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

RELATED CORRESPONDENCE

August 16, 1984

DOCKETED
USNRC

Peter B. Bloch, Esq. Chairman
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Dr. Walter H. Jordan
Administrative Judge
881 W. Outer Drive
Oak Ridge, TN 37830

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OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

Herbert Grossman, Alternate Chairman
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, DC 20555

In the Matter of
Texas Utilities Electric Company, et al.
(Comanche Peak Steam Electric Station, Units 1 and 2)
Docket Nos. 50-445/2 and 50-446/2 OL-2

Dear Administrative Judges:

The NRC Staff ("Staff") has recently issued Inspection Report 84-11/84-05 (June 21, 1984). This Inspection Report consists of the title page and the summary portion of NRC Office of Inspection ("OI") Report 4-84-006 (March 7, 1984). Copies of Inspection Report 84-11/84-05 are enclosed for the information of the Board. The complete version of OI Report 4-84-006, as well as a redacted version of the report, were previously provided to the Board as an enclosure to an April 3, 1984 letter from Staff counsel to the Board.

Sincerely,

Geary S. Mizuno
Counsel for NRC Staff

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PDR ADOCK 05000445
G PDR

Enclosure: As stated

cc w/o encl.: Remainder Service List

DS07

6-21-84

In Reply Refer To:
Dockets: 50-445/84-11
50-446/84-05

Texas Utilities Electric Company
ATTN: M. D. Spence, President, TUGCO
Skyway Tower
400 North Olive Street
Lock Box 81
Dallas, Texas 75201

Gentlemen:

This refers to the investigation conducted by Mr. H. Brooks Griffin, Office of Investigations Field Office, Region IV, during the period August 3 - October 27, 1983, of activities authorized by NRC Construction Permits CPPR-126 and CPPR-127 for the Comanche Peak Steam Electric Station, Units 1 and 2.

This investigation was conducted as a result of allegations that 24 individuals had either been intimidated or had knowledge of the intimidation of other employees at Comanche Peak Steam Electric Station. Technical concerns identified by this investigation will be reviewed as a part of future NRC inspection activities.

Within the scope of the investigation, no violations or deviations were identified, and this issue is considered closed. No response is required on this matter.

In accordance with 10 CFR 2.790(a), a copy of this letter and the enclosure will be placed in the NRC Public Document Room unless you notify this office, by telephone, within 10 days of the date of this letter, and submit written application to withhold information contained therein within 30 days of the date of this letter. Such application must be consistent with the requirements of 2.790(b)(1).

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Texas Utilities Electric Company

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Should you have any questions concerning this inspection, we will be pleased to discuss them with you.

Sincerely,

Original Signed By:
Richard P. Denise

Richard L. Bangart, Director
Region IV Comanche Peak Task Force

Enclosure:
Appendix - NRC Inspection Report
50-445/84-11
50-446/84-05

cc w/enclosure:
Texas Utilities Electric Company
ATTN: B. R. Clements, Vice
President, Nuclear
Skyway Tower
400 North Olive Street
Lock Box 81
Dallas, Texas 75201

Texas Utilities Electric Company
ATTN: H. C. Schmidt, Manager
Nuclear Services
Skyway Tower
400 North Olive Street
Lock Box 81
Dallas, Texas 75201



UNITED STATES
NUCLEAR REGULATORY COMMISSION
OFFICE OF INVESTIGATIONS FIELD OFFICE, REGION IV
811 RYAN PLAZA DRIVE, SUITE 1000
ARLINGTON, TEXAS 76011

DATE: March 7, 1984

REPORT OF INVESTIGATION

TITLE: COMANCHE PEAK STEAM ELECTRIC STATION:
ALLEGED INTIMIDATION OF QC PERSONNEL

SUPPLEMENTAL NO. DN 50-445/50-446

CASE NUMBER: 4-84-006

CONTROL OFFICE: OI FIELD OFFICE: REGION IV STATUS: CLOSED

PERIOD OF INVESTIGATION: August 3, 1983 - October 27, 1983

REPORTING INVESTIGATOR: H. Brooks Griffin
H. Brooks Griffin, Investigator
Office of Investigations Field Office, Region IV

PARTICIPATING PERSONNEL: Richard K. Herr, Director
Office of Investigations Field Office, Region IV

Wendel E. Frost, Investigator
Office of Investigations Field Office, Region IV

REVIEWED BY: Richard K. Herr
Richard K. Herr, Director
Office of Investigations Field Office, Region IV

William J. Warr
William J. Warr, Director
Division of Field Operations
Office of Investigations

Roger Fortuna
Roger Fortuna, Deputy Director
Office of Investigations

APPROVED BY: Ben B. Hayes
Ben B. Hayes, Director
Office of Investigations

SUMMARY

This investigation was initiated by OI after an intervenor, Citizens Association for Sound Energy (CASE), provided the NRC with the names of 24 individuals who CASE represented as having been the victims of intimidation or individuals who had knowledge of the intimidation of other employees at Comanche Peak Steam Electric Station (CPSES). All 24 individuals were contacted by OI. Of the 24 individuals, 22 indicated they were current or former employees at CPSES. Of the 22, 12 worked in craft, 7 were in Quality Control, and 3 were engineers. Eight of the individuals indicated they had never been threatened, intimidated, harassed or subjected to attempted intimidation. Fourteen of the 24 persons interviewed indicated they had been subjected to intimidation or attempted intimidation during their employment at CPSES, and detailed the circumstances of their intimidation. The remaining two individuals were never employed at Comanche Peak and were unable to provide additional information regarding intimidation of Brown & Root, Inc. (B&R) employees.

Of the 24 individuals named, 9 had previously testified before the ASLB on CPSES, 5 had made limited appearance statements before the ASLB, and 6 had provided statements/affidavits to the intervenor, CASE, which were presented as exhibits to the ASLB. The remaining four individuals had not testified or presented affidavits to the ASLB. Of the 14 individuals who indicated they had been intimidated or the subject of attempted intimidation, 10 indicated their instances of intimidation had already been reported to the ASLB during earlier hearings. One of these 10 indicated an additional case of attempted intimidation by B&R managers following her appearance before the ASLB. The remaining 4 individuals said they were subjected to attempted intimidation which was not reported to the ASLB, but indicated the attempted intimidation had not caused them to perform work improperly.

Technical concerns identified during the course of this investigation were forwarded to Region IV for evaluation and review.

Because the concerns of 20 of the 24 individuals named had already been presented to the CPSES ASLB, a decision was made not to obtain additional written statements other than for those individuals who indicated their instances of intimidation had not been presented to the ASLB.