



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION I
475 ALLENDALE ROAD
KING OF PRUSSIA, PENNSYLVANIA 19406-1415

June 20, 1996

IA 96-022

Mr. Paul Thompson
[HOME ADDRESS DELETED
UNDER 10 CFR 2.790]

SUBJECT: RESPONSE TO DEMAND FOR INFORMATION

Dear Mr. Thompson:

On May 2, 1996, the U.S. Nuclear Regulatory Commission (NRC) issued you a Demand for Information (DFI) based on the findings of an investigation conducted by the NRC Office of Investigations that (1) you knowingly directed another NAB employee to falsify a site RWP Entry Log, on two occasions, by directing the employee to sign in using another individual's name so that you could expedite escorting the NAB employee into a radiologically controlled area; and (2) you knowingly provided a thermoluminescent dosimeter (assigned to another individual) to the employee on those same two occasions. These findings initially had been identified and reported to the NRC by the New York Power Authority (NYPA) on January 17, 1995. As a result of your actions, NYPA denied your access to the James A. FitzPatrick Nuclear Power Plant.

As noted in our letter dated May 2, 1996, transmitting the DFI, the submission of false information to a licensee is a significant concern to the NRC because it indicates a willingness on your part to subvert the purpose of the facility licensee's radiation safety procedures including access control to radiation areas. As a result, the DFI was issued since your actions in this matter appeared to constitute a deliberate violation of the requirements of 10 CFR 50.5(a)(1), as described more fully in our May 2 letter.

In a letter dated May 29, 1996, you provided a response to the DFI in which you admitted your errors, and noted that when initially questioned by the New York Power Authority, you immediately told them what you had done, how you did it and why you did it. You also stated that you provided the same information to the licensee and NRC investigators, and never attempted to cover up the issue. In addition, you contended that this is the only blemish on your record after several years in the industry and you feel this is an isolated error in judgement rather than a general disregard for licensee procedures. You also indicated that you are not currently employed by a NRC licensed nuclear power facility, further noting that you were denied access to FitzPatrick for one year. Finally, you also stated that you regret your actions, understand the seriousness of the matter, and assure the NRC that there will not be any more recurrences.

After careful consideration of your response, the NRC has decided that no further action will be taken on this matter. However, you should be aware that any similar misconduct in the future may result in significant civil or criminal enforcement action.

6-27-96

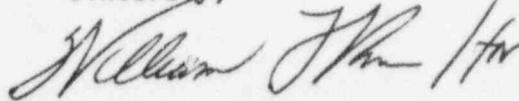
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Mr. Paul Thompson

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No response to this letter is required. In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter (with your home address deleted), as well as your May 29, 1996 response to the DFI, will be placed in the NRC Public Document Room. In addition, a copy of this letter also is being sent to Mr. Michael J. Colomb, FitzPatrick Plant Manager, for NYPA, and Mr. Kenneth L. Kinkela, Vice-President of Power Generation Mechanical Division for NAB.

Sincerely,

A handwritten signature in black ink, appearing to read "Thomas T. Martin". The signature is fluid and cursive, with a large initial "T" and "M".

Thomas T. Martin
Regional Administrator

cc:

Mr. Michael J. Colomb, FitzPatrick Plant Manager, NYPA

Mr. Kenneth L. Kinkela, Vice President of Power Generation Mechanical
Division for NAB