

House Comm



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

March 7, 1986

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Detroit Ed.*

The Honorable John D. Dingell, Chairman
Committee on Energy and Commerce
United States House of Representatives
Washington, D.C. 20515

Dear Mr. Chairman:

In his letter to you, dated October 1, 1985, Chairman Palladino advised that an NRC investigation into the July 2, 1985 criticality event at the Fermi 2 plant had been initiated and promised to provide you with a report of our findings when available. As per telephone conversations with Mr. Peter Stockton of your staff, I am providing you with a copy of the investigation report prepared by the Office of Investigations (OI).

Please be aware that the enclosed report is still in the review process. The information contained within is currently being reviewed for possible referral to the Department of Justice and/or as the basis for possible enforcement action by the NRC.

The Commission has asked that I also provide you with copies of two internal memoranda prepared by the Executive Director for Operations and the Office of the General Counsel, respectively, providing the preliminary observations of the Commission's two legal offices on the OI report. These memoranda are part of the internal review process which is not yet complete.

This report and the two internal memoranda are not available to the public and should not be made available at this time. Therefore, we request that they be held in confidence and that access be given to Members of Congress or Committee staff only on a need to know basis.

Sincerely,

Edward Fay
Carlton Kammerer, Director
Office of Congressional Affairs

Enclosures:

1. OI report on Fermi 2 incident (incl. exhibits)
2. OGC memo 3/5/86
3. EDO memo 3/4/86

cc: Rep. James T. Broyhill
(w/o enclosures)

A-7