



**UNITED STATES  
NUCLEAR REGULATORY COMMISSION**  
REGION IV  
1600 EAST LAMAR BOULEVARD  
ARLINGTON, TEXAS 76011-4511

August 24, 2023

Ken Peters, Senior Vice President  
and Chief Nuclear Officer  
Vistra Operations Company, LLC  
P.O. Box 1002  
Glen Rose, TX 76043

SUBJECT: CLOSURE OF INVESTIGATION (OI 4-2022-025)

Dear Ken Peters:

This refers to an investigation conducted by the U.S. Nuclear Regulatory Commission's (NRC's) Office of Investigations regarding activities at Comanche Peak. The Office of Investigations initiated the investigation to determine whether licensed operators and non-licensed operators failed to report or declare fatigue and were inattentive while on shift.

Based on the evidence developed during the investigation, the concern that licensed and non-licensed operators failed to report or declare fatigue, and were inattentive while on shift was not substantiated. The NRC plans no further action related to the alleged wrongdoing and considers this investigation closed.

You should note that final NRC documents may be made available to the public under the Freedom of Information Act subject to redaction of information pursuant to the Freedom of Information Act. Requests under the Freedom of Information Act should be made in accordance with 10 CFR 9.23, "Requests for Records." Information is accessible from the NRC's website at <http://www.nrc.gov/reading-rm/foia/foia-request.html#how>.

In accordance with 10 CFR 2.390 of the NRC's "Agency Rules of Practice and Procedure," a copy of this letter will be made available electronically for public inspection in the NRC Public Document Room or from the NRC's Agencywide Documents Access and Management System (ADAMS), accessible from the NRC website at <http://www.nrc.gov/reading-rm/adams.html>.

Sincerely,

**Jeremy R.  
Groom**

Digitally signed by  
Jeremy R. Groom  
Date: 2023.08.24  
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Jeremy R. Groom, Team Leader  
Allegation Coordination and Enforcement Staff

Docket: 05000445, 05000446  
License: NPF-87, NPF-89