

From: David Vito, *DV*
To: Daniel Orr
Date: 4/30/04 9:01AM
Subject: Re: Salem voice mail

The issues appear to refer to matters of industrial safety rather than nuclear safety. By definition, purely industrial safety issues are not allegations. So, if he had come to us without contacting the licensee, we would have just told him that the issue was not under our purview, given him information for contacting OSHA, and per Manual Chapter 1007, had the residents inform licensee management about the nature of the concerns (without providing the identity of the individual). Since the license already knows about the issue, you don't really need to pursue it further with PSEG. If you can figure out a way to contact the individual to inform him that this is an industrial safety/OSHA issue and that we don't handle those, that's about all we can do. Another message on his cell phoen should be fine. You could provide him with contact information for the local OSHA office if he wants it:

Marlton Area Office
Marlton Executive Park, Building 2
701 Route 73 South, Suite 120
Marlton, New Jersey 08053
(856) 757-5181
(856) 757-5087 FAX

I have assumed that he is referring to the need for respirators for painting due to a concern about inhaling paint fumes, rather than an concern about the inhalation of radiological contamination. If I'm wrong, all bets are off. We would then have to put the issue in the allegation system, and just follow the process.

>>> Daniel Orr 04/29/04 04:09PM >>>

Our secretary received a voice mail this last weekend from an NPS contract person stating that he had been laid off on Saturday, 4/24 and that he would like to speak to an NRC "agent." I attempted to reach the individual with the cell phone number he had left, but only reached his voice mail. He returned my call and left me a voice mail today on 4/29. The gist of his message was that he had since gotten a hold of PSEG's ECP manager, Tom Lake and had left his concerns with him. In his voice mail, the CI suggested that I get a hold of Tom. "I would appreciate it and find out what's what." He added that Tom had more than enough details to follow through on the issues.

EX 7C

I spoke with Tom Lake this afternoon to get a sense of the issues. I will meet with Tom tomorrow morning to review his notes. The issue started according to the concerned individual with a disagreement over respiratory protection for [redacted]. The CI is a [redacted]. He believed that on some occasions proper respiratory equipment was not being assigned. At one point he addressed the issue with his NPS supervisor and it escalated to the point where the CI told his supervisor to "Shut the f up and listen to me." Not long after that incident the CI was laid off. According to the CI it was labeled as a RIF and included 7 or 8 [redacted]. He believed he was being retaliated against for his respiratory concerns.

The CI also provided some concerns to Tom Lake based on events that he had seen during the outage and an issue going back to Hope Creek construction. PSEG is pursuing all technical issues with outage management and with ISI on the Hope Creek issue. The salem issues mentioned included some sandblast sand that had fallen on some pumps. The Hope Creek issue had to do with some labeling inside the torus that may have interfered with proper preparation for the inside coating or paint.

Tom Lake has advised the site NPS lead and the home office project manager that they need to investigate a retaliation case. Tom intends to review their investigation.

My intentions are to meet with Tom Lake tomorrow morning, already scheduled, to understand all the CI's concerns. I will put in an allegation receipt after that meeting.

Information in this record was deleted
in accordance with the Freedom of Information
Act, exemptions 7C
FOIA- 2004-314

N-72

Not sure on how to get back with the CI. Please advise?. Do we want to state that we have this in our allegation file? Do we want to call and also send followup letter? Or if the CI is completely satisfied with ECP do we even enter this into our allegation file? Thanks.
Dan

CC: George Malone; James Trapp; Leanne Harrison; Mel Gray; Scott Barber; Sharon Johnson