

From: David Vito *DV*  
To: SALEMHCSCWE  
Date: 10/29/03 10:42AM  
Subject: ARB form from 10/28/03 discussion of RI-2003-A-0110 status

SENTITIVE ALLEGATION INFORMATION

PROTECT APPROPRIATELY

Information in this record was deleted  
in accordance with the Freedom of Information  
Act, exemptions 7C  
FOIA- 2005-0194

*R-124*

g:\alleg\panel\20030110arb3.wpd ALLEGATION REVIEW BOARD DISPOSITION RECORD

Allegation No.: RI-2003-A-0110  
 Site/Facility: Salem/Hope Creek  
 ARB Date: 10/28/2003

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

Issue discussed: Current Actions on Tech Issues and SCWE

Alleger contacted prior to referral to licensee (if applicable)? Issue will not be referred to licensee

**ALLEGATION REVIEW BOARD DECISIONS**

Attendees: Chair - Holian Branch Chief (AOC) - Barber SAC - Vito, Harrison  
 OI Rep. - Wilson RI Counsel - Farrar Others - Holody, Lanning, Meyer

**DISPOSITION ACTIONS:**

- 1) DRP to evaluate whether SCWE inspection should be conducted, in addition to the joint staff/OI review currently ongoing.

Responsible Person: Meyer/Barber ECD: 11/5/2003  
 Closure Documentation: \_\_\_\_\_ Completed: \_\_\_\_\_

- 2) DRP to provide a plan for review of survey results from the interviews recent ECP SCWE surveys, Gallup Q12 survey and Winston and Strawn assessment of SCWE.

Responsible Person: Holian/Meyer ECD: 11/7/2003  
 Closure Documentation: \_\_\_\_\_ Completed: \_\_\_\_\_

- 3) DRP will provide to SAC by 11/7/03 a summary of technical issues reviews.

Responsible Person: Meyer ECD: 11/7/2003  
 Closure Documentation: \_\_\_\_\_ Completed: \_\_\_\_\_

- 4) Provide documentation of any summaries of reviews of issues identified in acknowledgment letter as possible involving wrongdoing to SAC for file, and repanel if indications of wrongdoing are found.

Responsible Person: Meyer/Barber ECD: 11/7/03  
 Closure Documentation: \_\_\_\_\_ Completed: \_\_\_\_\_

**ARB MINUTES ARE REVIEWED AND APPROVED  
 AT THE ARB**

**SAFETY SIGNIFICANCE ASSESSMENT:** SCWE Review

**PRIORITY OF OI INVESTIGATION:** High

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? \_\_\_\_\_

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(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)

OI has conducted initial joint interviews of senior manager [REDACTED] 7C  
 With respect to [REDACTED] OI intends to interview after completion of initial interviews of other licensee personnel. OI has also interviewed approximately 15 selected individuals from the list of personnel provided by the allegor. OI has also conducted additional interviews of a few others based on those individuals contacting OI and requesting to be interviewed [REDACTED] have been interviewed. Interviews of the Shift Managers (6 at Salem - 6 at Hope Creek) have not yet occurred but will be. Upon completion of the various interviews, and review of relevant records, OI will issue an Assist Report to the staff which will in turn be used to determine followup action (the followup action may include issuance of a chilling effect letter to the licensee to address the environment identified and/or issuance of an inspection report documenting the results of the joint staff OI review.

Region I has obtained survey results from the interviews recent ECP SCWE surveys, Gallup Q12 survey and Winston and Strawn assessment of SCWE.

DRP (resident staff) is still finalizing a summary of its review of technical issues.

DRP/OI continuing review of results of interviews and ECP investigation for any indications of wrongdoing, including followup on concern related to [REDACTED] Provide documentation of any summaries of reviews to SAC for file, and repanel if indications of wrongdoing are found. 7C

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