

July 3, 2000

R. W. Borchardt, Director
Office of Enforcement

Nuclear Regulatory Commission
Office of Enforcement, Mail Stop 14E1
11555 Rockville Pike
Rockville, Maryland 20852

Concerning my Petition against NMPC for falsifying the employee record that the NRC had placed into public record.

Dear Mr. Borchardt

In your letter dated June 21, 2000, you had requested additional information pertaining to my 1994 Downsizing Feedback Form identified in my May 10 2000 petition letter. During the conference call, I had been asked if there was any other additional information from the DOL hearing that the NRC should be review. In after thought, I decided to send to you a reprint of the two letters that I had sent to NMPC. However, these letters were not used at the DOL hearing.

The first is a response to K. Miles, Dated 2/19/94. Disputing her claim that I was being terminated due to the abolishment of my position. The second is a reprint of the 2/26/94 letter that I sent Mr. B Ralph Sylvia. Both of these letters had clearly stated that I was not on their 40% list and not qualified for termination under their downsizing process. That fact that I was not on their 40% list was never disputed and confirmed in writing in Mr. Sylvia's subsequent letter.

The evidence shows that the alleged downsizing document had been altered subsequent to Mr. Sylvia's letter. This additional evidence shows that NMPC and their Human Resources Department were well informed that I was not on their 40% list and that they had never disputed that claim. Their claim that I was on their 40% downsizing list at the DOL hearing and at the May 10 1996 Enforcement Conference was based solely upon that falsified downsizing document.

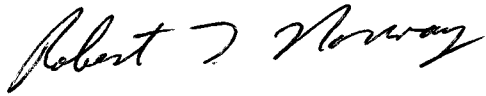
There are only two creditable scenarios. Either the NMPC downsizing process had been conducted to deliberately create false employee records after the employee had been selected for termination. But there was no reason for Mr. Sylvia and Mr. Kruger (NMPC-HRD) to lie to me about not being on the 40% list in their letter.

The second scenario was that my alleged downsizing document had been altered after NMPC had been notified of my DOL complaint in July 1994. The evidence supports this scenario.

Either creditable scenario means that a number of NMPC high ranking personal had to be involve in a conspiracy to manufacture fraudulent employee records. Either creditable scenario means that they intentionally submitted falsified documents to the federal DOL Judge and to the NRC.

I hope that the copies of these letters would help in your investigation into my petition.

Sincerely yours,

A handwritten signature in cursive script that reads "Robert T. Norway".

Robert T. Norway

113 Dewey Road
Mexico, New York (315) 963-8827

February 19, 1994

Mrs. Kathleen Miles
Human Resource Development
P.O. Box 63
Lycoming, New York 13093

Re: My notification of Termination due to my position abolishment

Dear Kathleen:

I have received a letter from you dated February 17, 1994 which assumed that I was aware that I was being terminated because my position in the Independent Safety Engineering Group was being abolished. This letter was the first communication, either verbal or in writing, which I have received stating this information. This is in leu of the fact that all employees should have been informed of the possibility of termination by January 26.

On Tuesday, February 15, I was only informed by my supervisor James Spadafore that I was being terminated. At that time, I was not included on the listed of personnel which were being reviewed due to their position being eliminated. And I was not included with the personnel being reviewed from the 40% list. My name was selectively place to be reviewed due to a unique category created exclusively for only three ISEG personnel. That category was to be "rotated", presumably to gain experience in other departments which could benefit the ISEG group.

It was also my understanding that a ISEG member listed to be "rotated" will not be included in the termination/rightsizing process. The rotating process would be performed after the rightsizing effort.

I have tried to contact you about my termination notification since tuesday, but you have not returned my calls. Please, contact me to resolve this situation.

Sincerely,

Robert T. Norway

Reprint

February 26, 1994

Mr. Ralph Sylvia
Executive Vice President, Nuclear Operations
Niagara Mohawk Power Corporation

Dear Sir:

I would like a chance to appeal the decision to terminate my employment at Niagara Mohawk Power Corporation due to the conditions of my selection.

I was selected for termination even though I did not meet either of the two conditions published for being included in the review process. I was informed by my supervisor, James R. Spadafore, that I was not included on the 40% list. I was also informed that my position was not being abolished. This was the case during the rightsizing process and on February 15, when I was notified of my selection for termination.

It was also my understanding that all terminations would be generated from a list of individuals identified by either condition.

My name was apparently placed on the list to be reviewed for termination due to a unique category created exclusively for only two ISEG personnel. I was identified under the category to be "rotated". This category was never defined or correlated into the rightsizing process, nor did it apply to any other department or individual. However, it was also my understanding that a ISEG member identified to be "rotated" would not be included in the termination or rightsizing process. The "rotating" process would be performed after the rightsizing effort.

My selection for termination was based upon criteria which was not used in any other department and was not in accordance with the conditions of the rightsizing process. I believe that I should be treated under the same terms as every other nuclear employee. It is for this reason, that I request that you reconsider my notification of termination. Thank you for your time

Sincerely,

Robert T. Norway
ISEG Engineer

Re Print