

FEB 02 1993

Official

Docket No. 70-1201
License No. SNM-1168

B&W Fuel Company
Commercial Nuclear Fuel Plant
ATTN: Mr. C. W. Carr
Plant Manager
Post Office Box 11646
Lynchburg, Virginia 24506-1646

Gentlemen:

SUBJECT: ALLEGED DISCRIMINATION AGAINST AN EMPLOYEE FOR HAVING ENGAGED IN
PROTECTED ACTIVITIES

This refers to your letters dated October 1 and October 19, 1992, in response to our letter dated September 11, 1992, concerning the alleged discrimination of an employee for having engaged in protected activities. The Complainant alleged that he had been terminated from his employment because he had been identifying problems related to the radiation safety program.

Based on our review of the complaint, the information provided in your responses and NRC inspection findings and observations, we have concluded that the employee was not terminated for raising safety concerns. Accordingly, no enforcement action will be taken in this case.

No response to this letter is required. In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter will be placed in the NRC Public Document Room.

Sincerely,

Original Signed By:
Stewart D. Ebnetter

Stewart D. Ebnetter
Regional Administrator

cc: Robert B. Strobe, M.D., M.P.H.
State Health Commissioner
Office of the Commissioner
Virginia Department of Health
P. O. Box 2448
Richmond, VA 23218

Commonwealth of Virginia

bcc: J. Lieberman, OE
R. Cunningham, NMSS
J. Goldberg, OGC
Document Control Desk
License Fee Management Branch

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PDR ADOCK 07001201
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B&W Fuel Company

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bcc: U.S. Nuclear Regulatory Commission
ATTN: NRC Resident Inspector
Mail Code 42
P. O. Box 785
Lynchburg, VA 24505-0785

*see previous page for concurrence
RII*

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GRJenkins
1/ /93

CFEvans
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JPStohr
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LAReyes
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Stewart D. Ebner
Regional Administrator

*see previous page for concurrence

RII

GRJenkins
1/28/93

RII*

CFEvans
1/28/93

RII

JPStohr
1/28/93

RII

LAReyer
1/29/93