INVESTIGATION STATUS RECORD

Facility:	SALEM/HOPE CREEK	Case Agent:	MONROE, KRISTIN L (KLM)
Case Number:	1-2003-010S	Date Opened:	09/22/2003
Docket Number(s):	05000272, 05000311, 05000354	ECD:	12/2003
		Priority:	High
Case Type:	Reactor Power	Status:	Report In OI:RI Review
Primary Alleg Source:	Alleger		
Allegation Number(s):	RI-2002-A-0113		
Subject/Allegation:	DISCRIMINATION AGAINST A SENIOR ENGINEER FOR RAISING CONCERNS THROUGH THE CORRECTIVE ACTION PROGRAM		

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 7C
FOIA- 2004-0191

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