

FPL

AUG 2 1991

L-91-217

10 CFR 2.790

Mr. Stewart D. Ebnetter
Regional Administrator, Region II
U.S. Nuclear Regulatory Commission
101 Marietta St. Suite 2900
Atlanta, Georgia 30323

Dear Mr. Ebnetter:

This is to advise you that Florida Power & Light Company' (FPL) has received several concerns regarding nuclear safety from Mr R. Diaz-Robainas, an individual in our engineering organization. The concerns relate to our Turkey Point facility. In addition, Mr. Diaz-Robainas' attorney has intimated that Mr. Diaz-Robainas may have additional nuclear safety concerns which have not been disclosed.

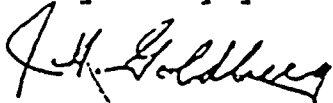
Although we believe that we have made clear to Mr. Diaz-Robainas his obligation to disclose any such concerns, we are taking additional steps to inform Mr. Diaz-Robainas of his obligation to disclose any such concerns to either FPL management, FPL's Nuclear Safety SPEAKOUT, or the NRC.

Our SPEAKOUT organization is investigating the concerns we have received. Appropriate followup action will be taken, as necessary.

As this letter contains sensitive information exempt from disclosure pursuant to 10 CFR 2.790(a) (6) and (7), we request that this letter be withheld from public disclosure.

I will keep you advised of any further developments of significance.

Very truly yours,



J.H. Goldberg
President
Nuclear Division

JHG/JEG/ejw

an FPL Group company

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FPL

August 5, 1991

Mr. Richard R. Diaz-Robainas
5832 SE River Boat Drive
Stuart, Florida 34997

Dear Mr. Diaz-Robainas:

This letter will confirm our conversation of this date regarding your concerns about nuclear safety at FPL's Turkey Point nuclear facility. You have already presented some concerns to FPL's SPEAKOUT organization and SPEAKOUT is investigating those concerns. Appropriate followup action will be taken, as necessary.

As we discussed today, it is a hallmark of an ethical nuclear professional to promptly report safety concerns to the proper authority. FPL is very interested in your concerns and would like to hear from you so that any and all of your concerns are fully investigated. If action is necessary, action will be taken to address those concerns.

I am enclosing a SPEAKOUT concern form and a self-addressed envelope for your use to identify and to raise any other concerns you may have. You can also call SPEAKOUT directly, toll free at 800 842-0028. Should you not want to bring your concerns to SPEAKOUT, I encourage you to contact the Nuclear Regulatory Commission at (404) 331-4503.

I hope that you will fully disclose any and all safety concerns you may have to FPL management, SPEAKOUT or the NRC.

Sincerely,

John B. Hosmer
Director, Nuclear Engineering



FPL

August 5, 1991

BY TELECOPIER AND
U.S. MAIL

Oliver H. Harris, III, Esq.
1201 U.S. Highway One
Crystal Tree, Suite 325
North Palm Beach, Florida 33408

RE: RICHARD DIAZ-ROBAINAS

Dear Mr. Harris:

This letter will confirm two telephone conversations we have had regarding your client, Richard Diaz-Robainas, and Richard's concerns about nuclear safety at FPL's Turkey Point nuclear facility.

As you may know, Richard has already presented some concerns to FPL's SPEAKOUT organization. Richard raised those concerns at his performance review meeting (that you and I attended) on July 30, 1991, and then presented them to SPEAKOUT that same afternoon. To our knowledge, this is the first time Richard has made these safety concerns known to FPL. SPEAKOUT is currently investigating Richard's concerns. Appropriate followup action will be taken, as necessary.

Richard's management has discussed with him FPL's interest in a full disclosure and a full investigation of any and all safety concerns Richard may have. Richard has been asked to report all of his concerns to FPL management and/or to SPEAKOUT and/or to the Nuclear Regulatory Commission directly. If he is uncomfortable in any way or for any reason in reporting his concerns to his management or to SPEAKOUT, we encourage him to contact the NRC directly. The NRC can be contacted at (404) 331-4503..

In our telephone conversation of last Wednesday afternoon, you intimated that Richard may have additional nuclear safety concerns that he has not already disclosed. As I said then, and as I repeated on Friday when we last spoke by telephone, we encourage him to promptly report all of his concerns. I hope that you will convey this request to him.

For your information, I am enclosing a "Notice to Employees" FPL has posted in various locations which encourages nuclear employees to bring safety concerns to the attention of the NRC. The Notice includes the NRC Region II telephone number listed above.

Sincerely,

Steven Carr
Senior Attorney

SC/dag
Enclosures

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VITA

DENNIS L. JOHNSON, PH.D.
PRESIDENT
BEHAVIOR ANALYSTS & CONSULTANTS, INC.

EDUCATION

Louisiana Tech University	B.A. (Psychology)	1971
Mississippi State University	M.S. (Clinical Psychology)	1972
University of Tennessee Medical Center	Internship (Clinical Psychology)	1977-78
Virginia Polytechnic Institute and State University	Ph.D. (Clinical Psychology)	1978

Internship in Clinical Psychology: The University of Tennessee Medical Center, Memphis Clinical Psychology Internship Consortium, APA approved (September 1977 – August 1978). Major rotations included Medical Psychology, Forensics, Adult Acute Inpatient, Mental Health Center Team, Child and Adult Outpatient (individual, group and family therapy), Mental Health Administration, Corporate Psychology and Psychodiagnostics.

LICENSES

Licensed Psychologist in the State of Florida (#3233) and Commonwealth of Kentucky (#383). Certified by the National Register of Health Service Providers in Psychology (#24363).

PROFESSIONAL

President, Behavior Analysts & Consultants, Inc. (June 1982 – present). Psychological and management consultation with professional services provided to a national clientele which includes a variety of Fortune 500 companies, business and industry clients.

Dr. Johnson has been involved in all aspects of psychological consultation to corporate, business and security industry clients since 1979. He has specialized expertise within the areas of hostage negotiation, security evaluations, sensitive personnel selection, workplace violence, psychological evaluation, management of a national system of personnel, expert witness testimony, training, attitude/climate evaluations and executive assessment.

Dr. Johnson is nationally recognized for his work in workplace violence, including dangerousness assessments, behavioral observation systems, supervisory training, and post-incident analysis of events ranging from sabotage and security compromise to assault, alleged rape and mutilation, and murder.

He has been extensively interviewed on the subject of workplace violence by such news organizations as Knight-Ridder Newspapers, *Fortune*, *TIME*, *Security Management Bulletin*, *MS. Magazine*, *Crain's New York Business*, *Industrial Safety & Hygiene News*, *Security Magazine* and the Associated Press; and by broadcast media, including WPEC-TV/Channel 12 (CBS), CKNW-Radio (Vancouver), KCBS-Radio (Los Angeles), and *NBC Nightly News*. He also was an editorial contributor to *Preventing Violence in the Workplace* (1994), published by the Bureau of Business Practice.

Under Dr. Johnson's direction, BA&C has developed a series of proprietary, dedicated tools which maximize the effectiveness of psychological evaluations of employees and has validated tests utilized in pre-employment screening. The company maintains a national network of professional associates consisting of more than 400 licensed psychologists; and having evaluated more than 250,000 applicants and employees, also maintains its own national data base and tracking system.

At present, BA&C is conducting an unprecedented study, *the National Security Officer Validation Project*, which involves participation by 13 of the nation's leading private security companies, and will result in the development of a validated, job-related selection instrument for applicants for the position of security officer.

Additionally, consultation is provided to Department of Energy contractors as part of human reliability and personnel security assurance programs. Since 1987, BA&C has also provided security assessments of embassy personnel provided by contract security organizations.

Editorial Consultant, Criminal Justice and Behavior, (December 1981 – 1985). Critical review of submitted manuscripts with recommendations for publication in the journal.

Administrator, Psychology Services, United States Department of Justice, Federal Bureau of Prisons, Central Office, Washington DC (August 1983 – December 1983). This position was as Bureau Chief Psychologist. Responsibilities included executive policy formulation, national financial management, and overall supervision of 105 doctoral-level professional psychologists and 10 psychology interns across 43 facilities nation-wide. Appointed as a national EEO investigator (claims related to employee discrimination). Additional responsibilities included evaluation of correctional officers, inmate classification, model jail project, hostage situations in a correctional facility, evaluation of specialized inmate groups (i.e. violent, study and observation, mental health, disciplinary) and representation on numerous national task forces and interagency committees.

Assistant Director, Bureau of Prisons Staff Training Academy, Federal Law Enforcement Training Center, Glynnco, Georgia (September 1982 – September 1983). Professional responsibilities included administration, supervision, program development, policy formulation related to institutional services across a nation-wide system of 43 facilities, and course development in hostage negotiations and tactical intervention.

Private practice of Clinical Psychology, St. Simon's Island, Georgia (January 1983 – September 1983: part-time). This practice was focused upon corporate consultation and psychodiagnostics.

Chief, Psychology Services, Federal Correctional Institution, Ashland, Kentucky (September 1979 – September 1982). Professional duties encompassed the supervision of doctoral-level clinical psychologists and psychology interns, and responsibility for the administration and fiscal management of the Psychology Services Department. Direct clinical services were also emphasized with a primary focus upon psychodiagnostics and psychological treatment interventions. Clinical populations included substance abuse, violence, neurotic disorders, character disorders, stress/crisis reactions, borderline adjustments, and psychosis. Research and staff training were also components of the position.

Clinical Psychologist at the Federal Correctional Institution, Memphis, Tennessee (August 1978 – September 1979). Professional responsibilities consisted of delivering clinical psychological services to two general housing units comprised of approximately 300 inmates. Co-administration of Psychology Services, psychodiagnostics, individual and group psychotherapy, research and institution-wide staff training were emphasized.

Private Practice of Clinical Psychology, Memphis, Tennessee (January 1979 – September 1979 part-time). This practice was primarily composed of psychodiagnostics and individual psychotherapy with adults.

Director of Psychotherapy and Research at Mississippi State Hospital, Whitfield, Mississippi (Summer 1977). Clinical responsibilities primarily included the formulation and implementation of individual treatment programs for continued-treatment patients (children and adults) in addition to the training and supervision of master's level psychologists, nursing and social services staff.

Clinical Associate of Dr. James E. Stary (August 1972 – September 1975). Professional duties were centered upon the clinical interviewing and psychological testing of private psychiatric patients at Riverside Psychiatric Hospital, Jackson, Mississippi. This population included children, adolescents, and adults.

Associate Psychologist (Master's level psychologist) at Mississippi State Hospital, Whitfield, Mississippi (December 1972 – September 1973: full-time; September 1973 – September 1975: part-time). Clinical responsibilities included preparing psychodiagnostic evaluations; directing a token economy program and a system of patient government; consulting and conducting psychological interventions for child behavior problems; providing individual psychotherapy for both in-patients and out-patients; and assisting in the training of psychology technicians, practicum students, and psychiatric residents.

TEACHING EXPERIENCE AND ACADEMIC ASSISTANTSHIPS

Chief Instructor – Hostage Negotiation and Tactical Response Interventions – Federal Bureau of Prisons (October 1980 – November 1983). Responsibilities consisted of course development in hostage negotiation and tactical interventions in a correctional environment and continued with course instruction on a nationwide basis to Bureau of Prisons' staff, state and federal agents.

Teaching Assistant – Virginia Polytechnic Institute and State University (September 1975 – May 1977). Responsibilities consisted of teaching courses in motivation, human learning and memory, and introductory psychology.

Lecturer in Psychology – Department of Psychology, Concord College, Athens, West Virginia (January 1976 – May 1976). Developed and taught course in Psychology of Aging.

Lecturer in Psychology – Department of Psychology, Virginia Western Community College (September 1975 – December 1975). Responsibility was for a course in Introductory Psychology.

Instructor of Psychology – Department of Psychology, Hinds Junior College, Raymond Mississippi (Full-time: September 1973 – August 1975). Instructor for a year-long sequence in introductory and advanced psychology.

Teaching and Research Assistant – Mississippi State University (September 1971 – December 1972). Instructor for courses in general psychology. Additional involvement in the research areas of (a) operant conditioning (delay of reinforcement, response-elimination techniques, omission training) in infra-human organisms; and (b) analogue investigation of process variable related to systematic desensitization of response-elimination techniques in humans.

PUBLICATIONS

Johnson, Dennis L., King, Christie A., Kurutz, John G.
Workplace Violence and Terminating Employees: A Safe Termination Model for Supervisors. HR Magazine, May, 1996.

Johnson, Dennis L., Kurutz, John G., Kiehlbauch, John B.
Workplace Violence Scenario for Supervisors. HR Magazine, February 1995. 63–67.

Johnson, Dennis L.
Violence in the Workplace. Federal Bureau of Investigation, National Executive Institute, 1994.

Johnson, Dennis L.
Workplace violence: Why it happens and what to do about it. EAP Digest, March/April, 1994.

Villanova, Peter, Bernardin, John H., Johnson, Dennis L., Dahmus, Sue A.
The validity of a measure of job compatibility in the prediction of job performance and turnover of motion picture theater personnel. Personnel Psychology, Vol. 47, Number 1, Spring, 1994.

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The costs and causes of workplace violence. NSI Advisory, January, 1994.
- Kinney, Joseph A. and Johnson, Dennis L.
Breaking Point: The Workplace Violence Epidemic and What to Do About It.
National Safe Workplace Institute, September, 1993.
- Johnson, Dennis L.
The best defense against workplace violence. The Wall Street Journal. July 19, 1993, Manager's Journal, A-10.
- Johnson, Dennis L.
Personality traits of a good auditor. Quality Systems ISO 9000 Newsletter,
(Semiconductor Equipment and Materials International [SEMI]), June, 1993.
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Temporal consistencies of the Myer-Megaree inmate topology. Criminal Justice and Behavior, 1983, 10, 263-268.
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Systematic VIQ/PIQ differences on the WAIS: An artifact of this instrument?
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Effects of delayed reinforcement and FR size on pre-ratio pausing. Psychological Reports, 1973, 32, 1295-1298.
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Omission training: Effects of gradual introduction. Psychonomic Science, 1972, 28, 279-280.

