



UNITED STATES
NUCLEAR REGULATORY COMMISSION

July 22, 1998

IA 98-038

William Jason Ginn
[HOME ADDRESS DELETED FROM
COPIES PURSUANT TO 10 CFR 2.790]

SUBJECT: NOTICE OF VIOLATION (NRC INVESTIGATION REPORT 4-1998-006)

Dear Mr. Ginn:

This is in reference to an investigation conducted by the NRC's Office of Investigations (OI) to determine whether you deliberately provided false information to Entergy Operations, Inc. (Entergy), to obtain access to Entergy's River Bend Station nuclear power plant. The investigation was completed March 23, 1998.

This investigation was initiated after a review of security incident reports at River Bend Station determined that Entergy had terminated your access to the facility based on your having falsified your employment history on a security questionnaire. Entergy reported that you had been employed as a millwright by an Entergy contractor at River Bend Station from September 11, 1997 to September 30, 1997.

The NRC's investigation consisted of a review of documents compiled by Entergy. The investigation found that you did not inform Entergy about a previous access denial at another nuclear facility and about several jobs from which you had been terminated. On the security questionnaire you signed on September 8, 1997, you checked "No" in response to the question of whether your access to a nuclear power plant had ever been suspended, revoked or denied (including pre-access denials). In fact, Southern Nuclear Operating Company had informed you in a March 8, 1996 letter that your access to its nuclear plants was being denied. Entergy's records indicate that when questioned about why you didn't report this previous access denial, you stated that you didn't recognize the letter you received from the other utility as an access denial. Entergy's records also indicate that you did not provide Entergy with information about several jobs that you had been terminated from in the five years preceding the date of your questionnaire. The questionnaire clearly requested information for all periods of employment in the preceding five years. Entergy's records indicate that when questioned about why you didn't list these jobs, you stated that they were of short duration.

OI's review of documents in this case indicate that several of the jobs that you did list on the questionnaire also were of short duration, some for as short as two days. You also signed a statement on September 8, 1997 that you understood that willful omission or falsification of the information on the security questionnaire may be cause for denial of unescorted access and possible prosecution by the NRC. Based on a review of the available evidence in this case, the NRC concludes that you deliberately omitted derogatory employment information on your security questionnaire in order to gain unescorted access to River Bend Station.

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Q PDR

This intentional falsification of information required by the NRC constitutes a violation of the NRC's rule prohibiting deliberate misconduct, 10 CFR 50.5. Your actions were intended to circumvent Entergy's program to ensure that individuals who are granted unescorted access to its nuclear plants are trustworthy and reliable, a program that is required by NRC regulations. This violation is described in the enclosed Notice of Violation, and has been categorized at Severity Level IV in accordance with the General Statement of Policy and Procedure for NRC Enforcement Actions, NUREG-1600, Revision 1.

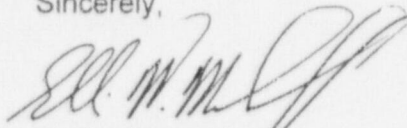
While the NRC's decision in this case is to issue the enclosed Notice of Violation to you, you should be aware that the NRC's regulations allow the issuance of orders to individuals to prevent their employment in licensed activities at all NRC licensed facilities. A violation of 10 CFR 50.5 also may lead to criminal prosecution. Should you be involved in NRC-licensed activities in the future, similar violations on your part may result in additional sanctions against you.

You are not required to respond to this letter and Notice at this time unless you contest the violation. If you believe that any information on this matter is inaccurate or if you wish to add information you believe is important to this matter, please provide it to me in writing within 30 days of receipt of this letter. Should you contest the Notice of Violation, a response is required within 30 days of the date of this letter addressing the specific bases for disputing the violation. This response should be sent as specified in the enclosed Notice.

In accordance with Section 2.790 of the NRC's "Rules of Practice," Part 2, Title 10, Code of Federal Regulations, records or documents compiled for enforcement purposes are placed in the NRC Public Document Room (PDR). A copy of this letter with your address removed, and any response you submit will be placed in the PDR after 45 days unless you submit a response that provides a basis for the NRC to withdraw this action. In addition, the NRC will provide a copy of this action to Entergy Operations, Inc.

If you have any questions, please contact Gary Sanborn at (817) 860-8222 or (800) 952-9677.

Sincerely,



Ellis W. Merschoff
Regional Administrator

Docket No. 50-458
License No. NPF-47

Enclosures:

1. Notice of Violation
2. Synopsis OI Report No. 4-98-006

Mr. William Jason Ginn

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cc w/Enclosures: (HOLD FOR 45 DAYS)
John R. McGaha, Vice President - Operations
River Bend Station
Energy Operations, Inc.
P.O. Box 220
St. Francisville, Louisiana 70775

Mr. William Jason Ginn

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bcc w/Enclosure⁵:

*HOLD FOR 45 DAYS

*PDR

*LPDR

*CA

*RIV Files

*IE 14

*NUDOCS

*PA (O-2G4)

Jesy

SECY

EDO (O-17G21)

DEDO (O-17G21)

OE:EAFile (O-7H5)

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NRR (O-12G18)

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EC's: RI, RII, RIII

OIG (T-5D28)

LIEBERMAN, OE (O-7H5)

OI (O-3E4)

GOLDBERG, OGC (O-15B18)

BOGER, NRR/ADP (O-12G18)

GSanborn-EAFile

MURRAY, DRS

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