



UNITED STATES  
NUCLEAR REGULATORY COMMISSION

REGION IV  
611 RYAN PLAZA DRIVE, SUITE 1000  
ARLINGTON, TEXAS 76011

APR 3 1986

MEMORANDUM FOR: Richard K. Herr, Director, OI  
THRU: Robert D. Martin, Regional Administrator *[Signature]*  
FROM: Dale A. Powers, Enforcement Officer  
SUBJECT: RELEASE OF ROI SYNOPSIS TO THE PDR

*PDR 4/3/86*  
~~Attached is a draft inspection report that was prepared in order to~~ *request*  
*of* ~~release the synopsis from OI Report No. 4-84 - 050 to the Public Document~~  
*^* Room. We will hold this report pending your approval for release in  
accordance with Section 8.2.3. of the Investigative Procedures Manual.

*Dale A. Powers*  
Dale A. Powers  
Enforcement Officer

The release of the above described synopsis is authorized.

*Richard K. Herr*  
\_\_\_\_\_  
Signature

*4/3/86*  
\_\_\_\_\_  
Date

FOIA-86-378  
A/2

## SYNOPSIS

In early 1983, a confrontation occurred at the Comanche Peak Steam Electric Station (CPSES) site Quality Assurance (QA) audit office between the site Quality Control (QC) supervisor and members of two corporate QA audit groups. The site QC supervisor mistakenly believed that one of the QA auditors with whom he had a continuing personality conflict had directed craft personnel to remove a weld on a support in contravention to an existing agreement between QA and QC management.

Another QA auditor, the one actually involved in identifying the suspect weld, explained to the QC supervisor that craft personnel had initiated the issuance of an item removal notice for the weld of their own volition. Subsequent to the auditor's explanation, the site QC supervisor made a statement to the auditors in which he referenced potential physical or political harm to the auditors as related to their audit activities.

The circumstances of the incident were investigated by utility staff personnel. A report was issued in which the staff concluded that although the QC supervisor's behavior was improper, none of the auditors had been intimidated.

In November 1984, one of the QA auditors, who had been present during the 1983 confrontation in the audit office, made an allegation to the NRC that the site QC supervisor had threatened and attempted to intimidate the QA auditors. A copy of the utility's investigative report on the incident was reviewed by a representative of the NRC Office of Investigations (OI). The utility staff investigators were also interviewed and they reported that the notes from their interviews with the witnesses had been destroyed following the issuance of the report in consideration of the confidentiality they had granted the employees. An OI investigation was initiated.

In addition to the interview of the site QC supervisor accused of intimidation, five employees who were present in the QA audit office when the incident occurred were interviewed. None of the QA auditors reported evidence of discrimination or any adverse change in their work conditions as a result of this incident. One witness did not recall the site QC supervisor making a statement related to physical or political harm. The remaining four witnesses recalled that the QC supervisor had made the statement. Two of the four said they did not believe the QC supervisor had intended to intimidate the auditors, nor did they believe any of the auditors had been intimidated. The remaining two witnesses concluded the site QC supervisor's statement regarding "political" harm constituted a threat which was intended to adversely influence the auditors' freedom to conduct audits and report findings.

The site QC supervisor declined to be interviewed citing the fact that his testimony had already been taken in a deposition for the CPSES Atomic Safety and Licensing Board. A review of the deposition confirmed that the site QC supervisor had made the statement regarding physical and political harm. The site QC supervisor said that his remarks had been addressed to one auditor only. The site QC supervisor said his reference to physical harm was an unfortunate statement and was unintentional. The

site QC supervisor said he intended to convey in his reference to political harm that he was prepared to report the auditor's performance (invalid findings) to his QA supervisors if necessary.

<u>REPORT No.</u>	<u>SUBJECT</u>
Q4-82-005	Welding
Q4-82-011	Improper QC Practices and Discrimination
Q4-82-025	Improper Radiograph
4-82-012	Alleged Electrical Deficiencies
Q4-83-009	Inadequate "As Built" Inspections
Q4-83-011	Alleged Poor Construction Practices
Q4-83-021	Intimidation
Q4-83-022	Improper Procedures (Coatings)
Q4-83-023	Alleged Poor Management Practices
Q4-83-025	Discouraging the Use of NCR's
Q4-83-026	Deficiencies in Coatings
A4-83-001	Defective Pipe Hangers
A4-83-005	Alleged Improper Construction Practices
4-83-006	Alleged Falsification of Civil QC Records
4-83-011	Alleged Falsification of QC Records
4-83-016	Alleged Improper Termination
Q4-84-001	Improper Construction Practices
Q4-84-007	Improper Construction Practices
4-84-008	Alleged Intimidation and Harassment
Q4-84-011	Intimidation
Q4-84-014	Prenotification
Q4-84-016	Improper Construction Practices
4-83-001	Intimidation of Coatings Personnel
4-83-013	Intimidation (76 interviews)
4-84-006	Alleged Intimidation of QC Personnel
Q4-84-037	Alleged Harassment of QC Inspector
Q4-84-046	Suspected Harassment of QC Inspector
4-84-012	Alleged Intimidation of CPSES Craftsman
4-84-040	Alleged Falsification of Startup Document
Q4-85-002	Potential Harassment of Quality Assurance Auditor
4-84-013	Alleged Falsification of Data Cards and Intimidation of Pipe Fitters
4-84-025	Alleged Improprieties in Brown and Root
Q4-84-027	Alleged Discriminatory Actions by TUGCO and Brown and Root
Q4-84-029	Alleged Use of Non-Conforming Materials
4-84-030	Alleged Improper Upgrading of Material
Q4-84-038	Alleged Intimidation QC Inspector
4-84-039	Alleged Intimidation QC Inspector
Q4-84-041	Alleged Falsification of Fabrication Shop Paper Work
Q4-84-045	Alleged Falsification Coating QC Training Records
4-84-050	Alleged Intimidation of TUGCO QA Auditors by QC Management
Q4-85-003	Alleged Intimidation of Pipe Crew by a Foreman
A4-85-020	Assessment of SAFETEAM Program

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**GOVERNMENT ACCOUNTABILITY PROJECT**

1555 Connecticut Avenue, N.W., Suite 202  
Washington, D.C. 20036

(202) 232-8550

May 16, 1986

**FREEDOM OF INFORMATION  
ACT REQUEST**

*FOIA-86-378  
Acc'd 5-28-86*

Director  
Office of Administration  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Re: FOIA Request

To whom it may concern:

Pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. 552, as amended, the Government Accountability Project (GAP) requests copies of any and all agency records and information, including but not limited to notes, letters, memoranda, drafts, minutes, diaries, logs, calendars, tapes, transcripts, summaries, interview reports, procedures, instructions, engineering analyses, drawings, files, graphs, charts, maps, photographs, agreements, handwritten notes, studies, data sheets, notebooks, books, telephone messages, computations, voice recordings, computer runoffs, any other data compilations, interim and/or final reports, status reports, and any and all other records relevant to and/or generated in connection with OI Investigation 4-84-050, "Alleged Intimidation of TUGCO auditors by QC Management," noticed in BN 86-14, April 4, 1986.

This request includes all agency records as defined in 10 C.F.R. 9.3a(b) and the NRC Manual, Appendix 0211, Parts 1.A.2 and A.3 (approved October 8, 1980), whether they currently exist in the NRC official, "working", investigative, or other files, or at any other location, including private residences.

If any records as defined in 10 C.F.R. 9.3a(b) and the NRC Manual, supra, and covered by this request have been destroyed and/or removed, or are destroyed and/or removed after receipt of this request, please provide all surrounding records, including but not limited to a list of all records which have been or are destroyed and/or removed, a description of the action(s) taken relevant to, generated in connection with, and/or issued in order to implement the action(s).

GAP requests that fees be waived, because "finding the information can be considered as primarily benefitting the general public." 5 U.S.C. 552(a) (4) (A). GAP is a non-profit, nonpartisan public interest organization concerned with honest and open government. Through its Citizens Clinic, GAP offers assistance to local public interest and citizens groups seeking to ensure the health and safety of their communities.

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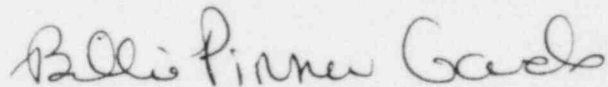
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GAP is requesting the above information as part of an ongoing monitoring project on the adequacy of the NRC's efforts to protecta public safety and health at nuclear power plants.

For any documents or portions of documents that you deny due to a specific FOIA exemption, please provide an index itemizing and describing the documents or portions of documents withheld. The index should provide a detailed justification of your grounds for claiming each exemption, explaining why each exemption is relevant to the document or portion of the document withheld. This index is required under Vaughn v. Rosen (I), 484 F. 2d 820 (D.C. Cir. 1973), cert. denied, 415 U.S. 977 (1974).

We look forward to your response to this request within ten days.

Respectfully,



Billie Pirner Garde  
Citizens Clinic Director

42116