

EXHIBIT 1

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INVESTIGATION STATUS RECORD

Case No.: 4-97-046 Facility: UNITED NUCLEAR CORPORATION
CHURCH ROCK
Allegation No.: RIV-97-A-0193 Case Agent: BOAL
Docket No.: 40-8907 Date Opened: 08/19/97
Source of Allegation: ALLEGER (A) Priority: N (E. MERSCHOFF, RA:RIV)
Notified by: SAC:RIV (O'CONNELL) Staff Contact:
Category: LC Case Code: MN
Subject/Allegation: FALSIFICATION OF WINDBLOWN TAILING SURVEYS AND
DISCRIMINATION FOR IDENTIFYING SAFETY CONCERNS

Remarks: 10 CFR 40.7; 10 CFR 40.9; & 10 CFR 40.10

Monthly Status Report: Page 1

08/19/97: On July 8, 1997, Levon BENALLY, with the Navajo Superfund Project, informed the Nuclear Regulatory Commission (NRC), Nuclear Material Safety and Safeguards (NMSS), staff of concerns he had received from a former United Nuclear Corporation (UNC) employee, about UNC's Church Rock site.

On July 31, 1997, Robert O'CONNELL, NRC Allegation Coordinator, NMSS, in a letter to summarized and abbreviated what NMSS understood to be his concerns. concerns were listed as follows: (1) UNC records concerning clean up of windblown tailings (specifically the radiation survey taken after the tails had been cleaned up) were intentionally falsified at the direction of his supervisor to show that radiation was down to acceptable levels instead of the elevated levels given by the instruments; and (2) were harassed after he reported the concern to UNC management, and he was

concerns were forwarded by NMSS to the RIV Senior Allegations Coordinator. On August 18, 1997, the RIV Allegation Review Panel reviewed concerns and requested the Office of Investigations, RIV, interview the alleger. It was noted that was involved in a previous and similar allegation [OI Case No. 4-96-022] Status: Field Work in Progress (FWP) ECD: 11/97 (90-day)

Information in this record was deleted
in accordance with the Freedom of Information
Act, exemptions
FOIA-2005-0360

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Page / of /