



**UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION II
SAM NUNN ATLANTA FEDERAL CENTER
61 FORSYTH STREET SW SUITE 23T85
ATLANTA, GEORGIA 30303-8931**

October 23, 2001

Department of Labor
Occupational Safety and Health
Administration
ATTN: Cindy A. Coe
Regional Administrator
61 Forsyth Street, SW
Atlanta, GA 30303

SUBJECT: REQUEST FOR PARTICIPATION

Dear Ms. Coe:

This letter is to formally request participation by the Occupational Safety and Health Administration (OSHA) staff in an upcoming meeting of the Nuclear Regulatory Commission (NRC) legal staff to be held in the Region II office on November 6 and 7, 2001. In particular, we would like to have one of your Regional investigators, who specializes in whistleblower complaints under the Energy Reorganization Act, make a presentation at the meeting regarding the OSHA investigatory process.

Based on discussions between Anne Boland of the NRC and Jenny Raposo of your staff, it is our understanding that Mr. Raymond W. Levitt, one of your discrimination investigators, will be available to participate in the meeting. As I indicated the meeting is of the NRC legal staff, who all have been involved in the NRC aspects of processing and assessing discrimination complaints and reviewing DOL findings on the same. They would be very interested in a discussion of the OSHA investigation process, the investigators' interface with DOL counsel during the investigative process, the role of mediation in the DOL process, perspectives on DOL's interface with NRC in discrimination matters, and any current trends or challenges in the discrimination area. Tentatively, we have set aside Tuesday, November 6, 2001, from 1:00 p.m. - 3:00 p.m. for this discussion.

I appreciate your willingness to support this effort. I believe that it will be beneficial for both of our agencies to exchange information and understand the challenges facing us in the area of whistleblower discrimination.

If you have any questions or wish to discuss this further, please feel to contact me or Anne Boland of my staff at 404-562-4410.

Sincerely,

/RA/

Bruce S. Mallett
Acting Regional Administrator

cc: Regional Supervisory Investigator, OSHA
Raymond W. Levitt, OSHA

C. Coe

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