



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

PDR-016

NOV 28 1983

Mr. Ronald A. Perry
127 Briarcliff Road
Beaver Falls, PA 15010

IN RESPONSE REFER
TO FOIA-83-378

Dear Mr. Perry:

This is in partial response to your letter dated July 1, 1983, in which you requested, pursuant to the Freedom of Information Act, all copies of notes, drafts, memorandums, and/or other records prepared by the Office of Investigations concerning the Zack Company and the investigation thereof.

In partial response to your request, copies of the documents listed on Appendix A are enclosed. Copies of these documents are also being placed in the NRC Public Document Room (NRC PDR) located at 1717 H Street, NW, Washington, DC where they will be available for public inspection and copying.

A portion of the resume of Albert T. Howard identified as an attachment to document 73 of Appendix A has been deleted to remove the home address and home telephone number of Mr. Howard. Also personal salary information of Mr. Howard and another individual have also been deleted from the attachment to document 73 of Appendix A. Disclosure of this information would constitute a clearly unwarranted invasion of personal privacy. The remaining nonexempt portion of this document has been released.

The withheld information is exempt from public disclosure pursuant to Exemption 6 of the Freedom of Information Act (5 U.S.C. 552(b)(6)) and 10 CFR 9.5(a)(6) of the Commission's regulations because its disclosure would constitute a clearly unwarranted invasion of personal privacy.

Pursuant to 10 CFR 9.15 of the Commission's regulations, it has been determined that the information withheld is exempt from production or disclosure, and that its production or disclosure is contrary to the public interest. The person responsible for this denial is Mr. Ben B. Hayes, Director, Office of Investigations.

This denial may be appealed to the Commission within 30 days from the receipt of this letter. Any such appeal must be in writing, addressed to the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, DC 20555, and should clearly state on the envelope and in the letter that it is an "Appeal from an Initial FOIA Decision."

Mr. Ronald A. Perry

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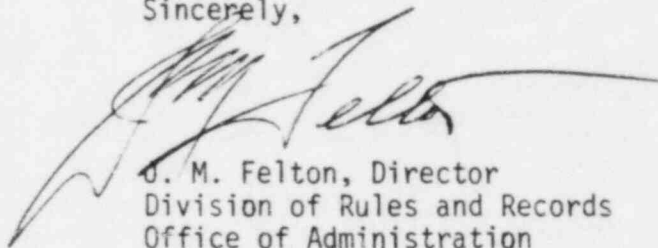
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Document 77 of Appendix A is a record that is copyrighted by Multimedia Program Production, Inc., Syndication Services, P.O. Box 2111, Cincinnati, Ohio 45201. The NRC is not placing a copy of this copyrighted record in the NRC Public Document Room, however, document 77 of Appendix A may be examined by appointment in our office at room 4210, 7735 Old Georgetown Road, Bethesda, Maryland during workdays from 8:00 a.m. to 3:00 p.m. Contact: Frank W. Karas (301) 492-4610.

Also, the general subject of your request has been previously addressed in FOIA requests FOIA-82-366 (PRENDERGAST), FOIA-83-88 (GARDE), and FOIA-83-29 (GARDE), and copies of the documents released under those requests are available for public inspection and copying at the NRC PDR. For your convenience, copies of the lists of documents filed in the NRC PDR under the above FOIA folders are enclosed. The charge for reproducing records located in the PDR is five cents (\$0.05) per page, as specified in 10 CFR 9.14(a) (copy enclosed). Copies of these documents can be purchased by writing directly to the PDR. Upon your agreement to pay the reproduction charges, the PDR will arrange for the records to be reproduced by Literature Research Company, a private reproduction contractor servicing the PDR. You will be billed by Literature Research Company for the reproduction charges, plus tax and postage.

Additional documents which may be subject to your request are being reviewed to determine their releasability status, and we will communicate with you again when our processing activities are completed.

Sincerely,



J. M. Felton, Director
Division of Rules and Records
Office of Administration

Enclosures: As stated

APPENDIX A

1. Undated Chart: The Zack Co., Corporate Organization Chart (1 page)
2. Undated Position Characterization Outline (1 page)
3. 11/5/81 Memo by the Zack Co., to All Cognizant Personnel, from D. E. Calkins, Re: Mr. A. "Terry" Howard, Quality Assurance Department (1 page)
4. 11/18/81 Quality Assurance Training Report, The Zack Co. (1 page)
5. 2/26/82 Audit Report #1-82-45, Commonwealth Edison Co. (36 pages)
6. 3/18/82 Memo, The Zack Co., to Detailing/Drafting Dept. Hourly Non-Manual Personnel, from C. L. Eichstaedt, Jr., re: Time Cards/Time Clock (1 page)
7. 4/9/82 Memo, the Zack Co., to Mr. D. Albritten, from C. Z. DeZutel, re: Policies Clarification (2 pages)
8. 4/12/83 Memo the Zack Co., to Chicago Non-Manual/Hourly Personnel Supervisors, from J. C. DeZutel/Executive Vice President, re: Regular Working Hours/Overtime (1 page)
9. 4/16/82 Memo to All Zack Personnel, from C. Z. DeZutel Ref: Document Control Records (2 pages)
10. 4/27/82 Quality Assurance Training Report (1 page)
11. 5/11/82 Memo to R. F. Warnick from W. D. Shafer, Subject: Zack Company Allegations (3 pages)
12. Undated Report - Zack Company, Commonwealth Edison Quality Assurance Department Review of Government Accountability Project Submittal of 7/27/82 (12 pages)
13. 7/23/82 Affidavit by Charles Grant III (5 pages)
14. 7/25/82 Memo to T. Devine from L. Hedel re: Verification of Zack Company Allegations: Mark Cioni (2 pages)
- *15. 7/26/82 Letter to N. J. Palladino from B. Garde (11 pages)-Accession
** No. 8205190097
16. 8/13/82 Filing Before the Atomic Safety and Licensing Board, In the Matter of Consumers Power Company (Midland Plant, Units 1 and 2) Operating License, Docket Nos. 50-329, 50-330 - Mary Sinclair's Restated Contention #6, 8, and 16 (8 pages) Accession #8208200257

*RECORD CAN BE LOCATED IN THE NRC PUBLIC DOCUMENT ROOM BY THE IDENTIFIED
ACCESSION NUMBER

**DOCUMENT 15 IS IDENTICAL TO DOCUMENT 64 OF THIS APPENDIX A

APPENDIX A

17. 8/23/82 Memo to J. E. Foster from A. B. Davis, Subject: Zack Investigation w/enclosure 8/16/82 Memo to J. Fitzgerald from A. B. Davis, Subject: Telephone Call from Myron Cherry Concerning Zack Investigation (2 pages)
18. 9/8/82 Letter to J. Foster from S. Van de Kauter, Re: Howard/Morello Investigation As To Discharge (1 page)
19. 2/24/83 Midland Daily News Article, "Wrongful Discharge Suit Names Consumers, Zack" (1 page)
20. 3/1/77 Quality Assurance Manual, The Zack Company, Sections 7, 8, and 9 (15 pages)
21. 1/4/79 Test Report re: Zack Co. Purchase Order #C-739 (1 page)
22. 6/11/79 Purchase Order No. C865 by The Zack Company to Edgcomb Metals (2 pages)
23. 6/19/79 Certificate of Tests by Edgecomb Metals re: Zack Co. Purchase Order #C865, C865-1, and C865-2, w/attachments (5 pages)
24. 6/21/79 Certificate of Tests by Edgecomb Metals re: Zack Co. Purchase Order #C865-4, and C865-5 w/attachments (3 pages)
25. 7/4/79 Certificate of Tests by Edgecomb Metals re: Zack Co. Purchase Order #C865-2 w/attachment (2 pages)
26. 7/9/79 Test Report by Edgecomb Metals to Zack Co. w/attachment (2 pages)
27. 8/9/79 Certificate of Tests by Edgecomb Metals re: Zack Company Purchase Order #C865-4 w/attachment (2 pages)
28. 10/23/79 Report by Reliable Galvanizing re: Zack Company Purchase Order #C865 (1 page)
29. 7/15/80 Report - U.S. Steel Corp. - Metallurgical Test Report #7807 w/attachments (3 pages)
30. 8/20/80 Letter to E. Thompson from T. E. Quaka, Subject: Commonwealth Edison LaSalle Audit Trend Analysis w/enclosures (7 pages)
31. 11/5/80 Letter to C. L. Eichstaedt, Jr., from I. E. Davis re: Job 7220 Midland Project, Subcontract 7220-M-151, Material Shipments, M-151-B-947. (1 page)
32. 2/6/81 Letter to Seas, Inc., from C. L. Eichstaedt, Jr., Subject: ASTM Standard for Carbon and Alloy Steel Nuts (1 page)

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33. 2/6/81 Letter to Thiele from C. L. Eichstaedt, Jr., Subject: ASTM Standard for Carbon and Alloy Steel Nuts (1 page)
34. 2/6/81 Letter to Delta Screw Co. from C. L. Eichstaedt, Jr., Subject: ASTM Standard for Carbon and Alloy Steel Nuts (1 page)
35. 2/6/81 Letter to Key Crest, Inc., from C. L. Eichstaedt, Jr., Subject: ASTM Standard for Carbon and Alloy Steel Nuts (1 page)
36. 4/16/81 Memo to Zack Company Personnel from J. C. DeZutel, Re: Purchase Orders/Sub Contracts for Nuclear Power Station Projects (1 page)
37. 4/16/81 Memo to The Zack Company's Suppliers/Vendors/Manufacturers of Material Used for Nuclear Power Station Projects, from the Zack Co., re: Federal Regulation 10 CFR, Part 21 (2 pages)
38. Undated Memo to C. L. Eichstaedt from C. Z. DeZutel Subject: Memo dated 6/30/81 (4 pages)
39. 8/24/81 Attachment to Q. A. Audit Finding w/attachments (10 pages)
40. 8/31/81 Report - Quality Assurance Training Report - the Zack Co. (1 page)
41. 9/23/81 Memo to Distribution from J. O'Connell, Subject: Survey of Edgecomb Metals performed 9/18/81 w/attachments (14 pages)
42. 10/9/81 Letter to L. E. Davis from D. E. Calkins, re: Documentation Discrepancies w/enclosure (2 pages)
43. 10/9/81 Letter to W. Donaldson from D. E. Calkins re: Documentation Discrepancies w/enclosure (3 pages)
44. 10/19/81 Report: LaSalle Q.A. Surveillance Report No. 81-661, Re: the Zack Company (3 pages)
45. 10/29/81 Memo to All Zack Company Personnel, from M. L. Skates, Subject: Quality Assurance Document Control (1 page)
46. 10/30/81 Memo to J. J. Maley, et. al., from L. J. Burke, Subject: Interim Report on Reportable Deficiency LCS #81-08; Zack Company Documentation Deficiencies (1 page)
47. 11/4/81 Memo to All Cognizant Personnel from C. L. Eichstaedt, Jr., re: Purchase Requisition and Purchase Order for Nuclear Projects and Commercial Operations (2 pages)

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48. Undated Notice by D. E. Calkins, the Zack Co., "Meeting Scheduled for Friday, November 13, 1981, 10:00 a.m. - Conference Room" (1 page)
49. 11/11/81 Typewritten Notice by A. Howard "Until Further Notice the following record review procedure will be . . . " (1 page)
50. 11/11/81 Handwritten Notice to "Dave" from "T" (1 page)
51. 11/12/81 Letter to J. W. Cook from C. Z. DeZutel concerning loan of Consumers Power Co. employee (1 page)
52. 2/11/82 Audit Report performed at Seas, Inc. (1 page)
53. 2/12/82 Form Letter to CE Co. from The Zack Co. (1 page)
54. 2/15/82 Handwritten QC notes signed "C. Richards" (1 page)
55. 2/18/82 Nonconformance Report for Construction and Test w/attachments (11 pages)
56. 2/24/82 Interoffice Memo by J. C. DeZutel, the Zack Company, to Zack Company Document Control Department - Chicago - QA/QC - Chicago, re: Written Reports (1 page)
57. 3/1/82 Letter to Mr. J. Dierbeck from R. J. Basiaga & C. J. DeZutel, re: NRC's Related to Reportable Defect Evaluation Report (2 pages)
58. 4/12/82 Report by the Zack Co., Engineering Evaluation, NCR No. L-287 w/attachment (3 pages)
59. 4/12/82 Report by the Zack Co., Engineering Evaluation, NCR No. L-284 w/attachments (19 pages)
60. 4/16/82 Corrective Action Report w/attachments (6 pages)
61. 7/15/82 Memo, Consumers Power Co. to All HVAC QA Personnel from H. P. Leonard, Subject: Midland Project - HVAC QA Section Reassignments." (3 pages)
62. 7/23/82 Transcript Unit 5 Channel 5 News - "The Nuclear Papers: Profits Before Public Safety" (4 pages)
63. 7/26/82 Press Announcement by Government Accountability Project - Institute for Policy Studies, titled: Nuclear Regulatory Breakdown in Region III (2 pages)
- * 64. 7/26/82 Letter to N. J. Palladino from T. Devine & B. Garde (11 pages)
 ** Accession No. 8305190097

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**DOCUMENT 64 IS IDENTICAL TO DOCUMENT 15 OF THIS APPENDIX A.

APPENDIX A

65. 7/26/82 Affidavit by A. Terry Howard (27 pages)
- *66. 7/27/82 Letter to N. J. Palladino from T. Devine & B. Garde (2 pages)
Accession No. 8305190124
67. 8/4/82 Letter to A. T. Howard from J. E. Foster (1 page) w/attachment:
Copy List (5 pages)
68. 8/13/82 News Article, Midland Michigan Daily News, "Nuclear plant
licensing issues focus of nine-hour conference" (1 page)
69. 8/16/82 News Article, Midland Michigan Daily News, "New n-plant
contentions allowed" (1 page)
70. Undated Report by Commonwealth Edison Co. - Zack Company, Commonwealth
Edison Quality Assurance Department, Review of Government
Accountability Project Submittal of 7/27/82 w/attachments
(12 pages)
71. 8/20/82 Receipt for four (4) cassette tapes received by A. T. Howard
(1 page)
72. 9/7/82 Memo for J. G. Keppler from J. E. Foster, Subject: Initial
Actions Taken, Investigation of Zack Allegations (2 pages)
w/attachments: 5/21/82 Memo for Region III Files from G. A. Phillip,
Subject: Zack Company - Telephone Conversation with Terry Howard
(1 page); 5/11/82 Memo for R. F. Warnick from W. D. Shafer, Subject:
Zack Company Allegations (3 pages)
73. 12/22/82 Letter to C. Reed from J. G. Keppler (2 pages) w/enclosures:
(1) 12/22/82 Appendix - Notice of Violation (2 pages) (2) 12/20/82
NRC Inspection Report No. 50-373/82-51 (DETP) 50-374/82-18 (DETP)
(106 pages)
74. Undated Report by Commonwealth Edison Company - Commonwealth Edison
Company Chronology On Resolution of Zack Company 50.55(e) -
Documentation Deficiencies w/attachments (44 pages)
75. Undated Assembled Lists re: LaSalle County Nuclear Station (49 pages)
76. Undated List of 79 documents titled "LaSalle" (6 pages)
77. Undated Copyrighted Transcript - Donahue Transcript #08302; copyrighted
by - Multimedia Program Productions Syndication Services,
P.O. Box 2111 Cincinnati, Ohio 45201 and c/o Public Citizens -
"Nuclear Power Safety Report", P.O. Box 1538, Washington, DC
20013 (Send \$3.00) (20 pages)

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