



**UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION II
SAM NUNN ATLANTA FEDERAL CENTER
61 FORSYTH STREET SW SUITE 23T85
ATLANTA, GEORGIA 30303-8931**

September 13, 2000

South Carolina Electric and Gas Company
ATTN: Mr. Stephen A. Byrne
Vice President, Nuclear Operations
Virgil C. Summer Nuclear Station
P.O. Box 88
Jenkinsville, South Carolina 29065

SUBJECT: NRC OFFICE OF INVESTIGATIONS CASE NO. 2-2000-005

Dear Mr. Byrne:

Enclosed for your information is the synopsis to the Nuclear Regulatory Commission (NRC) Office of Investigations (OI) completed report regarding alleged discrimination against a V.C. Summer Process Control Analyst because the individual had engaged in activity protected under Section 211 of the Energy Reorganization Act of 1974. The OI investigation did not substantiate that South Carolina Electric and Gas Company illegally discriminated against the employee for reporting safety concerns. We plan no further action with regard to this matter.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter and its enclosure will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/NRC/ADAMS/index.html> (the Public Electronic Reading Room).

Should you have any questions concerning this letter, please contact me at 404-562-4421.

Sincerely,

/RA/

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

Docket No.: 50-395
License No.: NPF-12

Enclosure: Investigative Synopsis,
OI Case No. 2-2000-005

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SYNOPSIS

The Office of Investigations (OI), U.S. Nuclear Regulatory Commission (NRC) Region II, initiated this investigation on March 8, 2000, to determine whether South Carolina Electric and Gas Company (SCE&G), an NRC licensee, illegally discriminated against a Virgil C. Summer Nuclear Station process analyst because he engaged in activity protected under Section 211 of the Energy Reorganization Act of 1974, as amended, and 10 CFR 50.7.

Based upon evidence developed during this investigation, OI did not substantiate that SCE&G illegally discriminated against the employee for reporting safety concerns.

**~~NOT FOR PUBLIC DISCLOSURE WITHOUT APPROVAL OF
FIELD OFFICE DIRECTOR, OFFICE OF INVESTIGATIONS, REGION II~~**

Approved for Release August 30, 2000