

November 5, 1999

Carolina Power and Light Company  
ATTN: Mr. C. S. Hinnant, Senior Vice President  
and Chief Nuclear Officer  
Nuclear Generation  
411 Fayetteville Street  
Box 1551  
Raleigh, North Carolina 27602

SUBJECT: OFFICE OF INVESTIGATIONS REPORT NO. 2-1999-015

Dear Mr. Hinnant:

On May 24, 1999, the NRC's Office of Investigations (OI) initiated an investigation to determine whether the former superintendent of site access authorization was subject to discrimination for refusing to take the blame for a site access authorization failure at Carolina Power and Light Company (CP&L) and for informing CP&L management of his intent to tell the NRC the truth regarding the security failure. The OI investigation was completed on September 23, 1999, and concluded that the evidence developed during the investigation did not substantiate that the employee was terminated in retaliation for providing information to the NRC.

On May 4, 1999, the U.S. Department of Labor's (DOL) Occupational Safety and Health Administration (OSHA) Division in Atlanta, Georgia, received a complaint dated April 26, 1999, that was based on similar facts from the individual. The OSHA Regional Supervisory Investigator has not yet issued a decision in this case. Accordingly, the staff will hold its judgement on whether or not enforcement action is warranted and will continue to monitor DOL activities in this matter until after a final decision by DOL.

We are providing the parties listed in the DOL complaint the results of the OI investigation. A copy of the synopsis to the OI report is enclosed. You should note that final NRC documents, including the final OI report, may be made available to the public under the Freedom of Information Act (FOIA) subject to redaction of information pursuant to the FOIA. Requests under the FOIA should be made in accordance with 10 CFR 9.23, Request for Records.

Should you have any questions regarding this case, you may contact me at 404-562-4421.

Sincerely,

*Original Signed by  
Anne T. Boland*

Anne T. Boland, Enforcement Officer  
Enforcement and Investigations  
Coordination Staff

Enclosure: Synopsis of OI Report No. 2-99-015

PDR ADock

## SYNOPSIS

The U.S. Nuclear Regulatory Commission (NRC), Office of Investigations, initiated this investigation on May 24, 1999. The investigation was based on information received from the former superintendent of site access authorization for Carolina Power and Light Company (CP&L) who claims he was terminated by the Corporate security manager for refusing to take the blame for a site access authorization failure. The former CP&L employee reported he told the Corporate security manager that he intended to tell the NRC the whole truth regarding the security failure.

The evidence developed during this investigation did not substantiate that the employee was terminated in retaliation for providing information to the NRC.

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~~FIELD OFFICE DIRECTOR, OFFICE OF INVESTIGATIONS, REGION II~~ 10/26/99

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