

INVESTIGATION STATUS RECORD

Facility: SALEM/HOPE CREEK
Case Number: 1-2003-010S
Docket Number(s): 05000272, 05000311, 05000354
Case Type: Reactor Power
Primary Alleg Source: Allegor
Allegation Number(s): RI-2002-A-0113
Subject/Allegation: DISCRIMINATION AGAINST A SENIOR ENGINEER FOR RAISING CONCERNS THROUGH THE CORRECTIVE ACTION PROGRAM

Case Agent: MONROE, KRISTIN L (KLM)
Date Opened: 09/22/2003
ECD: 12/2003
Priority: High
Status: Report In OI/RI Review

Monthly Status Report:

09/22/2003: In a letter to the NRC, dated December 20, 2002, [REDACTED] Senior Engineer, Salem/Hope Creek Generating Stations (Salem/Hope Creek), PSEG LLC (PSEG), advised that on [REDACTED] had raised a concern regarding procedural non-compliance with the Transient Assessment Response Plan (TARP) via PSEG's Corrective Action Program. [REDACTED] claimed that as a result of raising the concern, several adverse actions were taken against [REDACTED] including suspension of employment and threats of a poor performance appraisal. On January 9, 2003, OI initiated an investigation (OI Case No. 1-2003-010) into [REDACTED] claim of discrimination. On July 25, 2003, the case was closed and issued as unsubstantiated.

In a September 2, 2003, supplemental information package to the NRC [REDACTED] indicated that PSEG was showing a continuing pattern of discrimination since [REDACTED] is taking medication that precludes [REDACTED] from being on the TARP team (the Medical Department at PSEG is aware of the medication) yet [REDACTED] received an unsatisfactory mid-year performance appraisal on August 28, 2003.

On September 22, 2003, a Region I Allegation Review Board (ARB) was held wherein DRP advised the ARB that a review of [REDACTED] September 2nd information package had been completed and that no new technical issues were identified. The ARB determined that OI should review [REDACTED] information package and performance appraisal, and contact [REDACTED] if necessary, for clarifying information.

Potential violations include 10 CFR 50.5 (Deliberate misconduct) and 10 CFR 50.7 (Employee protection). The statute of limitations tolls on, or about, August 28, 2008. Status: FWP ECD (90 days): 12/03.

09/30/2003: Two interviews were conducted at Salem/Hope Creek on October 14, 2003. Field work is complete. The case will be closed on a memorandum. Status: RID ECD (90 days): 12/03.

10/31/2003: Closure memorandum is being drafted. RID ECD (90 days) - 12/03

11/30/2003: ROI given to FOD on November 26, 2003 (Unsubstantiated). ROI-I/12/03.

| | |
|--|---|
| Completion Date: | Total Staff Hours: 24.0 |
| Issue Date: | Months Open: 2.3 |
| DOJ Action(s): | DOJ Referral Date: |
| OI Violation(s): Harassment and Intimidation - No Result | Statute of Limitations Date: 08/28/2008 |

Information in this record was deleted
in accordance with the Freedom of Information
Act, exemptions 2
FOIA- 2004-0191