From: Charles R. Ogle
To: Dixon-Herrity, Jennifer
Date: 5/29/02 4:29PM
Subject: Re: Questions

I'll call you tomorrow.

>>> Jennifer Dixon-Herrity (Jennifer Dixon-Herrity) 05/29/02 04:13PM >>>
Do we have a copy of what was ARB'd? I, quite honestly see OI's point in not taking the case. It wouldn't have resulted in much. The only willful calls I am aware of being made outside of an OI report were made based on a licensee investigation report which made a willful call. We don't have enough information here to make such a call here. We have the licensee's word against the inspectors. The licensee acknowledged that what occurred was wrong and took actions to correct it. Are we proceeding in the right direction? The DPV was that the issue should have been cited rather than non-cited, not a question of whether the issue was willful. Is our approach meant to show an error was made at the ARB such that an OI investigation should have been initiated? Would it be a better tact to question how we should proceed when the corrective action process doesn't work? In this case, a second CR was definately in order to identify an incomplete investigation, then close scrutiny on the part of the inspectors or during a future PI&R inspection to verify that the corrective action process works.

Jen

B19

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Subject: Re: Questions
Creation Date: 5/29/02 4:29PM
From: Charles R. Ogle

Created By: CRO@nrc.gov

Recipients	Action	Date & Time
nrc.gov		
twf3_po.TWFN_DO	Delivered	05/29/02 04:29PM
JLD (Jennifer Dixon-Herrity)	Opened	05/30/02 06:55AM

Post Office	Delivered	Route
twf3_po.TWFN_DO	05/29/02 04:29PM	nrc.gov

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MESSAGE	1904	05/29/02 04:29PM

Options

Auto Delete:	No
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Notify Recipients:	Yes
Priority:	Standard
Reply Requested:	No
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