



FOIA - 94-179

RESPONSE TYPE

FINAL

☒ PARTIAL 4TH

DATE

SEP 19 1994

DOCKET NUMBER(S) (If applicable)

REQUESTER

Chris Schultz

PART I.—AGENCY RECORDS RELEASED OR NOT LOCATED (See checked boxes)

☐ No agency records subject to the request have been located.☐ No additional agency records subject to the request have been located.☐ Requested records are available through another public distribution program. See Comments section.☐ Agency records subject to the request that are identified in Appendix(es) _____ are already available for public inspection and copying at the NRC Public Document Room, 2120 L Street, N.W., Washington, DC.☒ Agency records subject to the request that are identified in Appendix(es) E. are being made available for public inspection and copying at the NRC Public Document Room, 2120 L Street, N.W., Washington, DC, in a folder under this FOIA number.☐ The non-proprietary version of the proposal(s) that you agreed to accept in a telephone conversation with a member of my staff is now being made available for public inspection and copying at the NRC Public Document Room, 2120 L Street, N.W., Washington, DC, in a folder under this FOIA number.☐ Agency records subject to the request that are identified in Appendix(es) _____ may be inspected and copied at the NRC Local Public Document Room identified in the Comments section.☐ Enclosed is information on how you may obtain access to and the charges for copying records located at the NRC Public Document Room, 2120 L Street, N.W., Washington, DC.☒ Agency records subject to the request are enclosed.☐ Records subject to the request have been referred to another Federal agency(ies) for review and direct response to you.

Fees

☐ You will be billed by the NRC for fees totaling \$ _____.☐ You will receive a refund from the NRC in the amount of \$ _____.☐ In view of NRC's response to this request, no further action is being taken on appeal letter dated _____, No. _____.

PART II. A.—INFORMATION WITHHELD FROM PUBLIC DISCLOSURE

☐ Certain information in the requested records is being withheld from public disclosure pursuant to the exemptions described in and for the reasons stated in Part II, B, C, and D. Any released portions of the documents for which only part of the record is being withheld are being made available for public inspection and copying in the NRC Public Document Room, 2120 L Street, N.W., Washington, DC in a folder under this FOIA number.

COMMENTS

The enclosed records are identified on the enclosed Appendix E.
(216 pages)

The staff is continuing to review records regarding your FOIA request. We will notify you upon completion of the review.

SIGNATURE, DIRECTOR, DIVISION OF FREEDOM OF INFORMATION AND PUBLICATIONS SERVICES

9503210350 940919
PDR FOIA
SCHULTZ94-179 PDR

APPENDIX E
(RECORDS RELEASED TO THE REQUESTER)

1. 4/20/90 Brunswick Steam Electric Plant, Operator Training Student Study Material (51 pages)
2. 7/10/90 Handwritten Notes (2 pages)
3. 7/26/90 Letter to Carolina Power and Light Company from J. Philip Stohr enclosing Inspection Report Nos. 50-325/90-25 and 50-324/90-25 (17 pages)
4. 8/8/90 Handwritten Notes (1 page)
5. 8/30/90 Letter to Carolina Power and Light Company from Stewart Ebner (4 pages) enclosing Notice of Violation (4 pages); 8/31/90 letter to Carolina Power and Light from Douglas Collins (4 pages)
6. 9/6/90 Memorandum to Case File, File No. 90-A-0125 (1 page)
7. 9/7/90 Telecopy Cover Letter enclosing BNP U/2 Recirculation Piping Doserates (3 pages)
8. 9/10/90 Facsimile Transmittal enclosing 9/10/90 Memorandum to File from R.B. Starkey, Subject: Disposition of Gamma TIP Exposure Event Concerns Raised by Larry Dew (4 pages)
9. 9/17/90 Routing and Transmittal Slip to John Potter from Doug enclosing handwritten note (2 pages)
10. 10/1/90 Letter to Director, Office of Enforcement from L.W. Eury enclosing Reply to Notice of Violation (9 pages)
11. 10/7/90 Newspaper Article from the Wilmington Star (3 pages)
12. 10/8/90 Newspaper Article from The News and Observer (1 page)
13. 11/6/90 Newspaper Article from the Wilmington Morning Star (2 pages)
14. 11/8/90 Letter to Carolina Power and Light Company from J. Lieberman (4 pages)

15. 11/16/90 Memorandum to Case File, File No. RII-90-A-0125 (1 page)
16. 11/21/90 Letter to Carolina Power and Light Company from Stewart Ebnetter (3 pages)
17. 11/21/90 Letter to U.S. Department of Labor from George Jenkins (3 pages)
18. 12/3/90 Letter to Carolina Power and Light Company from J. Philip Stohr (3 pages) enclosing Notice of Violation (10 pages)
19. 12/7/90 Letter to U.S. NRC from J.L. Harness, Carolina Power and Light Company (78 pages)
20. 3/6/91 Routing and Transmittal Slip to L. Rujes re: RII-90-A-0125 (1 page)
21. 3/6/91 Memorandum to Case File, File No. RII-90-A-0125 (1 page)
22. 5/3/91 Memorandum for LeMoine Cunningham from Douglas Collins, Subject: Carolina Power and Light Memorandum Relating to Individual Accidentally Exposed to Radiation at the Brunswick Nuclear Plant (1 page)
23. 1/6/92 Seq No: A-249 (1 page)
24. 8/7/92 Routing Slip to B. Uryc from GJ (1 page)
25. 7/20/92 Seq No. A-249 (1 page)
26. 3/3/93 Memorandum for Stewart Ebnetter from James Vorse Subject: Notification of Case Closing - Brunswick Nuclear Plant: Alleged Intimidation and Harassment of Contract Employee (Allegation No. RII-90-A-0125) (1 page)
27. 4/27/93 Seq No: A-249 (1 page)
28. Undated Allegation Review Panel Summary, Allegation No. RII-90-A-0125 (1 page)

SMITH, ANDERSON, BLOUNT,
DORSETT, MITCHELL & JERNIGAN, L.L.P.
LAWYERS
RALEIGH, NORTH CAROLINA

April 12, 1994

JAMES K. DORSETT, JR.
LEE C. SMITH
JAMES D. BLOUNT, JR.
HENRY A. MITCHELL, JR.
JOHN L. JERNIGAN
SAMUEL G. THOMPSON
C. ERNEST SIMONS, JR.
MICHAEL E. WEDDINGTON
CARL N. PATTERSON, JR.
JAMES K. DORSETT, III
RAYMOND H. GOODMAN, III
NIGLE B. BARROW, JR.
R. MARKS ARNOLD
WALTER R. ROGERS, JR.
JULIAN D. BOBBITT, JR.
ROBIN K. VINSON
STEVEN M. SARTORIO
MARTHA JONES MASON
SUSAN MILNER PARKER
TIMOTHY P. LEHAN
AMOS U. PRIESTER, IV
GERALD F. ROACH
FRANCIS C. BAGBEY
R. DONAVON MUNFORD, JR.
JOHN D. MADDEN
MARK A. ASH
DONALD H. TUCKER, JR.

WILLIAM H. MOSS
MICHAEL W. HUBBARD
KIMBERLY J. KORANDO
WILLIAM T. BARNETT, JR.
DAVID T. BUCKINGHAM
BYRON B. KIRKLAND
H. HOWARD BROWNE, III
MARK A. SPRINGFIELD
ROBERT C. GLESENER
CHRISTOPHER B. CAPEL
WILLIAM W. NELSON
MICHAEL W. MITCHELL
ROBERT JOSEPH MORRIS
ROBERT E. DUGGINS
PETER J. MARINO
D. SCOTT COWARD
SUSAN FANNELL McALLISTER
CARYN COPPEDGE McNEILL
KERRY A. SHAD
MACK A. PAUL, IV
JAMES Y. KERR, II
SUSAN EVANS WETHERILL
AMY J. MEYERS
CAROL HAMMARSTROM DAVIES
SANDRA D. VAN DER VAART
CANDACE R. SOMERS

OF COUNSEL
W. LINVILLE ROACH
B. DAVIS HORNE, JR.

Freedom of Information Officer
Nuclear Regulatory Commission
Region 2
101 Marietta Street, N.W.
Atlanta, Georgia 30323

Re: FOIA Request
Carolina Power & Light Company
Investigation of Unplanned Exposure During TIP Modification
Our File No.: 4412-17

Dear FOI Officer:

This letter is a request on behalf of Carolina Power & Light Company for records under the Freedom of Information Act, 5 U.S.C. § 552. The records I am requesting are:

Any and all documents relating to an unplanned exposure during a TIP modification project at the Brunswick Nuclear Plant, Southport, North Carolina, on July 5, 1990. Documents shall include, but not be limited to, statements of witnesses and/or persons having knowledge of the incident; any photographs obtained from employees of Carolina Power & Light Company; any and all documents associated with an alleged employee discrimination complaint arising out of the above referenced incident; and any other documents relating to any investigation of the incident by a representative of the Nuclear Regulatory Commission.

WILLIS SMITH (1887-1953)
OSCAR LEACH (1887-1967)
WILLIS SMITH, JR. (1921-1971)
JOHN HUSKE ANDERSON (1907-1990)

MAILING ADDRESS
P.O. BOX 2611
RALEIGH
NORTH CAROLINA 27602-2611

OFFICES
2500 FIRST UNION CAPITOL CENTER
RALEIGH
NORTH CAROLINA 27601

TELEPHONE
(919) 821-1220

TELECOPIER
(919) 821-6600

WRITER'S DIRECT DIAL NUMBER

(919) 821-6652

FREEDOM OF INFORMATION
ACT REQUEST

FOIA-94-179
Rec'd 4-18-94

9502090257

April 12, 1994

Page 2

Documents that may be excluded include: Dosimetry Technical Report 90-05 dated November 30, 1990; Carolina Power & Light Company, Brunswick Steam Electric Plant, Plant Program: PLP-04; Carolina Power & Light Company, Brunswick Steam Electric Plant, Plant Operating Manual, Administrative Instruction (AI) 65, Incident Reporting and Control; Carolina Power & Light Company, Brunswick Nuclear Project, BFP-19: Quality Check Program; and Carolina Power & Light Company, Brunswick Steam Electric Plant, Regulatory Compliance Instruction (RCI) 06.7, HPES Evaluations.

I am willing to pay search and copying fees up to the sum of \$500.00. If you expect fees to exceed this amount, please contact me by telephone at (919) 821-6652 or by letter at the above address. If you need further explanation of the nature or scope of this request, please let me know by contacting me at the above telephone number.

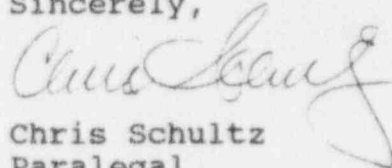
In the event the documents that I have requested are not disclosable in their entirety, I request that you release all non-exempt portions of the documents and all parts of the documents that can be rendered disclosable by redaction.

In the event you determine that any portion of the requested document is exempt from disclosure, I request that you discretionarily disclose these materials.

As to any portion of the documents that you withhold, please state with specificity the legal and factual basis for withholding each such portion.

I appreciate your cooperation and will expect a response within 10 days, as required by the Act.

Sincerely,



Chris Schultz
Paralegal

cc: James D. Blount, Jr.
Susan E. Wetherill
David Wiedis
Edward H. Boehner
Lawrence F. Mazer