

September 30, 2019

George A. Wilson
Director, Office of Enforcement
United States Nuclear Regulatory Commission
Washington, D.C. 20555-0001

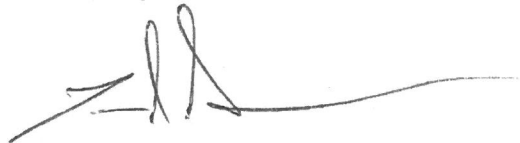
RE: Response to Order: IA-19-040

Dear Mr. Wilson:

Pursuant to the provisions of 10 CFR 2.202, this letter submits my response to the Order Prohibiting Involvement in NRC-Licensed Activities issued by the U.S. Nuclear Regulatory Commission (NRC) on September 12, 2019 and published in the Federal Register on September 18, 2019. I accept the violation. My response to the Order is included in an attachment to this letter.

Should you have questions or comments regarding this letter or the attachment, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, consisting of a series of loops and a long horizontal stroke extending to the right.

Thomas Summers

Attachment

ATTACHMENT

Response to Order: IA-19-040

1. Description of the Order

“Two investigations were conducted by the U.S. Nuclear Regulatory Commission (NRC) Office of Investigations (OI) related to FPL’s St. Lucie Nuclear Plant. The purposes of the investigations were to determine whether a contract employee at St. Lucie Nuclear Plant was the subject of employment discrimination in violation of Title 10 of the Code of Federal Regulations (10 CFR 50.7), ‘Employee protection’ (OI Report No. 2-2017-024); and to determine whether a FPL senior licensee executive, or potentially others, deliberately provided the NRC with incomplete and inaccurate information in violation of 10 CFR 50.9, ‘Completeness and accuracy of information’ (OI Report No. 2-2019-009).”

“For OI Report No. 2-2017-024, NRC determined that Mr. Thomas Summers, as the former FPL Regional Vice President (VP) – Operations, deliberately canceled a contract employee’s assignment during the week of March 13, 2017. The cancellation occurred, in part, because the contract employee entered a concern into St. Lucie’s correction action program on March 13, 2017.”


“For OI Report No. 2-2019-009, NRC determined that Mr. Thomas Summers, as the former FPL Corporate Support VP, engaged in deliberate misconduct that caused FPL to be in violation of 10 CFR 50.9, ‘Completeness and accuracy of information.’”

“Therefore, Thomas Summers is prohibited from any involvement in NRC-licensed activities for a period of five years from the effective date of this Order. Additionally, Thomas Summers is required to notify the NRC of his first employment in NRC-licensed activities following the prohibition period.”

2. Response to the Order

I accept these violations. However, I want to emphasize that I did not deliberately cancel a contract employee’s assignment because the employee entered a concern into the St. Lucie corrective action program. Furthermore, I never intended to mislead my former employer or the NRC, and I believe the substance of the information contained in the notebook that was provided to the agency is true and correct to the best of my knowledge and belief. Instead, I believe the issues were the result of misunderstandings between me and my former employer.

As a result of this process, I have re-evaluated my own standard of conduct and understanding of the NRC and company requirements. I have acquired a heightened appreciation for the impact of my own actions and the need for clarity when providing information to others.


Thomas Summers

Sworn to and subscribed before me this

2 day of oct 2019,

Robert Blauvelt

Notary Public

My Commission Expires: 9-22-2020

[SEAL]

Notary Public State of Florida Robert Blauvelt My Commission GG032768 Expires 09/22/2020
