

SENSITIVE ALLEGATION MATERIAL

December 18, 2002

MEMORANDUM TO: C. Pederson, Director, DRS

FROM: J. Heller, Senior Allegation Coordinator 

SUBJECT: OI INVESTIGATION KEWAUNEE NUCLEAR POWER PLANT:
(OI CASE NO. 3-2002-004) (AMS NO. RIII-2002-A-0114 AND
RIII-2001-A-0176)

The subject Office of Investigations Report of Investigation has been received in Region III and a copy is attached for evaluation by your staff. OI concluded that the contract Mechanical and Civil Superintendent deliberately provided false information to both OI and the licensee's investigator relative to being informed about the FFD concern involving a foreman; therefore, it appears that enforcement action is warranted.

The report must be reviewed:

- to determine appropriate enforcement action, and
- identify any unresolved technical issues.

EICS review of the allegation file indicates that the Security Group should review this report.

The Report of Investigation must be kept in a secure cabinet and access granted on a need to know basis. At the time **all** actions are completed by your Division -- **including any enforcement action** -- the report must be returned to the Enforcement and Investigation Coordination Staff for disposition. No portions of the Report of Investigation can be reproduced or released without the specific approval of the Director, Office of Investigations.

Please document the results of your review within **15** days of the date of this memorandum in a memo to H. B. Clayton, Enforcement Officer, with a copy to OI and a copy to me. This memo should be provided in both hard copy and electronic form (e-mail address for the memo is OAC3), and **should clearly indicate whether the Division agrees with the OI conclusion, or if not, the basis for disagreement**. In addition, we will need to discuss this case at an enforcement panel on or about January 9, 2003. To accomplish this goal, the Division that should provide an enforcement panel briefing package to EICS January 3, 2003. If you have questions regarding this matter, please review Regional Procedure 1215 Handling Office of Investigation Reports and Information or contact one of the allegation coordinators.

Attachment: as stated

cc w/o att: OI:RIII
RC:RIII
AMS File No. RIII-2002-A-0114 and RIII-2001-A-0176

CONTACT: J. Heller or A. Kock, OAC

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