

EDU

**From:** John Craig  
**To:** David Lew, Diane Screnci, Falk Kantor, James Wiggins, Jefferey Harold, Joseph Shea, Leanne Harrison, Leonard Wiens, Marsha Gamberoni(...)  
**Date:** Thu, Jul 6, 2000 1:15 PM  
**Subject:** Fwd: Re: Con Edison Lawsuit with Westinghouse

K

Jim,

Good questions.

It might be worthwhile looking at the info that was put forth during the Trojan - W steam generator battles.

I seem to remember that there was a lawsuit involved and notification of other users was discussed.

John

>>> James Wiggins 07/06 12:55 PM >>>

Since Dave Lew's message suggests that this info has, as it's source, a proprietary document, shouldn't we decide if this email is proprietary? At least we should control it that way until the question is resolved.

Also, do we have a position re: potential NRC interest in the alleged withholding of important info by Westinghouse??? Granted, the info was allegedly withheld from ConEd and not necessarily from us; however, Part 21, once that rule was put in effect, would have made Westinghouse think carefully about whether a significant nonconformance existed.

Jim

>>> Pete Eselgroth 07/06 11:44 AM >>>

Some interesting feedback from IP2 SRIs review of lawsuit info.

**CC:** A. Randolph Blough, Bill Bateman, Brian Holian, Brian Sheron, Dennis Rathbun, Edmund Sullivan, Elinor Adensam, Elizabeth Hayden(...)

X/9