



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

August 12, 2003

Tennessee Valley Authority
ATTN: Mr. J. A. Scalice
Chief Nuclear Officer and
Executive Vice President
6A Lookout Place
1101 Market Street
Chattanooga, TN 37402-2801

SUBJECT: OFFICE OF INVESTIGATIONS CASE NUMBER 2-2002-010

Dear Mr. Scalice:

Enclosed for your information is the synopsis of the Nuclear Regulatory Commission's (NRC) Office of Investigations (OI) completed report regarding alleged discrimination, by the Tennessee Valley Authority against an employee who filed a complaint with the U.S. Department of Labor.

OI determined that the allegation that a senior project manager employed at the TVA Corporate Office was the subject of employment discrimination by management after identifying safety concerns was not substantiated. 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 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/reading-rm/adams.html> (the Public Electronic Reading Room).

Sincerely,

/RA/

Carolyn F. Evans
Regional Counsel/Enforcement Officer
Enforcement and Investigation
Coordination Staff

Enclosure: Investigative Synopsis
OI Case No. 2-2001-010

cc w/encl:
Karl W. Singer
Senior Vice President
Nuclear Operations
Tennessee Valley Authority
Electronic Mail Distribution

General Counsel
Tennessee Valley Authority
Electronic Mail Distribution

Distribution w/encl:
C. Evans (Part 72 Only)
L. Slack, RII EICS
RIDSNNRRDIPMLIPB
PUBLIC

Enclosure 1

OI SYNOPSIS

This investigation was initiated by the U.S. Nuclear Regulatory Commission, Office of Investigations, Region II, on April 22, 2002, to determine if a senior project manager, employed at the Tennessee Valley Authority (TVA) Corporate Office was discriminated against by management after identifying safety concerns.

Based on a review of the licensee's report of investigation and other related documentation developed during this investigation, the allegation that a senior project manager employed at the TVA Corporate Office was the subject of employment discrimination by management after identifying safety concerns was not substantiated.

Approved for release 8/12/2003
Oscar de Miranda

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