

January 13, 1997  
EN 97-004

OFFICE OF ENFORCEMENT  
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

Licensee: Tennessee Valley Authority (EA 95-199)

Docket Nos. 50-327, 50-328

Subject: PROPOSED IMPOSITION OF CIVIL PENALTY - \$100,000

This is to inform the Commission that a Notice of Violation and Proposed Imposition of Civil Penalty in the amount of \$100,000 will be issued on or about January 13, 1997, to the Tennessee Valley Authority. The action is based on a Severity Level I violation of 10 CFR 50.7 based on the licensee's discrimination of a former corporate manager of Chemistry and Environmental Protection, by a former Vice-President of Nuclear Operations, on April 5, 1993 when the manager was forced to resign from TVA because he had engaged in protected activities.

In accordance with the then current Enforcement Policy, a base civil penalty in the amount of \$100,000 is considered for a Severity Level I violation. The staff considered whether the licensee should be given credit for its corrective actions and determined that credit was not warranted in this case.

It should be noted that the licensee has not been specifically informed of the enforcement action. The schedule of issuance and notification is:

Mailing of Notice	January 13, 1997
Telephone Notification of Licensee	January 13, 1997

The State of Tennessee will be notified.

The licensee has thirty days from the date of the Notice in which to respond. Following NRC evaluation of the response, the civil penalty may be remitted, mitigated, or imposed by Order.

Contacts: M. Stein, OE, 415-1688 J. Lieberman, OE, 415-2741

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PRELIMINARY INFORMATION - NOT FOR PUBLIC DISCLOSURE UNTIL  
VERIFICATION THAT LICENSEE HAS RECEIVED ACTION

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PDR I&E  
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