EXHIBIT NO. 9

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING APPEAL BOARD

In the Matter of	)	
	)	Docket Nos. 50-275
PACIFIC GAS AND ELECTRIC COMPANY	)	50-323
	)	(Construction Quality Assurance)
(Diablo Canyon Nuclear Power Plant, Units 1 and 2)	)	

AFFIDAVIT OF M.W. STEPHENS

STATE OF CALIFORNIA	)	
	)	ss.
COUNTY OF SAN LUIS OBISPO	)	

I, Mark W. Stephens, being duly sworn, depose and say:

I am currently employed by Pacific Gas and Electric Company as an Instrument Foreman in the Nuclear Plant Operations Department. I am submitting this affidavit to respond to allegations #123 and 125 contained in the Joint Intervenors' Motion.

8404040412 840319
PDR ADOCK 05000275
G PDR

1. In regard to identification and documentation of problems at Diablo Canyon Power Plant, the following was, to the best of my knowledge, the most stringent guideline given to anyone working under my direction. This guideline was to verbally review the problem with me before submitting it to the problem report processing system. This was done in an effort to assure that problems were both valid and correctly described. Problem reports were occasionally cancelled when it was determined that the problem was invalid, when the problem was found to also be reported on another problem report or on some other form of discrepancy report, or when identification of the problem by some other mechanism would be more appropriate. In most cases, this was done after mutual agreement between the originator and myself. In no case were any valid problem reports discarded.

2. During the period in which I was responsible for the direct supervision of instrument maintenance personnel (1976 through 1982) there was never any attempt to suppress identification of problems. Furthermore, as a matter of principle and practice, discovery and identification of problems was encouraged.

3. In addition, where practicable, personnel identifying problems were given the opportunity to be involved in their resolution by participating in such activities as making necessary repairs, revising procedures, and writing design comments and recommendations.

DATED: March 19, 1984

M.W. Stephens

Subscribed and sworn to
before me this 19th day
of March, 1984

Wendy Sproul

Wendy Sproul
Notary Public in and for the
County of San Luis Obispo
State of California.
My commission expires
June 30, 1986

OFFICIAL SEAL
WENDY SPROUL
NOTARY PUBLIC - CALIFORNIA
SAN LUIS OBISPO COUNTY
My comm. expires JUN 30, 1986

EXHIBIT NO. 10

Pullman Power Products Corporation

Diablo Canyon Nuclear Project
Post Office Box 367
Avila Beach, California 93424
Telephone (805) 595-2356

April 11, 1983

P. Steiger/John Ryan
Resident Construction Manager

SUBJECT: ALLEGED THREATS BY CRAFT PERSONNEL ON QC INSPECTOR (STEVE HOPPER).

On April 7, 1983 Mr. Hopper came back on the jobsite in the early afternoon to turn in his resignation. The circumstances leading to this decision were discussed at length, first with Joe Watson (QC Leadman), Pat Watson (UA Steward), Frank Lyauty (Assistant QA/QC Manager) and myself. The conversation was basically identical as described in Mr. Hopper's letter of 4/7/83. Mr. Hopper was told that these conditions would not be tolerated and there would be no need for him to resign, and the situation would be brought to the attention of Pullman Power Products site management.

Shortly after our discussion, Mr. Hopper was requested to reiterate his concerns in your presence. Construction Superintendent, R. Faull was in attendance with all parties mentioned above with the exception of Joe Watson. Mr. Hopper's story was basically the same as previously stated. Mr. Faull was requested to investigate the situation with the night shift supervision. Mr. Hopper was again told by Management, that these conditions would not be tolerated and if need be, he would be transfered to the day shift, or to a different area, or could take a few days off until the situation was investigated and resolved. Mr. Hopper elected to implement his resignation.

Mr. Hopper indicated that he had written a letter which he intended to bring with him, but had forgotten it. He indicated he would send me a copy.

The next day, I was informed that two of the Craft Personnel involved had indeed not maintained the preheat, as stated by Mr. Hopper and were subsequently terminated.

Occasionally, differences of opinion and personality conflicts do occur, which are handled on a case-by-case basis. There are no instances known to me where intimidation or threats are tolerated by QC, QC Leadman, myself or Management. Conditions outside of procedure tolerances are either corrected at the time of discovery, or through the documentation required by the QA Program.

Harold Karner
QA/QC Manager

HK:jg
cc: R. Etzler

EXHIBIT NO. 11

To: QA/QC Manager
RPP Project Manager

1/2
~~March~~ April 12, 1983
3/9/84

From: R. Velasquez
Q.C Leadman Unit II
Night Shift.

Reference to the said threats directed at Pullman Power Products Q.C. Inspector: Steve Hopper.

On the day of the said threats Steve had, during the course of an interpass inspection, found a weld below min. interpass temperature. ~~the~~ Upon finding this discrepency he instructed the responsible crafts people in the area to stop work for this reason. A DCN was initiated and the work was placed "on hold".

During the course of the shift Steve informed me of the threats he had recieved. I then instructed him to leave his work area for the remainder of the shift, which he did. At the beginning of the next shift I stationed Steve in the same work area, (Containment II), and ~~again~~ instructed him to proceed with his normal inspections but to be cautious especially in the area which he had been threatened at. I also told him to inform me immediately if he were threatened or ~~harassed~~ harassed again. Later on in the shift he informed me of further harassment, (about him being in the way of the filter). It was then that Steve & I went to the area which he was harassed/threatened to determine if it was undue, which was the case. I then approached the foreman of the problem, we told him that Steve was only doing his job & that his men should not take Steve's inspections personally. We also told him that we would not tolerate any

further threats or harassments. I then instructed Steve again to proceed with his inspections cautiously and to keep me informed of any further incidents of threats or harassments. To my knowledge there were no more incidents that shift. The next shift was without incident of threat or harassment to my knowledge. At the return of the next shift I was informed of the vandalism which had occured to Steve's tires and of his resignation.

It must be noted that I was never present when the said threats and/or harassments occured. Also that no other inspectors had encountered any personal problems with the alleged crafts people, except that their workmanship was often not to acceptable standard.

P.S. This letter has been written by request of the QA/QC Manager and should be kept confidential.

Robert Velasquez 4/12/83
Swing Shift Leadman Q.C.
Unit II

4-7-83

EXHIBIT NO. 12

Attention H. Karner

Reference our discussions today between 1230 pm & 130 pm and upon receipt of the mentioned letter of resignation which I have accidently left at home, this and the following aforementioned letter to be sent to P.P.P. upon my return home today; I confirm my intent to dissolve my employment with PPP as a QC Inspector/Level II.

I am truely sorry about this as everyone (leads, training coordinator, QC mgr etc) has been very helpful and courteous during my employment.

Sincerely

Steven T. Hopper

Steven T. Hopper

564-72-3490