

Bob Graham
Florida

United States Senate
Washington, D.C.

Date 12/02/91

Mr. Carlton Kammerer, Director
U.S. Nuclear Regulatory Commission
Office of Congressional Affairs
Washington, DC 20555

Enclosed is a letter from one of my constituents who has concerns which come under the jurisdiction of your agency.

I would appreciate your reviewing this situation and providing me with an appropriate response. Please direct your reply to:

Becky Liner
Office of Senator Bob Graham
P.O. Box 3050
Tallahassee, FL 32315

904/681-7726

Your cooperation and assistance are appreciated.

With kind regards,

Sincerely,



United States Senator

Constituent's Name: Regino Diaz-Robinas

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SENATOR BOB GRAHAM

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MIAMI DISTRICT OFFICE

5832 SE Riverboat Drive
Stuart, Florida 34997
(407) 288-2867
October 30, 1991

Senator Bob Graham
44 West Flagler Street
Suite 1715
Miami, Florida 33131

Attention: Ms. Lula Rodriguez

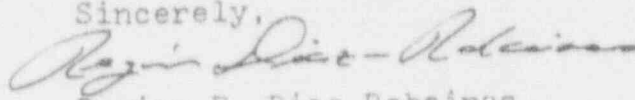
Dear Senator Graham:

I believe we have a serious problem with the current management of Florida Power and Light and their disregard for Nuclear Safety in the operation and Engineering support of Turkey Point. I understand the need our Nation has for energy sources other than traditional fossil fuels to sustain economic growth and independence. Nuclear power must remain a necessary component of that growth strategy. Clearly, it is also important to understand that Nuclear power carries with it special risks that require rigorous controls and responsibility in its use. I am concerned that FPL Management has not exercised this control responsibly.

Enclosed please find a copy of a statement I read during an October 28 newsconference in Miami. I would appreciate an opportunity to discuss these concerns with you, in person, if this is possible. Based on my six-hour meeting with NRC representatives from Atlanta, on October 23, and information that I have obtained from inside FPL, I am worried by the manner by which the NRC investigation appears to be proceeding. Ms. Joette Lorion, who was also present at the referenced meeting, can confirm that one of the NRC representatives seemed to suggest or anticipate what the result of the inquiry would be even before the actual investigation had commenced. Some of the Engineers within FPL being questioned by the Commission this week have reported to me that questioning is structured very narrowly, not allowing or encouraging much room for candid discussion of the issues. Moreover, FPL Management has issued declarations (attached) that appear to discourage openness on the part of interviewees.

Against this background, I believe that it is important that your office be kept up-to-date on the progress of the NRC investigation, and that I be given, prior to a final issuance of the NRC report, an opportunity to discuss and if necessary dispute any possible discrepancies.

Sincerely,


Regino R. Diaz-Robainas

Enc.

Senator Graham,

The attached letter was distributed among IRL Engineers and other personnel in time to coincide with the beginning of NRC interviews of employees which began on October 28. Although the letter ostensibly refers to legal proceedings, and not specifically to the NRC investigation, there is a spurious distinction for an employee worried about his job before the massive impending lay-offs that have been recently announced for the Nuclear side of the Company and who is urged "not to discuss the matter further". Moreover, several of the NRC issues being discussed are inseparable from the matters affected by the legal proceedings - coercion of Engineers, SPEAK-OUT, etc.

Incidentally, DOL rules do not permit us to use subpoenas or court orders during their investigation.

Reginald Diaz-Adair



To: John Hosmer

Date: 10/25/91

From: Law Department

Re: REGINO DIAZ-ROBAINAS V. FPL, (MATTER NO. 19128)
MARK KLEIMAN V. FPL, (MATTER NO. 19101)

You have informed me that FPL employees have received telephone calls from Mr. Diaz-Robainas and from Mr. Kleiman concerning the giving of testimony in the above-referenced matters. You ask for guidance as to how employees should respond to such inquiries.

FPL's long-standing practice has been that the giving of any information or testimony in legal proceedings will occur only pursuant to a valid subpoena or a court order. Accordingly, any FPL employees contacted by the principals in these proceedings may respond to such calls with the foregoing statement. I urge our employees not to discuss the matter further, in the interest of fairness to both sides in these proceedings.

If any employees are contacted by lawyers, they should have no discussions with the lawyers and should immediately refer the lawyers to me (694-3846).

Please let me know if you have other questions or concerns.

Cordially,

Steven Carr
Senior Attorney

SC/dag

bcc: James S. Bramnick, Esq.