

EXHIBIT 1

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Act, exemptions 7C
FOIA- 2006-113

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INVESTIGATION STATUS RECORD

Facility: KEWAUNEE Case Agent: FAHEY, MARY K (MKF)
Case Number: 3-2002-004 Date Opened: 03/25/2002
Docket Number(s): 05000305 ECD: 06/2002
Priority: Normal
Case Type: Reactor Power Status: Field Work In Progress
Primary Alleg Source: Licensee / Licensee Employee Concern Program
Allegation Number(s): RIII-2001-A-0176
Subject/Allegation: DELIBERATE FAILURE BY CONTRACTORS TO FOLLOW FFD REGULATIONS

Monthly Status Report:

03/25/2002: On November 8, 2001, an emergency ARB was held to address an anonymous complaint alleging that Day Zimmerman NPS (DZNPS) workers violate "many regulations daily." DZNPS is a contractor at the Kewaunee Nuclear Plant (Kewaunee) which provides labor support, including welders, during outages. On November 19, 2001, RIII EICS requested additional information from the licensee concerning the allegations, including an allegation that DZNPS supervisors, "... turn their heads when certain individuals come in half blitzed."

On February 8, 2002, Nuclear Management Company, LLC (NMC), notified RIII that upon conducting their own internal investigation for the time period from August 2001 to November 2001, NMC identified four DZNPS welders [redacted] and [redacted] who stated that on occasion, they perceived the odor of alcohol on the breath of a DZNPS General Foreman, [redacted] while inside the Kewaunee protected area and failed to notify their immediate supervisors or other members of management. It was determined that each of these individuals received and successfully passed General Employee Training (GET) classroom instruction and standard testing, which included expectations related to actions to be taken when an individual detects the odor of alcohol on the breath of a plant worker. NMC also determined that when approached by another worker (not further identified) who informed [redacted] that someone had complained about the smell of alcohol on him, [redacted] offered to be tested, but no testing was subsequently performed.

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On March 25, a RIII ARB requested that OI determine: (1) whether four DZNPS contract welders failed to report fitness-for-duty (FFD) concerns about their foreman [redacted] and (2) whether [redacted] failed to self-report and submit to FFD testing, in violation of 10 CFR 26.23 (Contractors and Vendors) and 10 CFR 50.5 (Deliberate Misconduct). STATUS: FWP ECD (90 DAY): 06/2002. Statute of Limitations: 11/2006.

Completion Date: Total Staff Hours: 0.0
Issue Date: Months Open: 0.0
DOJ Action(s): DOJ Referral Date:
OI Violation(s): Atomic Energy Act - No Result Statute of Limitations Date: 11/08/2006