

RAS 6133 50-390 CIVP, et. al.

This report is authorized by Section 11 of the Fair Labor Standards Act and other Wage-Hour laws. While you are not required to respond, your cooperation is needed for the Wage Hour Division to make a determination of compliance under the applicable law(s). Your identity will be kept confidential to the maximum extent possible under existing law.

6/18/02

5-22-97

TVA/Chatt, TN

Mr. James Boyles

[Redacted]

[Redacted]

[Redacted]

[Redacted]

(Driver's license number - Do not request if number is same as Social Security number)

years of age, (was/have been) employed by Tennessee Valley Authority

Chattanooga, TN

for the approximate period from 1/80 to Present

as Senior Human Resource Consultant

Statement: In making the decision to transfer Wilson McArthur into the position of Manager Radiological and Chemistry Control. We reviewed all of the old position description and the new position description to see if there was a transfer of work. We did this on a lot of the positions that employees faced being laid off, to see if the new position was a transfer of work, in which the employee may qualify to be transferred into that position. That's what we did in McArthur case.

We went back to 1990 and 1994 position description and compared those position description to the new position description. The new position description was very similar in duties that McArthur past positions.

CLEAR REGULATORY COMMISSION

License No. 50-390 Official Exh. No. SAAP4

In the matter of _____

Staff IDENTIFIED

Applicant RECEIVED

Intervenor REJECTED

Other WITHDRAWN

DATE 6/18/02 Witness _____

Clerk BHM

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USNRC



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which he held.

1) 1990: Manager of Radcom Technical Programs in Operation Support.

2) 1994: Given a position description as Radcom Chemistry Manager.

Ben Casley and I made the decision that McBrath qualified to be placed in the position as Corporate Radiological and Chemistry Control. Before making the final decision I conferred with Naomi Lindsey, former Manager of Human Resource Operation of TVAN, she was my boss. I also conferred with McBrath, they both agreed with our decision, and McBrath was transferred into that position.

The reason we did not advertise the position was because of the preponderance of ^{the} new position that had the majority of McBrath's background duties. Therefore, we transferred him into the position and that is why we did not advertise the position. We did not look at his qualifications, we looked at the preponderance of his duties that he had performed.

I have read this statement
and it is correct

James Gough 5/28/97

Witness

K. Huntington

EXHIBIT 4

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