

March 28, 1985

MEMORANDUM FOR: Sharon Connally, Director
Office of Inspector and Auditor

FROM: James Lieberman, Director
and Chief Counsel
Regional Operations and Enforcement
Office of the Executive Legal Director

SUBJECT: MARCH 6, 1985 LETTER FROM DR. ZINOVY V. REYTBLOTT

The enclosed March 6, 1985 letter from Dr. Zinovy V. Reytblatt to Harold Denton asks the staff to take a number of actions pursuant to 10 CFR 2.206 with respect to containment leak-rate testing. However, Dr. Reytblatt also alleges improprieties by members of the staff in past actions related to this issue, and he asks for an investigation into these alleged improprieties. Accordingly, I am providing you with Dr. Reytblatt's letter for action as you deem appropriate. I am also enclosing a second letter from Dr. Reytblatt dated March 8, 1985 and a transmittal memorandum from me to Harold Denton.

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James Lieberman, Director
and Chief Counsel
Regional Operations and Enforcement
Office of the Executive Legal Director

cc w/o enclos.: H. Denton, NRR

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Docket No. 50-295

Dr. Zinovy V. Reytblatt
Department of Applied Mathematics
and Computer Sciences
Warren Wilson College
Swannanoa, North Carolina 28778-2099

Dear Dr. Reytblatt:

I have received your letter of July 31, 1985, making a number of comments critical of this agency's handling of your claims with respect to alleged inadequacies in the containment leak rate tests performed for light-water reactors in accordance with 10 CFR Part 50, Appendix J. In that your comments assert wrongdoing on the part of the individuals involved in considering your claims, your letter has been referred to the Office of Inspector and Auditor for action as that office may deem appropriate.

I wish to assure you that all of the matters that you have submitted to this agency over the many years during which you have pressed your claims and allegations with respect to containment leak rate testing, have received appropriate technical review. This has also been the case with respect to your most recent July 31, 1985 letter. My staff has reviewed this letter and determined that it raises no new safety issues of significance, and consequently, I do not intend to consider it further.

With respect to the various comments and claims that you raise in your most recent letter considering prior actions by this agency and decisions which I have made, I view those claims as simply disagreements with my decisions.

My decision on your March 6th and 8th letters, which was sent to you on July 3, 1985, is pending before the Commission for possible review under 10 C.F.R. 2.206(c).

Please be assured that I understand the points that you have raised and have considered them. I simply disagree with you.

Sincerely,

Harold R. Denton, Director
Office of Nuclear Reactor Regulation