

From: David Vito *IRT*  
 To: Ernest Wilson; Glenn Meyer; J. Bradley Fewell; Scott Barber  
 Date: 12/18/02 11:32AM  
 Subject: Fwd: Phone Call

On [redacted] I received a phone call from the same individual who spoke with Sharon on 12/17 (see her attached phone record). The comments to me were essentially the same. He has missed time over the past two years with an [redacted] and [redacted]. The [redacted] made note of the amount of time he has missed over the past few months, and reminded him that he had been [redacted] about the same issue. He discussed requesting a [redacted] and his supervisor's denial of that request. He also discussed his questioning the integrity of a supervisor who had denied that the concerned individual had requested a personal day. He fears raising further issues, or requesting additional days off due to his back problems for fear that he will be let go.

In his phone call with me, while he mentioned his prior substantiated H&I case, he did not assert that the current "actions" against him were due to his old H&I issue. In his phone call with Sharon, he seemed to make more of an effort to try to tie the current actions with the old actions, indicating that harassment and intimidation has continued since his allegation (RI-1998-A-0102) was closed in 1999 (he provided little specific information to demonstrate how that continuing H&I was manifested).

For background, the individual did raise an H&I concern in [redacted] for raising concerns about the [redacted]

Absent the prior H&I issue, this would be a clear cut NON-Allegation, and would prompt a letter telling the individual that the issues were outside of NRC purview. I would like for Brad F. to take a look at the info (the old allegation file is on the table in the allegation office if you want to look at it) and give us a read as to whether this is anything close to a prima facie case. If so, I will write it up and put an allegation number on it. If not, I will ask Marie Fudge to open an RA Action Item.

CC: Sharon Johnson

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

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