



Public Service

Public Service  
Company of Colorado

16805 Weld County Road 19 1/2; Platteville, CO. 80651

March 27, 1995  
Fort St. Vrain  
P-95021

U.S. Nuclear Regulatory Commission  
ATTN: Mr. E. L. Williamson, Director  
Office of Investigations, Region IV  
611 Ryan Plaza Drive, Suite 400  
Arlington, TX 76011

Docket No. 50-267

Subject: Report of Independent Counsel Investigation Concerning  
Issues of the Fort St. Vrain Nuclear Generating Station  
Decommissioning Project (Contains Confidential  
Information)

References: NRC Letter, Collins to Crawford, dated March 13,  
1995 (G-95051)

Dear Mr. Williamson:

As requested in the referenced letter, Public Service Company of Colorado (PSCo) herewith submits the "Report of Independent Counsel Investigation Concerning Issues of the Fort St. Vrain Nuclear Generating Station Decommissioning Project" for your information. This report documents the independent investigation performed by the law firm of Stier, Anderson and Malone into allegations of harassment and intimidation of workers and possible falsification of records at the Fort St. Vrain Nuclear Station (FSV).

PSCo considers that the enclosed report contains confidential information of a sensitive nature, in accordance with the provisions of 10 CFR 2.790, and requests that the NRC withhold the entire report from public disclosure. The report contains the following categories of information exempted from public disclosure under 10 CFR 2.790:

"(a)(6) Personnel and medical files and similar files, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy;"

"(a)(7) Records or information compiled for law enforcement purposes, but only to the extent that the production of such

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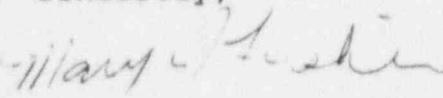
law enforcement records or information (iii) Could reasonably be expected to constitute an unwarranted invasion of personal privacy;"

The attached report contains personnel and similar sensitive information, divulging names and actions of individuals working on the FSV decommissioning project who were purported to be involved in the circumstances surrounding the harassment and intimidation allegations and possible falsification of records. Individuals called to testify in this investigation were informed that their testimony would be held in strict confidence, and disclosure of the information contained in the enclosed report would clearly constitute an unwarranted invasion of personal privacy.

Based on the above, PSCo requests that the NRC withhold the enclosed report from public disclosure, in accordance with provisions of 10 CFR 2.790, paragraphs (a)(6) and (a)(7).

If you have any questions concerning this letter, or the enclosed report, please contact Mr. M. H. Holmes at (303) 620-1701.

Sincerely,

  
M. J. Fisher  
Decommissioning Program Director

Enclosure

cc (enclosure withheld):

Mr. Michael F. Weber, Chief  
Decommissioning and Regulatory  
Issues Branch

Mr. Charles L. Cain, Chief  
Fuel Cycle and Decommissioning Branch  
Region IV

NRC Document Control Desk

Mr. Robert M. Quillin, Director  
Radiation Control Division  
Colorado Department of Public Health and Environment