g:\alleg\panel\20030138arb3.wpd **ALLEGATION REVIEW BOARD DISPOSITION RECORD**

Allegation No.: **RI-2003-A-0138**
Site/Facility: Hope Creek
ARB Date: 12/01/03

Branch Chief (AOC): Meyer
Acknowledged: **No**
Confidentiality Granted: **No**

Issue discussed:-- An alleger raised a number of issues related to nuclear equipment operator (NEO) performance at Hope Creek. Technical issues raised by the allegation included inappropriate conduct during non-licensed operator exams, inappropriate completion of on-the-job tasks and evaluations, tagout problems, an inaccurate report for the cause of a mechanical vacuum pump trip, questionable practices when recording EDG surveillance readings, procedural compliance issues when adding hydrogen to the main generator, lax practices when addressing low pump oil levels, and a number of cultural issues.

Alleger contacted prior to referral to licensee (if applicable)? N/A

ALLEGATION REVIEW BOARD DECISIONS

Attendees: Chair - Blough Branch Chief (AOC) - Meyer SAC - Vito OI Rep. - Neff
RI Counsel - Farrar Others - Holody, White, Barber

DISPOSITION ACTIONS:

1. Review all issues and consider whether there are wrongdoing elements. DRP drafted a violation for the alleged cheating incidents and forwarded it to OI for investigation.

   Responsible Person: Meyer/OI — ECD: _____
   Closure Documentation: _____ — Completed: _____

2. OI to investigate wrongdoing issues (1-2003-058).

   Responsible Person: OI — ECD: TBD
   Closure Documentation: _____ — Completed: _____

3. Inspect the valve lineups for nitrogen makeup to the drywell and hydrogen system makeup to the main generator and assess the as-found alignments. Document results.

   Responsible Person: HC RI/Ferdas — ECD: _____
   Closure Documentation: _____ — Completed: 11/7/03

4. Review OI interview transcript 1-2003-051F for any new technical issues. DRP completed review of this transcript and no new technical issues were identified.

   Responsible Person: Meyer — ECD: 12/01/03
   Closure Documentation: _____ — Completed: 12/01/2003

5. Refer technical issues that were not inspected or that do not warrant a wrongdoing investigation to the licensee. Review licensee response to technical issues.

   Responsible Person: Meyer — ECD: 12/10/03
   Closure Documentation: _____ — Completed: _____

ARB MINUTES ARE REVIEWED AND APPROVED AT THE ARB

F-15A

SAFETY SIGNIFICANCE ASSESSMENT: The risk significance of this concern could be moderate to high because of examination conduct issues appear to be pervasive.

PRIORITY OF OI INVESTIGATION:
If potential discrimination or wrongdoing and OI is not opening a case, provide rationale here (e.g., no prima facie, lack of specific indication of wrongdoing):
Rationale used to defer OI discrimination case (DOL case in progress):

ENFORCEMENT STATUTE OF LIMITATIONS CONSIDERATION (only applies to wrongdoing matters (including discrimination issues) that are under investigation by OI, DOL, or DOJ):
What is the potential violation and regulatory requirement?_____
When did the potential violation occur?_____
(Assign action to determine date, if unknown)
Once date of potential violation is established, SAC will assign AMS action to have another ARB at four (4) years from that date, to discuss enforcement statute of limitations issues.

NOTES: (Include other pertinent comments. Also include considerations related to licensee referral, if appropriate. Identify any potential generic issues)_____

Distribution: Panel Attendees, Regional Counsel, OI, Responsible Individuals (original to SAC)