

November 18, 2003

Note to: Jim Caldwell
From: Chuck Weil
Subject: Kewaunee FFD enforcement case

Jim,

The two blue tabs on the package are the two paragraphs that you wanted revised concerning the incomplete/inaccurate information issue that we were no longer pursuing.

The orange tab is a paragraph on discrimination/chilling effect closeout that you asked for a little more information:

The allegor completed the job at Kewaunee at the end of the job and a month or so later reported for work at Point Beach. At Point Beach he found that his unescorted access was denied for allegedly not telling management at Kewaunee about the FFD concern. He made an allegation of retaliation at Point Beach because he had made FFD concern known at Kewaunee. OI investigated and did not substantiate. As I recall, NMC denied access because of the various stories the allegor and others told NMC investigators and NMC believed they had an integrity problem with these employees. Therefore, NMC denied access based on lack of integrity.

While we were reviewing the Kewaunee case, Jenny Longo, OGC [REDACTED] EJS

What we're doing in the cover letter is tying-up the loose ends, unsubstantiated discrimination and chilling effect that we included in the enforcement conference and in the pre-conference letter.

Call me with questions at 4372.

Chuck

D-22