

2/23/2002

[REDACTED]

[REDACTED]

no home

[REDACTED]

[REDACTED] Power Plant -

8 days

PCI Energy  
Richmond

7(c)

- 21 days -

was at Point Beach

5/05/01 - 10/12/01

pre-fab...

1/10

3-4 weeks later

St Lucie

1 DZNPS - 28 days

PROJECT  
SUPT -

[REDACTED]

DIDN'T SIGN - AFFIDAVIT

SENT BY REGISTERED MAIL -

TO BE SIGNED & RET'D

SUPERV.

[REDACTED]

CALLED - TO FIND OUT WHY

7(c)

[REDACTED]

WAS SENT BACK TO P.B.

HE FEELS IF HE WAS TO SIGN

HE COULDN'T WORK UNDER

[REDACTED]

7(c)

Information in this record was deleted  
in accordance with the Freedom of Information  
Act, exemptions 7C  
EOIA- 2006-113

8-29-02

H-14

1 of 3  
pages

1/14/2002. Contacted thru Union Hall  
HAL WALKER - ID'ed AS AN INVESTIG  
FOR ECPC @ FB

OVER PHONE -

2 CONTACTS -

WELDING

QUOTE NOT TRUE -

REPORT BY LICENSEE - SENT BY NMC -

1 PG W/ [REDACTED] inaccurately quoted. 7(c)

Not a member of local 400 - trawler

told by [REDACTED] to keep mouth shut - @ welding 7(c)

✓  
~~✗~~

[REDACTED] WELDER - SAME DAY TO [REDACTED]

DIDN'T KNOW EACH OTHER - HAD REPORTED

COINCIDENTAL

NEXT DAY [REDACTED] PRESENT @ WORK -

[REDACTED] SPOKE ABOUT IT LATER -

SPOKE W/ DARLENE PETERS

UNDER INV OF FFD VIOL -

FLAG ON HIM IN PADS -

NO ONE W/ HIRE

REGISTERED LETTER IN 2/2002 -

PERIOD OF 1 YR - 9/01 -

"INVESTIGATION" 11/25/02

8.29.02

2 of 3  
msh

7C  
7C  
(RANDY CLEVELAND) - AFTER CONV. W/ (PETERS)  
BUT BEFORE LETTER -

YES

ATTY. HAS INVESTIG - DOCUMENTS 9/31/02 -

FEELS RETALIATED AGAINST FOR BEING TRUTHFUL  
ACCESS DENIED 1/5/02 - V

FFD RULES & REGULATIONS - IMPORTANT -

CLEVELAND SAID IN 6/2002 -

[REDACTED] gave app. access to (Cleveland)

7(c)

Cleveland said only NRC sites - (E)

claimed he was unaware access denied everywhere -

centralized database - about clearance

8.29.02

3 of 3

Muf

For the record, this is an interview of [REDACTED] who is a former welder for Day and Zimmerman Nuclear Power Systems at the Kewaunee Nuclear Power Plant during the Fall outage of 2001. Today's date is August 29, 2002. The time is approximately --- 4:35 PM

This interview is being conducted at the Hilton Newark Airport, located at 1170 Spring Street, Elizabeth, New Jersey. 7(c)

My name is Mary Kay Fahey. I am a Special Agent with the US Nuclear Regulatory Commission's Office of Investigations, Region III. This interview is being transcribed by Court Reporter MARY ANN MASSEY.

The subject matter of this interview is a fitness-for-duty concern at the Kewaunee Nuclear Power Plant during a refuel outage in 2001. This incident was brought to the NRC's attention by the licensee, Nuclear Management Company.

Mr. [REDACTED] please raise your right hand. Do you swear that the information you are about to give is the truth, the whole truth and nothing but the truth, so help you god?

Have you subsequently sought legal counsel for advice in several of the matters we will be discussing here today?

Are you currently represented by an attorney?

And just for the record, during our telephone call conversation in which I scheduled this interview with you, we discussed the fact that you did not feel it was necessary to have counsel present with you today. Is that correct?

Background:

- Full name:
- DOB:
- SSN:
- Home Address:
- Home Telephone Number:
- Cellular Telephone Number:

Employment hx:

- Dates he worked for Day and Zimmerman Nuclear Power Systems at Kewaunee:
- Reason for leaving? Was outage completed? Were you laid off or did you quit?
- Have you worked for NMC since that time? ✓

During the 2001 Fall outage at Kewaunee, did you raise FFD concerns about another employee? ✓

Who was the employee? [REDACTED]

7(c)

What position did he hold? FOREIGN - LD -

Why did you raise the concern?

Did you honestly consider [redacted] unfit for duty or impaired?

If no, what was your intention in reporting the incident?

If yes, were there any other signs of impairment? Speech slurred, stumbling, any other signs?

Who did you report the concern to? /

When did you report the concern?

If [redacted] cannot be precise,

Was it pre-outage? Was it during the week or so that [redacted] supervised the welders?

[redacted] said August, pre-outage.

Was anyone else present when you raised the concern?

[redacted] said [redacted] and I confronted [redacted] and then flat out told him, I'm not working for that man. I'm not working around that guy.

What did [redacted] tell you?

Do you know whether [redacted] was tested as a result of your complaint?  
If yes, how do you know?

Did you tell anyone else that you raised the concern?

Did you notice the smell of alcohol that first week that [redacted] supervised the welders?

How much day to day contact did you have with [redacted]?

How is it that you detected the odor of alcohol?

Did you have any direct conversation with [redacted] about this?

Did he ever admit that he had been drinking?  
Did he ever acknowledge that he smelled of alcohol?  
Did he ever admit that he was unfit for duty?  
Did he ever challenge your assessment?

Did [redacted] know that you had raised a concern about him? YES  
How do you know? TOLD BY SOMEONE,  
When did he become aware?  
Did he ever discuss it with you? WINTER 2011/2012

Has anyone who worked at Kewaunee at the time, told you that they were aware that you had reported a concern about [redacted]?

According to [redacted] told [redacted] knowledge through affidavit

ODOR OF ALCOHOL

RUMOR

DON'T KNOW  
IX-7

end of July?

8 AM -  
IN FAB SHOP  
TRACTOR  
SHED

DON'T WORRY  
ABOUT IT  
I'll TAKE  
CARE OF  
IT

TOLD  
SAME DAY  
END OF  
WORK DAY

NO  
NO  
CONTACT

SAME DAY  
OFFICE  
MGR PER  
OZ

NO  
did  
not contact  
my home

INTV'D  
BY WALKER

ACCESS  
DENIED

BEFORE  
NRC  
EARLY  
SPRING

Did you ever have any conversations with [redacted], or Darlene Peters about [redacted] FFD?

Do you have knowledge that [redacted] admitted to [redacted] that [redacted] and you had raised FFD concerns to [redacted]

Explain how he knows that...affidavit taken during telephone interview between [redacted] and [redacted] on 4-17-2002.

Was [redacted] or [redacted] present or on a teleconference call with [redacted]

In addition, did [redacted] tell you that [redacted] made any admissions to him?

When did [redacted] have the conversation with [redacted], when did [redacted] provide you with this information?

Do you have any first-hand knowledge that [redacted] was not truthful about your conversation with him?

Did you ever confront [redacted] *No*

TRAINING

When you arrived on site at Kewaunee, did you receive general employee training.

Was that training provided by NMC or Day and Zimmerman?

Were you required to take a test on the material provided during the training? *YES*

Were you required to pass the test in order to obtain access to the site?

Did you pass the test? *YES*

Do you recall whether there was specific training on FFD? *YES*

Do you recall what the appropriate procedure is if you or any employee suspects that someone is not fit for duty?

What is your understanding of what you were required to do?

Do you feel that you followed procedure?

If no, why not?

If yes, why?

Do you have any authority to ask another employee to go get fitness tested?

Do you know whether [redacted] was ever tested based upon your complaint?

What is your understanding of the rule about coming to work fit for duty? (5hr rule)

*IN PAST*

*7(c)*

*TRAINING DOCUMENTS*

When did you first become aware that [redacted] FFD was an issue? Was it after you had left Kewaunee?

Why did it become an issue?

Why did the licensee's investigator contact you?

Is there anything that you told the licensee's investigator about the FFD issue, that you would like to correct or change here today?

Did you tell the investigator that you did not report your concern regarding the smell of alcohol to anyone?

Did you tell the investigator that because you were a [redacted] you did not want to create waves?

Did you tell the investigator that you kept your eyes open and mouth shut? YES.

Was there any animosity between you and [redacted] between you and [redacted] between [redacted] and [redacted] and [redacted] DIFFERENCES OF OPINIONS

Are the allegations of [redacted] and [redacted] smelling of alcohol retaliation for any disagreements over the welding issues that surfaced during the outage? YES

Did you or anyone else document the FFD concern in a condition report? Or to the Employee Concerns Program? NOT TO HIS KNOWLEDGE

Has NMC ever discouraged you or anyone else that you know of, from reporting FFD concerns? NO - HOW - IN WRITING -

Was there any unspoken or unwritten rule that you don't report another worker, or another union member? NO -

Did the union ever discourage employees from reporting concerns at the sites? NO -

Did you apply for any future employment at NMC sites where you were refused employment? When? NO -

Where?

Who did you apply through? DZNPS? (Phillip Getschow)

Why was employment refused?

When was access pulled?

Did you attempt to gain employment with any other plants?

Were you precluded because of access?

Do you have any documentation that you were denied access?

Did you have any conversations with NMC management about why your access was denied?

Who did you speak to about your access being denied?

What were you told?

REC'D CALL  
FIT DB FOR DZNPS

1/02 -

3RD DAY ON SITE  
REMOVED BY SEC  
+ NOT TOLD WHY -

BEEN DENIED  
ACCESS @ K  
W/1ST GRANT  
ACCESS -

IN VIOL OF FFD [redacted]

LOCAL  
MEM  
ACKN

TOLD HIM HE REPORTED

Have you made any attempt to appeal their decision?

YES -  
STILL DENIED

Based upon your experience after raising a fitness for duty concern, would you be hesitant in the future to report somebody?

Would you say that this experience has had a chilling effect on you? What about on your co-workers?

Mr. [REDACTED] have I threatened you in any manner or offered you any reward in return for your statement? Have you given your statement freely and voluntarily? Is there anything further you care to add for the record.