

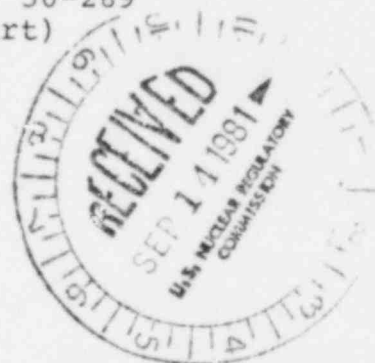
UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)
METROPOLITAN EDISON COMPANY)
(Three Mile Island Nuclear)
Station, Unit No. 1))

9/8/81
Docket No. 50-289
(Restart)

PETITION OF THREE
MILE ISLAND ALERT TO
REOPEN THE RECORD



TMIA petitions the Atomic Safety and Licensing Board to reopen the record of this matter for the purpose of further investigation of certain events leading up to and surrounding the April 1981 cheating incident, as such events are relevant and material to the issue of management capability to operate TMI-1 safely, and respectfully represents in support thereof the following.

(1) The Board issued on the 20th day of August, 1981 an Order Relative to the Submission of Views on the Investigation of Cheating, providing parties the opportunity to submit their views on how this matter should be treated in the above docketed proceeding. This submission is pursuant to the August Order.

(2) We seek to prove that the cheating incident of the 21st day of April, 1981 (a) was not an isolated event unrelated to management practices at GPU (b) was fostered by prior management response to similar and/or related events (c) was further

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induced by a lax, almost inviting atmosphere of careless and haphazard monitoring.

(3) Certain evidentiary questions must be explored through discovery and cross-examination, as follows:

(a) Further investigation is needed of management's handling of the July, 1979 incident of false submission of examination answers.

In July, 1979 an employee of GPU (who subsequently has admitted to cheating on an NRC examination) submitted as his own work, the work product of another employee. Although GPU reportedly removed this individual from licenced activities, there is no indication in materials made available to parties, that this was other than a temporary action. See August 11, 1981 NRC 1E Report at page 18.

This incident occurred when there were already strong indications that operator error and lack of training had been a major contributing factor in the escalation of the TMI-II accident.

By his own admission, Mr. Robert C. Arnold was aware of the incident, and by his mild response, projected an attitude that GPU management was more concerned that candidates passed the examinations than whether they had mastered the course materials. See Id. at page 7.

There is no evidence that GPU made clear to other candidates for the RO/SRO examinations, that similar instances of misrepresentation or cheating, would not be tolerated by

the utility.

(b) Further examination is needed of management's knowledge of and/or responsibility to know of, possible cheating on the 2nd and 3rd days of April, 1981 'mock' RO/SRO examination administered to GPU employees, and lack of response thereto.

There is no evidence that GPU or their agent ATT reviewed candidates answer sheets for cheating although "distinct similarities" of approach were readily discerned by IE investigators. See Id. at page 17.

(c) Further investigation is needed of GPU management's lack of response to complaints received as to cheating during the 21st day of April, 1981 RO/SRO exams.

On the 28th day of July, 1981 Arnold advised investigators Baci and Gilbert that two RO's had complained about cheating and 'crib' sheets during the subject examinations. The 11th day of August, 1981 REPORT OF INVESTIGATION ⁴ is not clear from this statement, when this information became available to GPU, and what, if any actions they took to investigate the complaints.

(d) Further examination is needed of RO/SRO requalification examinations, dated the 2nd day of April, 1980 and the 3rd day of April, 1980 respectively. Although the report states that "a comparison of the two individuals' answers revealed no obvious similarities or other indications of improprieties", it does not indicate whether the two individuals in question

passed or failed the examination. See Id. at page 18.

(e) If in the one to one relationship between interviewer and interviewee there evolves a free and uninhibited investigation, management intrusion into that relationship effectively stifles that relationship. See Id. at page 7.

For all the foregoing reasons it is requested that the Board reopen the record to consider GPU management practices that led to the cheating incident and that are relevant to GPU managements' ability to manage the operation of TMI-I as required by the 9th day of August, 1979 Order, CLI-79-8, 10 NRC 141 (1979).

Respectfully submitted,


Louise Bradford

Dated

September 8, 1981

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CERTIFICATE OF SERVICE

I hereby certify that copies of the attached "TMIA's Motion to Reopen the Record" were served this 8th day of September, 1981, by deposit in the U.S. Mail, first class postage prepaid to the parties identified on the attached Service List, except that the following parties were served by express mail: the Board members and Professor Milhollin.

Louise Bradford

LOUISE BRADFORD

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