

U.S. Department of Justice

Washington, D.C. 20530

APR 8 1991 4/11/91

Mr. Ben B. Hayes  
Director, Office of Investigations  
United States Nuclear Regulatory Commission  
Washington, D.C. 20555

Re: Case Referral from the Nuclear Regulatory  
Commission - Investigation of Centurion  
Research Corporation's alleged falsification  
of background investigation reports  
(Case No. 3-89-014)

Dear Mr. Hayes:

On August 30, 1990, you referred a Report of Investigation from the Nuclear Regulatory Commission's Office of Investigations to the Department of Justice concerning the above-captioned case. This report addressed allegations that Centurion Research Corporation, a contractor of Illinois Power Company and other NRC-licensed power plants, failed to conduct background checks and prepared false background investigation reports.

We have reviewed the allegations contained in this report and we have examined the supporting evidentiary materials in this case. On the basis of this review, we conclude that further action by the Department of Justice is not warranted.

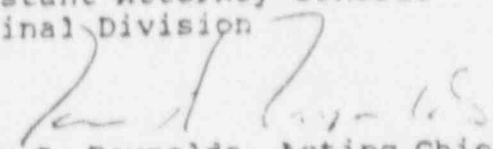
In arriving at our decision to decline prosecution of this matter, we, as prosecutors, made legal and factual judgments concerning whether violations of federal criminal statutes could be established and whether the case has prosecutive merit. Our decision in this case should not be interpreted as suggesting that referral of this matter to the Department of Justice was inappropriate. The referral was entirely appropriate, for it gave us the opportunity to review the situation fully and to exercise proper prosecutorial discretion in this important regulatory area.

We trust that this information will be of assistance to you.

Sincerely,

Robert S. Mueller, III  
Assistant Attorney General  
Criminal Division

By:

  
James S. Reynolds, Acting Chief  
General Litigation and  
Legal Advice Section