

September 25, 1995

MEMORANDUM TO: Carolyn F. Evans, Regional Counsel  
Region II

FROM: William J. McNulty, Director  
Office of Investigations Field Office, Region II

SUBJECT: ST. LUCIE NUCLEAR PLANT: ALLEGED DISCRIMINATION AGAINST AN  
I&C TECHNICIAN FOR REPORTING SAFETY CONCERNS (CASE NO. 2-95-  
008/RII-95-A-0026)

Attached for your review is a letter from the alleged in this matter, Gary L. PHIPPS. The letter documents PHIPPS' complaint to the U.S. Department of Labor (DOL) that he was illegally discriminated against by the respondent and NRC licensee, Florida Power & Light Company. Mr. PHIPPS' letter was also provided to Region II EICS and it is possible you may have reviewed it previously.

By letter dated September 8, 1995, the DOL Wage & Hour Division notified counsel for the respondent that the Wage & Hour Division found that protected activity by PHIPPS was "a factor" in the perceived discriminatory treatment PHIPPS claims to have suffered. A copy of the Wage & Hour letter is also attached.

By mutual agreement with the alleged, he was not previously interviewed by OI pending the outcome of the Wage & Hour investigation. It would be appreciated if you would provide this office with your assessment of the alleged's allegation(s) as contained in his complaint.

The OI investigator assigned to this case is James Dockery.

Attachments: As stated (2)

Distribution:

s/f (2-95-008)

c/f

JDDockery:pat:09/25/95:disk - Doc 2:doc name - RCRQST5.008

OFFICE	OI:RII	OI:RII							
NAME	JDDockery	WJMcNulty							
DATE	09/25/95	09/11/95							

OFFICIAL RECORD COPY

9702120014 970210  
PDR FOIA  
BINDER96-485 PDR

119