

# SHAW, PITTMAN, POTTS & TROWBRIDGE

A PARTNERSHIP OF PROFESSIONAL CORPORATIONS

1800 M STREET, N. W.

WASHINGTON, D. C. 20036

(202) 822-1000

TELECOPIER

(202) 822-1099 & 822-1199

RAPIFAX 100

(202) 822-1072

TELEX

89-2693 (SHAWLAW WSH)

CABLE "SHAWLAW"

VIRGINIA OFFICE

1501 FARM CREDIT DRIVE

MCLEAN, VIRGINIA 22102

JOHN F. DEALY\*

B. SCOTT CUSTER, JR.

RICHARD S. BEATTY

COUNSEL

JOHN M. BRYSON, II\*  
GEORGE F. ALBRIGHT, JR.\*\*  
DAVID J. CYNAMON  
JACK A. HORN\*  
LOUISE A. MATHEWS  
SETH H. HOOGASIAN  
SHEILA MCC. HARVEY  
DELISSA A. RIDGWAY  
KENNETH J. HAUTMAN  
DAVID LAWRENCE MILLER  
FREDERICK L. KLEIN  
STEVEN P. PITLER  
RICHARD J. PARRINO  
ELLEN A. FREDER  
ROBERT C. BOEHM  
MARIE N. DOLAND\*  
THOMAS C. HILL  
DIANE E. BURKLEY\*  
L. DUANE CHEEK  
MICHAEL K. MADDEN  
HANNAH E. M. LIEBERMAN  
JUDITH A. SANDLER  
ANDREW D. ELLIS  
RICHARD A. SAMP  
THOMAS E. CROCKER, JR.  
VICKI R. HARDING  
PETER J. FERRARA  
HELEN TORELLI  
MARTHA BOONE ROWAN\*\*  
KENNETH R. MILLER

JOHN H. MORE  
WENDELIN A. WHITE  
STANLEY M. BARG  
LESLIE K. SMITH  
VIRGINIA S. RUTLEDGE  
KATHERINE P. CHEEK  
TRAVIS T. BROWN, JR.  
STEPHEN B. HEIMANN  
SANDRA E. BRUSCA  
JILEEN L. BROWNELL  
PAMELA H. ANDERSON  
ALEXANDER D. TOMASZCZUK  
JEFFREY J. A. GIBBS  
LAURENCE W. COHEN  
DEREK W. LINDEN  
PHILIP D. PORTER  
MICHAEL A. SWIGER  
ELLEN SHERIFF  
ANITA J. FINKELSTEIN  
DAVID R. SAHR  
C. BOWDOIN TRAIN  
JEFFREY W. KAMPELMAN  
KENNETH A. GALLO  
DAVID R. LEWIS  
A. PATRICK LEIGHTON III\*  
KENNETH D. AUERBACH  
ALAN D. WASSERMAN  
DAVID K. RYAN  
RICHARD K. A. BECKER  
WILBERT WASHINGTON II  
DOROTHEA W. DICKERMAN

\* NOT ADMITTED IN D.C.  
\* ADMITTED IN VIRGINIA

RAMSAY D. POTTS, P.C.  
STUART L. PITTMAN, P.C.  
GEORGE F. TROWBRIDGE, P.C.  
STEPHEN D. POTTS, P.C.  
GERALD CHARNOFF, P.C.  
PHILLIP D. BOSTWICK, P.C.  
R. TIMOTHY HANLON, P.C.  
GEORGE M. ROGERS, JR., P.C.  
FRED A. LITTLE, P.C.  
JOHN B. RHINELANDER, P.C.  
BRUCE W. CHURCHILL, P.C.  
LESLIE A. NICHOLSON, JR., P.C.  
MARTIN D. KRALL, P.C.  
JAY E. SILBERG, P.C.  
BARBARA M. ROSSOTTI, P.C.  
GEORGE V. ALLEN, JR., P.C.\*  
FRED DRASNER, P.C.  
R. KENLY WEBSTER, P.C.  
NATHANIEL P. BREED, JR., P.C.  
MARK AUGENBLICK, P.C.  
ERNEST L. BLAKE, JR., P.C.  
CARLETON S. JONES, P.C.  
THOMAS A. BAXTER, P.C.  
SHELDON J. WEISEL, P.C.  
J. PATRICK HICKEY, P.C.  
J. THOMAS LEHART, P.C.  
STEVEN L. MELTZER, P.C.  
DEAN D. AULICK, P.C.  
JOHN ENGEL, P.C.\*  
C. THOMAS HICKS III, P.C.\*

CHARLES S. TEMKIN, P.C.  
STEPHEN B. HUTTLER, P.C.  
WINTHROP N. BROWN, P.C.  
JAMES B. HAMLIN, P.C.  
RANDAL B. KELL, P.C.  
ROBERT E. ZAHLEN, P.C.  
ROBERT B. ROBBINS, P.C.  
STEVEN M. LUCA, P.C.  
DAVID M. RUBENSTEIN, P.C.  
MATIAS F. TRAVIESO-DIAZ, P.C.  
VICTORIA J. PERKINS, P.C.  
JOHN H. ONEILL, JR., P.C.  
JAY A. EPSTEIN, P.C.  
JEFFERY L. YABLON, P.C.  
JACK MCRAE, P.C.\*  
ELISABETH M. PENDLETON  
HARRY H. GLASSPIEGEL  
THOMAS H. MCCORMICK  
WILLIAM P. BARR\*  
CHARLES H. MONTANGE  
JEAN M. GALLOWAY\*  
JOHN L. CARR, JR.  
PHILIP J. HARVEY  
ROBERT M. GORDON  
BONNIE S. GOTTLIEB  
HOWARD H. SHAFFERMAN  
DEBORAH B. BAUSER  
SCOTT A. ANENBERG  
CAMPBELL KILLEFER  
PAUL M. THOMAS

September 18, 1984 (202) 822-1215

Administrative Judges  
Gary J. Edles, Chairman  
John H. Buck  
Christine N. Kohl  
Atomic Safety and Licensing Appeal Board  
U.S. Nuclear Regulatory Commission  
Washington, D. C. 20555

In the Matter of  
Metropolitan Edison Company  
(Three Mile Island Nuclear Station, Unit No. 1)  
Docket No. 50-289SP

Dear Chairman Edles and Administrative Judges Buck and Kohl:

In accordance with our practice of notifying the Appeal Board, the Licensing Board, and the parties of changed circumstances or new information on issues of interest, Licensee hereby provides a memorandum prepared by Mr. H. Hukill, Vice President & Director, TMI-1, dated September 17, 1984. The memorandum memorializes the actions taken by Mr. Hukill towards Mr. GG. As indicated in the memorandum, Mr. Hukill has discussed the matters of concern with Mr. GG; however, it was Mr. Hukill's judgment that a formal reprimand would be inappropriate.

Sincerely,

*Deborah B. Bauser*

Deborah B. Bauser  
Counsel for Licensee

8409210266 840918  
PDR ADOCK 05000289  
G PDR

DBB:jah  
Enclosure  
cc: Service List

DS03

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter	)	
	)	
METROPOLITAN EDISON COMPANY	)	Docket No. 50-289 SP
	)	(Restart Remand on Management)
(Three Mile Island Nuclear	)	
Station, Unit No. 1)	)	

SERVICE LIST

Nunzio J. Palladino, Chairman  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Thomas M. Roberts, Commissioner  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

James K. Asselstine, Commissioner  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Frederick Bernthal, Commissioner  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Lando W. Zeck, Jr., Commissioner  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Administrative Judge  
Gary J. Edles, Chairman  
Atomic Safety & Licensing Appeal  
Board  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Administrative Judge  
John H. Buck  
Atomic Safety & Licensing Appeal  
Board  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Administrative Judge  
Christine N. Kohl  
Atomic Safety & Licensing Appeal  
Board  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Administrative Judge  
Ivan W. Smith, Chairman  
Atomic Safety & Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Administrative Judge  
Sheldon J. Wolfe  
Atomic Safety & Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Administrative Judge  
Gustave A. Linenberger, Jr.  
Atomic Safety & Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Docketing and Service Section (3)  
Office of the Secretary  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Atomic Safety & Licensing Board  
Panel  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Atomic Safety & Licensing Appeal  
Board Panel  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Jack R. Goldberg, Esq. (4)  
Office of the Executive Legal  
Director  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Thomas Y. Au, Esq.  
Office of Chief Counsel  
Department of Environmental  
Resources  
505 Executive House  
P.O. Box 2357  
Harrisburg, PA 17120

Mr. Henry D. Hukill  
Vice President  
GPU Nuclear Corporation  
P.O. Box 480  
Middletown, PA 17057

Mr. and Mrs. Norman Aamodt  
R.D. 5  
Coatesville, PA 19320

Ms. Louise Bradford  
TMI ALERT  
1011 Green Street  
Harrisburg, PA 17102

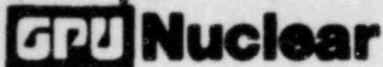
Joanne Doroshow, Esquire  
The Christic Institute  
1324 North Capitol Street  
Washington, D.C. 20002

Lynne Bernabei, Esq.  
Government Accountability  
Project  
1555 Connecticut Avenue  
Washington, D.C. 20009

Ellyn R. Weiss, Esq.  
Harmon, Weiss & Jordan  
2001 S Street, N.W., Suite 430  
Washington, D.C. 20009

Michael F. McBride, Esq.  
LeBoeuf, Lamb, Leiby & MacRae  
1333 New Hampshire Avenue, N.W.  
Suite 1100  
Washington, D.C. 20036

Michael W. Maupin, Esq.  
Hunton & Williams  
707 East Main Street  
P.O. Box 1535  
Richmond, VA 23212



## Memorandum

'84 SEP 19 11:24

Subject: ALAB-772 RECOMMENDATION CONCERNING GG

Date: September 17, 1984

From: H. D. Hukill -  
Vice President & Director, TMI-1Location: TMI - Trailer #122  
File: Personnel - General  
9000-84-308

To: File

I have given considerable thought regarding the ALAB's comment in footnote 42 of ALAB-772, dated May 24, 1984, that GG be issued a formal reprimand as was done for Shipman. I have reached the conclusion that a formal reprimand is not appropriate in this case based on the following considerations:

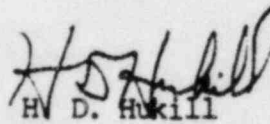
- GG continues to deny any involvement in cheating, whereas Shipman openly admitted his involvement.
- The evidence, although indicating that possible cooperation and cheating did take place, is inconclusive that GG himself, in fact, cheated.
- Both the Special Master's and the ASLB's reports recommended no sanctions against GG.
- Almost three years have passed since the initial investigations were conducted into the cheating matter. To issue a letter of reprimand, which is a much more severe form of discipline than many believe, would serve no useful purpose this long after the fact. Discipline should be applied as a deterrent, and no additional deterrent is needed in this case nor would it be appropriate after such a long period of time.
- Effective discipline is applied in a timely, fair, and consistent manner. The issuance of a formal reprimand to GG at this time would not meet this criteria.
- GG's performance as a Shift Foreman and Shift Supervisor has been adequate in all respects over the past three years. He is considered to be a competent, professional, and valuable member of the staff.
- Issuing a letter of reprimand to GG at this point in time, in my opinion, would indicate a lack of integrity on my part since I do not agree with this proposed action and consider the basic principles upon which it is based wrong from a leadership aspect. This action on my part would certainly and justifiably reduce my credibility with the personnel in my division, especially the licensed operators.



September 17, 1984  
3000-84-308

I did consider it appropriate, in view of the comments in ALAB-772, to discuss the matter with GG and ensure he fully understands the seriousness of the entire cheating episode and the importance of implementing the rules to prevent such events, both in training and in all matters pertaining to the operation and maintenance of the plant. I also wanted to assure myself that GG clearly understands the meaning and importance of honesty and integrity, and that these attributes are absolutely essential ingredients for the operation of a nuclear power plant. In his position as a supervisor they take on even more importance - not only must he demonstrate these qualities, but also he must ensure that the people working for him understand them and apply them in every facet of plant operation and maintenance.

I interviewed GG on August 29, 1984. We discussed the cheating event and the circumstances surrounding it in detail. We also discussed the Unit 2 leak rate issue (Hartman allegation) and the impact and seriousness of the actions and performance associated therewith on the operation of a nuclear plant. GG clearly acknowledges and accepts that the Company has established new rules, guidelines, and policies for the conduct of training and examinations associated therewith. GG indicated to me that he clearly understands, supports, and enforces absolute integrity and honesty, not only in training, but in all matters relating to plant operation and maintenance. He also understands the added responsibility he carries in this matter as a supervisor. In his words, the entire environment in which we work and train has improved dramatically.



H. D. Hukill

Vice President & Director, TMI-1

HDH/pjl

cc: P. R. Clark - President  
GG