



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

OFFICE OF THE
GENERAL COUNSEL

April 14, 2000

Charles F. Fuller, Esq.
McChesney & Dale, P.C.
Suite 222
4000 Mitchellville Road
Bowie, Maryland 20716

RE: Cheryl Borsky v. Guardian Insurance Co., Group Claim No.
3350; NRC File No. TR-00-02.

Dear Sir:

Enclosed is the Declaration of Michael Kaltman, which is submitted in response to your Affidavit and Request of February 25, 2000. This letter completes NRC action on TR-00-02 and this matter is now closed. Please feel free to call on us in the future with similar requests.

Sincerely,

A handwritten signature in cursive script that reads "Charles E. Mullins".

Charles E. Mullins
Senior Attorney

Enclosure: As stated

cc: Michael Kaltman

Template
OGC 444

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OGC 41

DECLARATION OF MICHAEL KALTMAN

I hereby declare that the following statements are true and correct to the best of my ability under penalty of perjury.

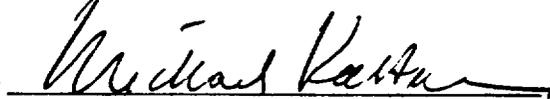
1. My name is Michael Kaltman and I make the following statements based upon my own personal knowledge or upon knowledge obtained in the course of my employment and relied upon by me in the performance of my duties.
2. I am employed by the United States Nuclear Regulatory Commission ("NRC") as a Senior Program Analyst.
3. As a Senior Program Analyst, I have managed approximately six contracts for the NRC during my career of 24 years.
4. My duties included developing the Statement of Work for the project, selecting the contractor, ensuring that the necessary funds were available, ensuring that the contractor met the project milestones on schedule, and monitoring the performance of the contractor.
5. In addition, I would provide some technical expertise in the development of the program under contract, depending on my level of technical expertise in that field.
6. During the period from October, 1996, through August, 1997, I was responsible for developing the Automated Inspection Reporting System (AIRS) Project at the NRC.
7. The AIRS Project was an attempt to capture information from reactor inspection reports in a database format. By having a single point of data entry, the NRC would have been able to create Executive Summaries, cover letters, notices of violation, and other attachments to the report using previously developed text, thereby creating efficiencies. In addition, having the report information in a database format would permit easy analysis of collected data. The AIRS phase of the project ended when it was determined that the existing, poor connectivity at reactor sites would not support the time required to prepare inspection reports.
8. I do not have any written records from that project that relate to Ms. Borsky, her performance, or her illness; therefore, the only information that I can provide with regard to those matters is based upon my memory of those events.
9. The contractor selected for the AIRS Project was The Centech Group, a computer technology company, and their employees

performed the actual work on the project under a contract with the NRC.

10. I relied upon the Centech Project Manager, Mr. Shalish Patel, to select and provide direct supervision of the various Centech personnel who were assigned to the project.
11. I had then -- and continue to have today -- great respect for Mr. Patel; I have never had a better Project Manager to work on a project under my management.
12. In approximately October, 1996, to the best of my memory, Mr. Patel informed me that he planned to assign Ms. Borsky to the AIRS Project on a permanent basis.
13. I did not object because I respected Mr. Patel's judgment.
14. Mr. Patel assigned Ms. Borsky as the chief point of contact between Centech and the NRC, and this assignment required me to deal with her on a regular basis to obtain information on the project's progress and to communicate the NRC's wishes to Centech.
15. I did not directly supervise Ms. Borsky, so I cannot provide an evaluation of her work, but development of the AIRS project progressed satisfactorily and expeditiously, including that portion of the work for which Ms. Borsky was responsible.
16. I am not aware of any problems or deficiencies associated with her work prior to the time of her illness, which started in late January or early February of 1997.
17. At some time during late January or early February of 1997, Ms. Borsky was absent from work on numerous occasions, apparently due to illness.
18. At or about the same time, the quality of her work when she was present appeared to deteriorate noticeably.
19. While I am not qualified to make a medical determination as to whether the illness caused her work to deteriorate, the deterioration of her work did occur more or less simultaneously with the onset of her illness, which occurred in late January or early February of 1997.
20. Ms. Borsky's absence and her poor productivity became a serious problem to me in terms of project management and I had to meet with Mr. Patel directly regarding the project's schedule and with Mr. Matt Thomas for day-to-day information regarding progress of the project.
21. On several occasions, I raised concerns about her absence and reduced productivity with Mr. Patel.

22. At some point during the spring of 1997, Centech asked my agreement to a reduced work schedule for Ms. Borsky and I agreed to that proposal.
23. In approximately August of 1997, Ms. Borsky left the AIRS Project.
24. I unexpectedly met Ms. Borsky briefly at a social function after her departure from the Centech position; otherwise, I have had no further communication with Ms. Borsky until I was asked to provide information about her work for this proceeding.

FURTHER DECLARANT SAYETH NAUGHT.

A handwritten signature in cursive script, appearing to read "Michael Kaltman", written over a horizontal line.

MICHAEL KALTMAN

Dated at Rockville, Maryland
this 13 day of April, 2000.