



**UNITED STATES
NUCLEAR REGULATORY COMMISSION**

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

March 2, 2001

Duke Energy Corporation
ATTN: Mr. H. B. Barron
Vice President
McGuire Nuclear Station
12700 Hagers Ferry Road
Huntersville, NC 28078-8985

**SUBJECT: MCGUIRE NUCLEAR STATION - NUCLEAR REGULATORY COMMISSION
OFFICE OF INVESTIGATIONS CASE NUMBER 2-2000-022**

Dear Mr. Barron:

Enclosed for your information is the synopsis of the Nuclear Regulatory Commission (NRC) Office of Investigations (OI) completed report regarding alleged discrimination by Duke Energy Corporation (DEC) against an employee at the McGuire Nuclear Station for engaging in protected activity. OI did not substantiate that DEC illegally discriminated against the individual.

Based on the OI activity described in the synopsis, we plan no further action with regard to this matter. Should you have any questions concerning this letter, please contact us.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter and the 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).

Sincerely,

//RA//

Oscar DeMiranda
Acting Enforcement Officer

Docket Nos. 50-369, 50-370
License Nos. NPF-9, NPF-17

Enclosure: Investigative Synopsis,
OI Case No. 2-2000-022

cc w/encl: See Page 2

DEC

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cc w/encl:
Regulatory Compliance Manager (MNS)
Duke Energy Corporation
Electronic Mail Distribution

Lisa Vaughn
Legal Department (PB05E)
Duke Energy Corporation
422 South Church Street
Charlotte, NC 28242

SYNOPSIS

The U.S. Nuclear Regulatory Commission, Office of Investigations (OI), Region II, initiated this investigation on August 2, 2000, to determine whether a senior reactor operator employed by Duke Energy Corporation at the McGuire Nuclear Station was discriminated against for engaging in activity protected under the law.

Based upon evidence developed during this investigation, OI did not substantiate that Duke Energy Corporation discriminated against the employee for reporting safety concerns.

Approved for release on 1/30/01
Enclosure

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FIELD OFFICE DIRECTOR, OFFICE OF INVESTIGATIONS, REGION II~~

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O. DeMiranda
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