



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

February 18, 1982

File
(5)

MEMORANDUM FOR: James J. Cummings, Director
Office of Inspector and Auditor

THRU: Arthur Schnebelen, Acting AD/Investigations
Office of Inspector and Auditor

FROM: Ronald M. Smith, Investigator *Ronald M. Smith*
Office of Inspector and Auditor

SUBJECT: GRAND JURY INVESTIGATION - THREE MILE ISLAND

Per your request in January, I have been in contact with Jim Reynolds, DOJ, on several occasions regarding the status of the TMI Grand Jury proceedings. Current word, as of February 18, 1982, from Reynolds is that O'Malley is leaving the U.S. Attorney's Office in 10 days. The results of the Grand Jury thus far do not clearly indicate that the investigation should either be continued or discontinued.

In sum, there still is a potential case - especially if corroboration for the Hartman allegations can be obtained but there are also proof problems in showing clear criminal intent on the part of TMI individuals. Reynolds expects that, with O'Malley leaving and the new U.S. attorney coming on board, it will be several weeks before any decision as to whether and how to proceed will be made. Reynolds will let me know when he hears anything.

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