

5-02-021

GOVERNMENT ACCOUNTABILITY PROJECT

Institute for Policy Studies

1901 Q&e Street, N.W., Washington, D.C. 20009

(202) 234-9382

September 1, 1983

Mr. Jack Martin
Administrator, Region V
Nuclear Regulatory Commission
1450 Maria Lane
Walnut Creek, CA

Dear Mr. Martin:

I am writing to summarize my impressions and requests of you at our meeting last Wednesday, August 24, 1983.

First, with regard to the NRC's investigation of Earl Kent's allegations:

1) It appears that an O.I. investigator from Region III forwarded to Owen Shackleton smear articles regarding the Institute for Policy Studies, of which the Government Accountability Project, Mr. Kent's counsel, is a part. I requested that you distribute responses of the Institute to these smear articles. These responsive articles are attached to this letter.

2) I requested that Region V and the Office of Investigation apologize to Mr. Kent for its handling of his allegations, including the incidents described in Ms. Garde's letter of June 20, 1983.

3) I requested that given the destruction of documents responsive to GAP's request for documents related to the Kent investigation, you ensure that procedures be set up to ensure destruction of documents and/or evasion of FOIA procedures does not take place in the future.

I also spoke to you about GAP's current FOIA request to the NRC for documents related to its investigation/inspection of Robert Gunderson's allegations. GAP has yet to receive one responsive document and has been forced to file suit in federal court. I told you that after communicating with certain Region V inspectors I understand there is some reluctance to produce the documents. I requested that you review Region V's response to our request.

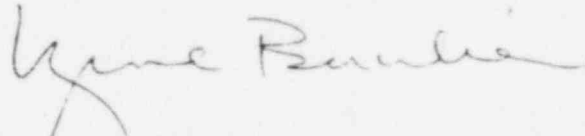
Unfortunately we did not have an opportunity to discuss the specific inspections of Mr. Gunderson's allegations. I understand however that Region V was responsible for the special inspections of Mr. Gunderson's allegations which I critiqued in my letter of July 14, 1983 to the Commission. I certainly welcome any response to my criticisms at any time.

Mr. Jack Martin
Administrator, Region V, NRC
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Finally, both Jill Morrison and I await the result of your inspection of the workers' allegations we described for you at that meeting. Both Ms. Morrison and I believe most of the allegations were sufficiently specific that Region V can investigate them. However, we have offered to consult with Region V and to contact the workers who forwarded these allegations to us if you believe the allegations need to be more specific.

I believe the August 24 meeting was a good start to a better working relationship between Region V and the Government Accountability Project and the Palo Verde Intervention Fund. As you saw from the afternoon meeting with concerned community groups, distrust of the NRC and Region V runs deep and will take a long time to change. However, as I stated before, I remain hopeful that we can over time begin to trust that the NRC will respond effectively to allegations of nuclear workers risking their jobs to protect the public health and safety.

Sincerely yours,



Lynne Bernabei

pdc

cc: Jill Morrison

Enclosures

bcc w/o encls:

5-82-009

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INVESTIGATION STATUS RECORD

INSTRUCTIONS: This form is to be completed whenever significant activity has occurred relative to a case or at least every 30 days. If no change has occurred during the 30 day reporting period, indicate "No Change" in the status block. Keep the original with the case file and send one copy to Headquarters Office of Investigations.

CASE NUMBER 5-82-021	CATEGORY				OFFICE San Francisco
	<input checked="" type="checkbox"/>	O - OPERATING REACTOR	<input type="checkbox"/>	I - INDIVIDUAL LICENSEE	
	<input checked="" type="checkbox"/>	C - REACTOR UNDER CONSTRUCTION	<input type="checkbox"/>	M - MATERIALS/FUEL	
	<input type="checkbox"/>	V - VENDOR	<input type="checkbox"/>	X - OTHER	
ASSIGNED TO P.V. Joukoff		SUBJECT Alleged inadequate welding on safety related systems at San Onofre, Units 1, 2, and 3			
STATUS (Specify date, and provide a brief description)					

10-29-82

At the request of RV, OISFFO has conducted three interviews of individuals involved in this case. OISFFO also assisted RV inspectors in bringing the alleged on site to identify alleged deficiencies. RV has the lead in this case and OISFFO anticipates no further action.

 CLOSED