

111 10-17-101
Issue # 7

OCT 1 1990

MEMORANDUM FOR: David C. Williams, Inspector General
FROM: Thomas T. Martin, Regional Administrator
SUBJECT: ALLEGATION REGARDING INTEGRITY

On August 30, 1990, the Project Engineer for Region I, Division of Reactor Projects, Branch A, met with an employee of Northeast Utilities to discuss a series of allegations made by the employee, [redacted]. During the discussion the alleege suggested an NRC staff impropriety as follows:

The NRC is the "Non-Regulatory Commission" and is in general "aligned" with the utility. The Durr report (Region I Inspection Report 50-336/89-13) "Did not attach appropriate severity levels to my concerns, Level IV's and V's."

Furthermore, the individual expressed a general disgust with the ability of the agency to resolve his concerns.

An allegation panel met on September 12, 1990, and determined those actions that will be taken by the NRC in followup to the technical and other concerns made at the August 30 meeting. Based on that followup, we will address technical concerns resolution directly to [redacted] and we are addressing the alleged NRC staff impropriety to you.

This memorandum does not request any action, but is forwarded to you for information and what further action you deem necessary. If you have any questions, please call me or Charles W. (Bill) Hehl of my staff.

Original Signed By:
Thomas T. Martin
Thomas T. Martin
Regional Administrator

RI:DRP	RI:DRP	RI:DRP	RI:DRA
J.S.Stewart	E.Wenzinger	C.Hehl	W.Kane
10/02/90	10/02/90	10/02/90	10/03/90

*SEE PREVIOUS CONCURRENCE SHEET

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Act, exemptions 6, 7C
FOIA- 91-162

W/79

APPENDIX 4.0

SAMPLE RECORD OF ALLEGATION PANEL DECISIONS

SITE: Millstone 2

ALLEGATION NO.: 17-90-A-137

DATE: 9/12/90 (Mtg. 1 2 3 4 5)

PRIORITY: High Medium Low

SAFETY SIGNIFICANCE: Yes No Unknown

CONCURRENCE TO CLOSEOUT: DD BC SC

CONFIDENTIALITY GRANTED: Yes No
(See Allegation Receipt Report)

IS THEIR A DOL FINDING: Yes No

IS CHILLING EFFECT LETTER WARRANTED: Yes No

HAS CHILLING EFFECT LETTER BEEN SENT: Yes No

HAS LICENSEE RESPONDED TO CHILLING EFFECT LETTER: Yes No

ACTION:

1) See attached action list for 7 concurs.

2)

3)

4)

5)

NOTES:

PANEL ATTENDEES:

Chairman - Hehl

Branch Chief - FCW

Section Chief (AOC) - Hurkimo

Others - Durr - DRS

Smith - GG, Reymoni, Stewart (telecom)

Habighurst (telecom)

ISSUE

Panel Decision

8-21-90 memo

Issue 1. Wrong fuses danger-tagged.

- T/O to licensee, response required

2. Personal Safety + tag issue - T/O to licensee, no response to safety, (tag issue, response)
3. Personal Safety " no response

8-22-90 memo

4. RCP oil

- routine resident flu & document

5. Alara

- DRSS inspect/document

8-27-90 memo

6. EP Preparedness

- T/O to licensee, no response (DRSS on concurrence)

8-30-90 interview

7. Durr report/inappropriate severity

- notify IG

8. a Request for basis of regulatory concern

b. Request appeal

c. Request internal documents

} letter to allegor, include allegation procedure, Appendix C Part 2, FOIA description ECW signature. Written requests for review, with amplifying information will be considered.

J. Stewart

ALLEGATION RECEIPT REPORT

Date/Time

Received

Allegation No.

AZ-90-A-0137

(leave blank)

Address:

City/State/Zip:

Yes	_____	No	_____
Yes	_____	No	_____
Yes	_____	No	_____
Yes	_____	No	_____
Yes	_____	No	_____
Yes	_____	No	_____

Is the allegation panel
 confidentiality agreement need to be sent
 Is confidentiality agreement been signed?
 Is documenting why it was granted is attached?

Allegor
 Employer

Allegor - Northeast
Utilities (NNEco)

Position/Title:

[Redacted]

Facility:

Millstone 2

Docket No.: 50/336

(Allegation Summary (brief description of concern(s): 3 letters to resident
inspector (P.J. Highbrook), detailed in meeting w/ J.S. Stewart
and added request/concerns. (1) Tagging (2) Industrial Safety (3) RCP lubricator
(4) ALARA (5) Emergency plan implementation (6) NRC issues

Number of Concerns: 6

Employee Receiving Allegation:

J.S. Stewart
 (first two initials and last name)

Type of Regulated Activity (a) / Reactor
 (b) Vendor
 (c) Materials

(d) Safeguards
 (e) Other: (Specify)

Materials License No. (if applicable):

Functional Area(s): / (a) Operations
 (b) Construction
 (c) Safeguards
 (d) Transportation

(e) Emergency Preparedness
 (f) Onsite Health and Safety
 (g) Offsite Health and Safety
 (h) Other:

(NRC Region I Form 207
 Revised 10/89)

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 Act, exemptions b7C
 FOIA- 91-16

W/81

Detailed Description of Allegation: _____

Alleger provided 3 memos thru Millstone site mail to P. Hubigorst - RI - Mill 2. I requested the allegor to meet with me in [REDACTED] in resident office to discuss these issues. All issues are similar/identical to previously defined/inspected/and in most cases closed concerns and this was conveyed to allegor.

8/21/90 memo - self explanatory: allegor noted that utility will attempt to completely deny oil power/supplier & loads during Mill-2 outage. He stated this would be impossible

8/22/90 - memo - Allegor does not understand why/how NRC can allow utility to operate the RCP with possibility of oil fire occurring. He disagreed w/ Durr report conclusion on RCP oil leakage. He felt this was extremely hazardous - safety

8/21/90 - Without naming individual - he felt that an-call electrician was remiss in his duties and faults utility for not ensuring an-call electrician is available (note: individual apparently had moved, but phone number not updated in control room)

- After discussing 3 memos, Allegor (emotionally) presented his feelings that "NRC (non-regulatory commission)" is in general "aligned" with the utility. He felt that Durr report did not attach appropriate severity levels to issues that he had presented. He stated a general distrust with NRC following on his concerns. He stated a "complete distrust" with

significant
because
threat of
fire.

Detailed Description of Allegation:

[redacted] stated that he will have no feelings
[redacted]
[redacted] agreed to present them to NRC
[redacted] stated that his issues are "insignificant"
[redacted] regulatory concern". He wants name of
[redacted] expert behind this basis. He stated example of
[redacted] on ground causing spike/trip of RPS CH 5 "issue"
(I was not familiar). When queried, he said to pick any
issue that he had received a response to in last 2 months, as
an example

- (2) He wanted a channel of appeal, who he can deal with
to reopen/appeal investigation leading to (1) conclusions
(3) He wanted to see internal reports/documents/follow up
of his issues. He want our "quarterly list". I stated that
to my knowledge, none existed. He said he knew of the
list and "wanted" it or else he was going to "higher
Authority" to fulfill his constitutional rights.

- At this point, I felt need to settle him, so I agreed to
provide all of his requests to mgmt. I told him that
there was no need to render harsh feelings, I would carry
his message. And he settled down, ~~an~~ offered a hand, and
left.

J S Stewart
8/31/90