

8/5/2003

NOTE TO: FILE

FROM: Michael Vasquez

SUBJECT: TELECON WITH RICHARD BOOTH ON 8/5/2003

Mr. Booth, President of All Tech Corporation (EA-03-128), left a message with Mark Shaffer to please return his call. [Mark Shaffer and I had conducted an exit briefing with Mr. Booth yesterday.] Since Mark was out of the office, he asked me to return Booth's phone call.

Booth and I exchanged messages this morning. His voice mail to me told me he wanted a copy of the investigation report. I ended up making contact with Booth around 10:30 am. He told me he's concerned about this case that it might just be a big misunderstanding. He doesn't think Billy Berry's a bad person. He wanted a copy of the inventory record that Billy Berry was supposed to have shown to the inspectors in February 2002. I told him we don't normally keep records that licensees show to us. Booth questioned how we could be coming after Billy without it. He explained that when he questioned Berry over at All Tech, that Berry walked over to the files and showed him an inventory record. I told him, like we told him (at the exit) yesterday, that our concerns come from what he (Berry) told the inspectors and the records he showed them. Also, like we told him yesterday, that Berry admitted during his transcribed interview he misrepresented and lied to the inspector. We'll be writing him a letter with this information so that he can see where we're coming from.

Booth went on about how he thinks we are out to get Billy Berry and how he was a good person. I told him that we weren't out to get him, and that we're going on the information we have.

He said he was told by a friend to watch out for [REDACTED] that he's capable of killing him (Booth) and that [REDACTED] family is capable of killing him. Then, he told me that a couple of "punks" tried to run him over as he crossed a street near his office (implying that [REDACTED] may have hired them to kill Booth).

Booth is very frustrated that [REDACTED] got away with embezzling his company and nearly ruining it, and they're still walking the streets. Now, the NRC is going to finish the job and drive a nail into two small businesses based on rumors.

Booth said that he cornered Berry about this for a long time yesterday, and Berry's willing to take a lie detector test about whether he told the inspectors there were only 2 gauges. Booth wanted to know if our two inspectors would take a lie detector test. I reiterated what we told him yesterday that it's not just what he (Berry) told the inspectors - it's also the records he showed them, and that Berry admitted he misrepresented and lied to the inspectors. He said he wanted to see that. I told him that he could request the transcript, but that in all likelihood, the NRC would not release to him at this stage. But, I told him that Billy Berry could request it in preparation for his (Berry's) conference.

He cautioned me that Berry has had two heart attacks, and we'd better not put too much pressure on him. If Berry dies, someone will be charged with murder.

He came back to the question of why are we trying to destroy two business and a person? He's not going to roll over and take this about his company and Billy. He discussed how Berry is not a bad person, that he volunteers in the community. Berry does counseling with kids and suicidal people.

I told him we're not out to try and destroy anything. That's why we're discussing this with him. Now, we're going to write him and put these things in writing so that when he comes to the conference, he'll understand where we're coming from and he can address these issues. We want to discuss these things with him before we make a final decision. If we're wrong, we're not above saying that. But, the next step is for us to write our letter, for him to look at it, and to come talk to us at the conference.

He calmed himself down and thanked me for my time.

Later in the afternoon, I called him back. I wanted to address that one thing where he thought a couple of kids tried to run him down. I told him that if he feels threatened, he needed to tell Local Law Enforcement. He said he already reported it to the Idaho State Police in Boise (I think the name was Pat Mooney).

Michael Vasquez
8/5/2003