrisburg, PA 17103

Ellyn R. Weiss, Esq.
Harmon & Weiss
1725 Eye Street, N.W., Suite 50
Washington, D.C. 20006

Michael F. McBride, Esq.
LeBoeuf, Lamb, Leiby & MacRae
1333 New Hampshire Avenue, N.W.
Suite 1100
Washington, D.C. 20036

Michael W. Maupin, Esq.
Hunton & Williams
707 East Main Street
P.O. Box 1535
Richmond, VA 23212

David E. Cole, Esq.
Smith & Smith, P.C.
2931 Front Street
Harrisburg, PA 17110



GPU Nuclear Corporation
100 Independence Parkway
Parsippany, New Jersey 07054
201 263-8500
TELEFAX 263-482
Writer's Direct Dial Number:

February 1, 1984

(201) 263-6797

Edwin H. Stier, Esquire
Kirsten, Friedman & Cherin
17 Academy Street
Newark, New Jersey 07102

Dear Mr. Stier:

I am pleased that you have agreed to undertake an investigation for GPU Nuclear into the conduct of reactor coolant inventory balance measurements and responses thereto at TMI-1 and TMI-2.

With respect to TMI-2, the allegations made by Mr. Harold W. Hartman, Jr., a former employee of Metropolitan Edison Company, have been the subject of investigation by the United States Justice Department, which resulted in a Grand Jury returning an eleven-count indictment of Metropolitan Edison Company. The NRC also is investigating those allegations although it has temporarily suspended its investigation as a result of a request from the Department of Justice. TMI-1 reactor coolant inventory balance measurements are the subject matter of a current NRC investigation.

GPU Nuclear is commissioning your investigation because of its desire to:

1. Complete its understanding of what was being done relating to conduct of reactor coolant inventory balance tests and the reasons for those actions so it can assure that corrective action taken to date to preclude inadequate testing is sufficient, and
2. Fully understand the cause of any deficiencies in such activities including specifically whether they were the result of improper attitudes or inadequate performance by any of the staff.

The purpose of your investigation is to develop the fact basis to permit GPU Nuclear management to assess these two issues. In conducting your work, priority is to be given to determining and reporting first the facts applicable to equipment, procedures, and people involved in assuring safe operation of TMI-1.

Edwin H. Stior, Esquire

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February 1, 1984

While prior efforts by the company (such as the Faegre & Benson investigation) have provided information which has been useful, I believe that the effort you are undertaking is appropriate at this time to include consideration of information and possible sources beyond those included before.

In conducting your inquiry, you shall have full access to all company records and personnel. Within the scope defined herein, decisions on methods, approach, and structure of the investigation and findings thereof are to be your own. You are free and encouraged to contact others, including former GPU System employees no longer with GPU Nuclear, to develop your understanding.

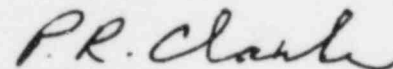
To help assure that the results of your investigation are fully available to the NRC and the public, you should advise those you contact that no attorney-client privilege attaches to your efforts and our communication.

Your investigation should be completed as expeditiously as possible consistent with developing the necessary facts, and I request you provide to me by February 28, 1984 a status report and written schedule for completion of your effort (which must include a comprehensive written report). This report will be provided to the NRC and to the Atomic Safety & Licensing Board to whom the Hartman allegations have been referred for Hearing.

You will be reporting directly to me for this assignment.

The company will be notifying the NRC that it has arranged to have you proceed with this investigation.

Very truly yours,



P. R. Clark
President

pfk

cc: E. Blake, Esquire ✓
H. M. Dieckamp
J. B. Liberman, Esquire
J. F. Wilson, Esquire