

November 5, 2001

RJ-2000-A-0132

Mr. Robert J. Barrett
Vice President, Operations
Entergy Nuclear Operations, Inc.
Indian Point Nuclear Generating Unit 3
295 Broadway, Suite 3
Post Office Box 308
Buchanan, New York 10511-0308

Dear Mr. Barrett:

The NRC Office of Investigations (OI) initiated an investigation on November 30, 2000, to determine whether an Operations Review Group Investigator (ORGI) was discriminated against by licensee management because he/she contacted the NRC's Indian Point 3 resident inspector regarding a disagreement over a root cause analysis. The ORGI claimed to have been suspended from work without pay as a result of contacting the NRC resident inspector.

Based on the evidence developed during this investigation, OI did not substantiate the ORGI's claim that Indian Point 3 management discriminated against him/her by suspending him/her from work without pay because he/she contacted the NRC resident inspector. The OI investigation, documented in OI Report No.1-2000-044, was completed on July 31, 2001. A copy of the synopsis of the OI report is enclosed.

Please 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 appropriate under FOIA. Requests under the FOIA should be made in accordance with 10 CFR 9.23, Requests for Records (copy enclosed).

Should you have any questions regarding this letter, please feel free to contact Mr. P. Eselgroth, of my staff, at (610) 337-5234.

Sincerely,

/RA/
A. Randolph Blough, Director
Division of Reactor Projects

Enclosures:
As Stated

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SYNOPSIS

On November 30, 2000, the Office of Investigations (OI), Region 1 (R1), initiated this investigation to determine whether an Operations Review Group Investigator (ORGI) at the Indian Point Nuclear Power Plant, Unit 3 (IP3), Entergy Corporation (EC), Buchanan, New York, was discriminated against by IP3 management because he/she contacted the NRC's IP3 resident inspector regarding a disagreement over a root cause analysis. The ORGI claims to have been suspended from work without pay as a result of contacting the NRC resident inspector.

Based on the evidence developed during this investigation, OI did not substantiate the ORGI's claim that IP3 management discriminated against him/her by suspending him/her from work without pay because he/she contacted the NRC resident inspector.