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12/16/83

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

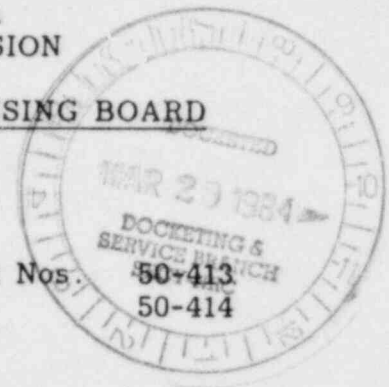
BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)
DUKE POWER COMPANY, et al.)
(Catawba Nuclear Station,)
Units 1 and 2))

Docket Nos.

50-413

50-414



TESTIMONY OF THOMAS H. MULLINAX
CONCERNING MR. LANGLEY'S ALLEGATIONS PERTAINING
TO ALLEGED HARRASSMENT OF WELDING INSPECTORS

1 Q. STATE YOUR NAME AND BUSINESS ADDRESS.

2 A. Thomas H. Mullinax, Duke Power Company, Catawba Nuclear
3 Station, P.O. Box 223, Clover, South Carolina, 29710.

4

5 Q. STATE YOUR PRESENT JOB POSITION WITH DUKE POWER
6 COMPANY AND DESCRIBE THE NATURE OF YOUR JOB.

7 A. I am a Steelworker Foreman. I supervise a crew of 14 - 20 men
8 involved in erecting structural steel, fabrication and installing
9 miscellaneous steel, and rigging and setting equipment. This work
10 includes erecting and fitting containment shell plate.

11

12 Q. WHAT OTHER JOBS HAVE YOU HELD WITH DUKE POWER?

13 A. I started working for Duke Power in 1956 as a steelworker. I left
14 the Company in 1968 for four years and returned in 1972 as a
15 steelworker. I became a foreman in 1973.

16

17 Q. ARE YOU FAMILIAR WITH THE ALLEGATIONS OF MR. LANGLEY
18 THAT HE AND ANOTHER INSPECTOR WERE INTIMIDATED BY THE
19 CRAFT FOREMAN WORKING ON THE PERSONNEL AIR LOCKS?

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G

1 A. I do not recall any incident that a Mr. Langley was involved in. I
2 was involved in an incident with Lindsay Harris, another welding
3 inspector.

4
5 Q. DESCRIBE THE INCIDENT WITH LINDSAY HARRIS.

6 A. The men under my supervision engaged in fitting-up the personnel
7 air lock to the containment shell plate came to me and informed me
8 that an NCI was going to be written on the work they were
9 performing. I asked why, and to the best of my knowledge the
10 men informed me that the inspector (Lindsay Harris) said that they
11 had welded on the plate without preheating it. My crew claimed
12 that they had preheated it; had told the inspector they had
13 preheated; that the inspector had called them a liar; they were not
14 going to take that and would knock his teeth down his throat if he
15 did it again, or words to that effect.

16
17 I talked with Lindsay Harris, and to the best of my recollection,
18 he told me that the men had welded without preheating and that the
19 men had called him a liar first. Lindsay and I argued about the
20 incident. I cannot recall what was said during the argument, but
21 I believe it centered on who was right and who was wrong about
22 whether the preheat had been made. The inspector and I agreed to
23 go see each of our supervisors. We were walking to the offices
24 when I conveyed to Lindsay the feelings of the men about being
25 called a liar and told him, as best as I can recall, that if
26 he continued to call the men liars that he would get his teeth
27 knocked in. We continued to our respective supervisors' offices,

1 and I informed my supervisor, Mr. W. K. Henry, of the incident
2 and related to him what had taken place. Mr. Henry and I went
3 to the job superintendent's office and and to the best of my
4 recollection, informed Mr. Ralph Morrison of the events up to
5 that point.

6
7 As best as I can recall, we were told to come back the first thing
8 next morning due to the lateness of the hour. As best as I can
9 recall, Mr. Henry and I and one or both of the crew members
10 involved went to the superintendent's office the next morning to
11 discuss the incident. We related what had happened to the people
12 at the meeting, but I don't recall who was there. As best as I
13 can recall the incident was discussed but I can't recall exactly
14 what was said.

15
16 I believe it was the next day, I can't recall exactly, that I was
17 called to Mr. Cecil Wall's office. He was the Job Superintendent.
18 I was asked by him what had happened and I told him. I can't
19 recall whether Mr. Henry was with me at that meeting or not, but
20 Mr. S. O. Shelby, the Steelworker craft superintendent, was on
21 vacation. Mr. Wall had Mr. Shelby called to come in from vacation.
22 Mr. Wall, Mr. Shelby , and I met, but I can't recall who else was
23 there at the meeting. I don't recall exactly what Mr. Wall and
24 Mr. Shelby said to me, but the message I got from the meeting was
25 that is was a very serious matter to attempt to intimidate or to
26 threaten an inspector and that such things would not be tolerated.

1 I told Mr. Wall that I was not threatening or trying to intimidate
2 the inspector but was advising him of the way some of my men felt
3 about being called a liar. I informed my men that any questions
4 arising during the course of an inspection were to be brought to
5 me immediately and that there should be no arguing by the
6 craftsmen with the inspectors. I don't recall exactly when, but
7 later I informed the crew that arguments with inspectors were to
8 be avoided; that no threats or intimidation would be tolerated,
9 that all questions should be brought to me. I do not remember
10 whether I talked to the two craftsmen separately or with the
11 whole crew, but this message was give to them.

12

13 Q. WHAT INSTRUCTIONS HAVE YOU BEEN GIVEN CONCERNING THE
14 CRAFT'S RELATIONSHIP WITH INSPECTORS?

15 A. I have been instructed on numerous occasions that there was to be
16 no arguing with the inspectors. That any threats or intimidations
17 would be considered very serious and dealt with accordingly. That
18 any questions arising that could not be solved without arguing were
19 to be taken to higher management to be resolved.

20

21 I have been instructed to maintain an attitude of cooperation with
22 the inspectors as well as the other Crafts. I have been instructed
23 to work with and assist inspectors in performing their duties and
24 to perform rework if necessary to bring the work into compliance
25 with the inspection requirements.

- 1 Q. HAVE THESE SAME INSTRUCTIONS BEEN GIVEN TO YOUR CREW?
- 2 A. These same instructions have been given to the crew members.

NUCLEAR REGULATORY COMMISSION
Docket No. 50-413 NRC File No. 101
In the matter of Catawba
Staff ✓ IDENTIFIED ✓
Agency ✓ EMPLOYED ✓
Inspection ✓
Complaint ✓
Other ✓
Reporter Mary Summe DATE 12/14/83

101
CYP #

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NUCLEAR REGULATORY COMMISSION

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NUCLEAR REGULATORY COMMISSION
Docket No. 50-413 OFFICIAL FILE No. 100
In the matter of Catawba
Staff ✓
Applicant ✓
Interested ✓
Gen. & Off. ✓
Consultant ✓
Other ✓
Reporter Mary Ammono
DATE 12/16/83
VIL:RCS ✓