	1
	UNITED STATES OF AMERICA
	NUCLEAR REGULATORY COMMISSION
	+ + + +
	OFFICE OF INVESTIGATIONS
	INTERVIEW
	x
	IN THE MATTER OF:
	INTERVIEW OF _ : Docket No.
	: 3-2002-004
1	(CLOSED) : 3-2002-020
1	x
1:	Thursday, September 12, 2002
1	
1	Radisson Hotel and Conference
1	Center
1	2040 Airport Road
1	Green Bay, Wisconsin
18	
19	The above-entitled interview was conducted
20	at 4:25 p.m.
2:	
22	BEFORE:
23	Special Agent Mary Kay Fahey
	deleted
:-	thridance with the recommendation
Ac	exemptions 1C PAGE OF 30 PAGES
<b></b>	NI

NEAL R. GROSS
COURT REPORTERS AND TRANSCRIBERS

CASE NO.

## P-R-O-C-E-E-D-I-N-G-S

4:25 p.m.

SPECIAL AGENT FAHEY: For the record, this is an interview with spelled spelled who was formerly employed by Day and Zimmerman Nuclear Power Systems at the Kewaunee Nuclear Power Plant in 2001.

Today's date is September 12, 2002, the time is approximately 4:25 p.m. This interview is being conducted in the conference room at the Radisson Hotel and Conference Center in Green Bay, Wisconsin.

My name is Mary Kay Fahey, I'm a special agent with the U.S. Nuclear Regulatory Commission's Office of Investigations in Region III, and this interview is being recorded on a Sony tape recorder.

The subject matter of this interview is a fitness for duty concern involving at the Kewaunee Nuclear Power Plant in 2001.



was called as a witness and, having been first duly sworn, was examined and testified as follows:

EXAMINATION OF

BY SPECIAL AGENT FAHEY:

SPECIAL AGENT FAHEY: Okay, I have some background information. Date of birth?

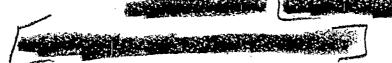
NEAL R. GROSS
COURT REPORTERS AND TRANSCRIBERS



SPECIAL AGENT FAHEY: Social security?

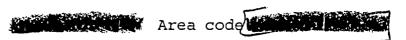


SPECIAL AGENT FAHEY: Home address?



SPECIAL AGENT FAHEY: And your home phone

number?



SPECIAL AGENT FAHEY: Work phone number.



SPECIAL AGENT FAHEY: And current

employer?



SPECIAL AGENT FAHEY: And position?

Supervisor.

SPECIAL AGENT FAHEY: And you're at Point

Beach?



SPECIAL AGENT FAHEY: And how long have you been there?

I got out there the nineteenth of August.

SPECIAL AGENT FAHEY: And how long do you expect to be employed there?

NEAL R. GROSS COURT REPORTERS AND TRANSCRIBERS

Till the end of outage.

They're talking right now that it's going to be -- it was extended three days, so it'll twenty eight days, roughly.

SPECIAL AGENT FAHEY: Okay, and the average has not actually started yet?

Friday at midnight. They're shutting down at midnight.

SPECIAL AGENT FAHEY: Okay. Do you supervise any of the same people you supervised at Kewaunee?

People what? Persons-wise?

No. It's a different crew but it is pipe fitters and boilermakers.

SPECIAL AGENT FAHEY: How about do any of these same people work for you now?

wrong. No, that's all. Nope, I'm wrong. is on my crew, and he was on nights out at Kewaunee.

SPECIAL AGENT FAHEY: Can you spell his name?



\ His last name is spelled

SPECIAL AGENT FAHEY: Okay.

:\ And he is also at our Local 1 400. 2 3 SPECIAL AGENT FAHEY: Okay. Do you report 4 to anybody now at Point Beach that you worked for at 5 Kewaunee? 6 No, ma'am. 7 SPECIAL AGENT FAHEY: Okay. Okay. And 8 you worked at Kewaunee in 2001 for Day and Zimmerman? 9 SPECIAL AGENT FAHEY: And your position at 10 11 that time was? Nighttime superintendent. 12 SPECIAL AGENT FAHEY: 13 Okay. 14 🔐 Rirst I started -- I was foreman on days, and then I was switched to nighttime 15 superintendent. 16 SPECIAL AGENT FAHEY: How long were you 17 18 foreman on days? 19 Approximately three to four 20 weeks. 21 SPECIAL AGENT FAHEY: And as foreman, who 22 did you report to? 23 SPECIAL AGENT FAHEY: 24 And as nighttime 25 superintendent, who did you report to?

NEAL R. GROSS
COURT REPORTERS AND TRANSCRIBERS
1323 RHODE ISLAND AVE., N.W.
WASHINGTON, D.C. 20005 2704

7-

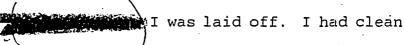
whoever --

Okay.

SPECIAL AGENT FAHEY: What dates were you employed in 2001 at Kewaunee? Do you remember, roughly?

I believe it was in the middle of August that they brought me out there as a foreman. And I was let go on December 4th, 2001.

SPECIAL AGENT FAHEY: Let go, laid off?



NEAL R. GROSS COURT REPORTERS AND TRANSCRIBERS 1323 RHODE ISLAND AVE. N.W.

6 (sic). know, I'm going to say this on the record anyway. Between them two there was a power struggle. always thought he was in charge, and have meetings with mental was always bothered both said about that. But that I report to SPECIAL AGENT FAHEY: And

He was our liaison for NMC.

SPECIAL AGENT FAHEY: So he was a licensee

employee?

Right. Well, yes, at NMC

SPECIAL AGENT FAHEY: · Okav. (inaudible).

lay off.

SPECIAL AGENT FAHEY: Okay. And that was because the job was completed.

No. There was allegations of -- what they said they let us go for was over abusing the Internet, I guess it was, was the way they put it. And also, basically, like I told everybody else, 'cause I was interviewed by Darlene, which was your supervisor for security out at Point Beach, and -

SPECIAL AGENT FAHEY: Darlene Peters? -Yes. And when I went in
for my first interview, it was with Bill Degnan, and
I don't remember the other guy's name. I believe it
was Tom something they brought down from Day and

And they accused us of porn on the Internet, gambling on the Internet, and the first thing that I asked them is show me. They couldn't show me anything. They could show me that there was hits on the computer that were on gambling sites. I said, "Where were we gambling on the Internet?" And they said, "Well, there is none." I says, "Well what are you accusing us of?" And they said,

NEAL R. GROSS
COURT REPORTERS AND TRANSCRIBERS
1323 RHODE ISLAND AVE. N.W.

"Well, there was porn on the Internet."

Zimmerman.

He says, That'll

1 2 quy's name right. His name was Joel Chocool (sic)? And I believe he is like the manager of doing the 3 computers both at Kewaunee and Point Beach. 4 5 gave me access on to the computers. He told me there was to be no porn on the Internet. 6 7 get your money faster than anything," and there was 8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

other people that used my computer. On Tuesday nights was my night off. I asked if there was any hits on that night, and they said, "Sure. It was hit just like any other night." I said, "Tuesday night's my night off. How do you "Well, who had access to your explain that?" computer?" Well, my night GF did because he has to be able to get into -- for the warehouse, and so on and so forth. They said, "Well, why didn't him, or you give him access?" I said, "I never had the authority to give him access to any computer.

And not sure if I'm going to get this

SPECIAL AGENT FAHEY: Who was the nighttime general foreman?

actually got mine from "



SPECIAL AGENT FAHEY: You're referring to -- besides yourself, were there others who were laid off for the same reason in that group?

> **NEAL R. GROSS** COURT REPORTERS AND TRANSCRIBERS



1	SPECIAL AGENT FAHEY: Okay. When did you
2	first become aware of the fitness for duty concern
3	involving
4	I never seen there was a
5	fitness for duty problem with
6	SPECIAL AGENT FAHEY: So when did you
7	first become aware of it?
8	Now, I can tell you that
9	was sometime in August. I can't give you the exact
10	date. came into the office, and he's
11	SPECIAL AGENT FAHEY: You're going to have
12	to use last names.
13	Oh. Came
14	into the office, and he said, and and or
15	
16	SPECIAL AGENT FAHEY: And was he clear
17	that it was
18	Yes.
19	SPECIAL AGENT FAHEY: Okay. And
20	would be?
21	
22	SPECIAL AGENT FAHEY: Okay. Did he say
23	or
24	No. He said and
25	and the second of the second o

NEAL R. GROSS
COURT REPORTERS AND TRANSCRIBERS
1323 PHODE ISLAND AVE. N.W.

That's all

you real quick.

13

14

15

16

17

18

19

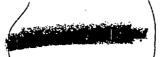
20

21

22

23

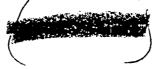
24



Okay.

SPECIAL AGENT FAHEY: Did you hear this

conversation?



Yes, I did. I was in the

office.

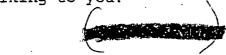
SPECIAL AGENT FAHEY: So you -- did you

I heard No. come

into the office and this is what he said.

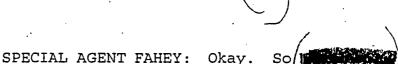
SPECIAL AGENT FAHEY: Okay. Was he

talking to you?

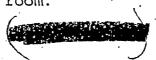


He was talking, I think, in

general, 'cause I was at my desk and was at his desk.



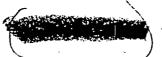
was in the room.



Yes.

SPECIAL AGENT FAHEY: You were in the

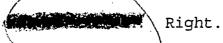
room.



Yes.

SPECIAL AGENT FAHEY: came in

and just made the general statement.



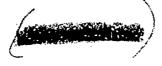
SPECIAL AGENT FAHEY: Okay. Do you know

was on the phone?

**NEAL R. GROSS** 

COURT REPORTERS AND TRANSCRIBERS 1323 RHODE ISLAND AVF. NW





That's too long ago.

have no idea on that. I could not really say if he was or not.

SPECIAL AGENT FAHEY: Okay, and date again, you think?

It was in August. I can't -- I can't tell you exactly when.

give you any indication whether he had just had this conversation with pr did he give you an indication, they told me last week or --

No. He just came into the office and he said this is what and and said about working for a fucking drunk.

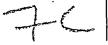
SPECIAL AGENT FAHEY: Okay. And why would they be working for



SPECIAL AGENT FAHEY: Okay. And was he the foreman for a short period of time?

brought out for ISI, and they figured that was out there for that time, that he should take care of the fitters until his duties came up for ISI.

SPECIAL AGENT FAHEY: Okay. So would it be safe to say this conversation probably happened on



25

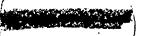
the first day that was assigned as their

I could not say that.

SPECIAL AGENT FAHEY: Okay. All right. Did either of those people



SPECIAL AGENT FAHEY: At any time?



No.

SPECIAL AGENT FAHEY: Okay. What was

what was your response or came in the room and told you

Basically it was out of my hands 'cause I was really a nobody at that time. I was going through the prints and I kind of said, "Well, what are you going to do about it?" And I saying, "You'd better go take care of But I can't be for sure on that.

I'm almost sure that he said it 'cause I mean that, basically that was response to everything as us as his superintendents. He actually took care of the customer and we took care of going and getting the problem solved for our foreman, our general foreman on the jobsite.

## NEAL R. GROSS COURT REPORTERS AND TRANSCRIBERS 1323 RHODE ISLAND AVE NIM

1	And I know said it but I I can't
2	confirm, because like I mean, anything else that I
3	ever had on nights, "You'd better go take care of it."
4	And that's basically response to everything. I
5	mean that
6	SPECIAL AGENT FAHEY: So you're not sure
7	if you recall it specifically in this instance, or if
8	that's just a general
9	Right. That was his
10	general thing that he usually said to us as his
11	superintendents, is "You'd better go take care of it."
12	SPECIAL AGENT FAHEY: And he might have
13	said it
14	Right.
15	SPECIAL AGENT FAHEY: but you're not
16	sure. Okay. What was response?
17	Nothing.
18	SPECIAL AGENT FAHEY: He never said, "I'm
19	going to have to do something about this, or
20	No. No.
21	SPECIAL AGENT FAHEY: Okay. Do you
22	remember raising a concern?
23	No.
24	SPECIAL AGENT FAHEY: About the same
25	thing?

NEAL R. GROSS
COURT REPORTERS AND TRANSCRIBERS

again?

The only two ever mentioned was

SPECIAL AGENT FAHEY: Do you remember if this matter was elevated up the chain of command to anybody more senior in (inaudible) Day and Zimmerman, or within NMC?

I don't know what happened after got there. That I couldn't tell you 'cause they have employees concern, deals that were brought up and I -- I have my different things with that had nothing to do with this fitness for duty stuff. It was stuff that had to do with our liaison and so on and so forth, but I had never heard anything that was brought up to about it.

SPECIAL AGENT FAHEY: Who is

He came up -- he would actually be something that would answer to, kind of like what is right now, for Day and Zimmerman out there.

SPECIAL AGENT FAHEY: Okay. Kind of like the project manager?

I'm not sure if that was exactly -- I think it was called dual site manager I

NEAL R. GROSS
COURT REPORTERS AND TRANSCRIBERS

1	think is what they called him.
2	SPECIAL AGENT FAHEY: Okay. When did he
3	come out? How long after this incident?
4	Oh. This is
5	SPECIAL AGENT FAHEY: A month later?
6	Yeah. This is awhile
7	after. his is after a much bigger incident that
8	happened out there.
9	SPECIAL AGENT FAHEY: (Inaudible)
10	something to do with the welding (inaudible)?
11	No.
12	SPECIAL AGENT FAHEY: Okay. All right.
13	Anybody order to be fitness for duty tested
14	as far as you know?
15	No.
16	SPECIAL AGENT FAHEY: Okay. And as far as
17	you know, showed up to work every day?
18	Every day. Never missed a
19	day, was never late. Matter of fact, he's usually a
20	half hour early every day.
21	SPECIAL AGENT FAHEY: Okay. And did you
22	have any concern about his fitness for duty?
23	Never.
24	SPECIAL AGENT FAHEY: And did you interact
25	with him every day?

NEAL R. GROSS
COURT REPORTERS AND TRANSCRIBERS
1323 RHODE ISLAND AVE., N.W.

+

1 Not after the outage I mean, the only time I'd see him is maybe 2 started. a little bit in the morning, when he came in for his 3 little brief in the morning. And actually, 4 more directed from the plant, from NMC, more-wise 5 (sic) than through Day and Zimmerman. 6 I mean, are 7 (inaudible) is kind of its own little separate world. I mean, he answered to and they kind of had 8 9 their own little system of what they did. 10 SPECIAL AGENT FAHEY: Okay. service inspections? 11 12 Yeah, buffing the pipe and checking for thicknesses and so on and so forth, 13 flourides and chlorides and all that kind of -- stuff 14 15 that's way above my head. SPECIAL AGENT FAHEY: Okay. 16 Now, let's talk about this chronologically. Okay. Nothing else 17 was ever said about it as far as you know? 18 19 No. 20 SPECIAL AGENT FAHEY: The issue was never 21 raised again? Not that I know of, no. 22 SPECIAL AGENT FAHEY: 📓 never raised 23 24 it, said what are you guys going to do about this? 25

NEAL R. GROSS
COURT REPORTERS AND TRANSCRIBERS

1	influence when he came to work, and I said absolutely
2	not. And he asked me what I had to judge that on.
3	Was basically, I seen in the morning when he
4	came in for his brief in the trailer, and then off he
5	went to (inaudible) site to
6	I guess part of the questions that I have for
7	everybody else is he's first hand with
8	How come never turned him in if he thought he was
9	underneath the influence for fitness for duty?
10	SPECIAL AGENT FAHEY: Okay. It was just
11	one telephone conversation with this guy?
12	That one call, and that was
13	all I ever heard about it again until you happened to
14	call.
15	SPECIAL AGENT FAHEY: Okay. Now how about
16	any discussion at the plant in the meantime? I mean,
17	once this Mr. Walker started calling? I assume he may
18	have called more than you.
19	I had been out of the
20	plant. I just got back on August 19th, I'd been
21	working for Tweet-Garot Mechanical ever since. I'd
22	been off site.
23	SPECIAL AGENT FAHEY: So you've been out
24	of the plant since?
25	December 4 <sup>th</sup> , 2001.

NEAL R. GROSS
COURT REPORTERS AND TRANSCRIBERS
1323 RHODE ISI AND AVE N W



1	SPECIAL AGENT FAHEY: Okay. Who did
2	I'm sorry did you work for?
3	but or
4	SPECIAL AGENT FAHEY
5	Tweet-Garot Mechanical.
6	SPECIAL AGENT FAHEY: Tweet?
7	Yeah.
8	SPECIAL AGENT FAHEY: T-W-E-E-T?
9	Yup.
10	SPECIAL AGENT FAHEY: Garot?
11	Garot.
12	SPECIAL AGENT FAHEY: Two Rs, two Ts?
13	I'm better at writing it
14	down than spelling it to you.
15	SPECIAL AGENT FAHEY: G-A-R-E-T-T? G-A-
16	R-O-T?
17	Yup.
18	SPECIAL AGENT FAHEY: Oh, okay. Okay.
19	How about phone calls back and forth between December
20	and now?
21	I only had one conversation
2.2	with and asked me if I got to talk to anybody
23	yet, and I said no. I said the only time I talked to
24	anybody was Mr. Walker, and he said, yeah, he had
25	talked to me about it, but he said, "I couldn't really

give him any," -- or "answer any of his questions 'cause I didn't take care of any of the welding." He said, "That was you." And I says, "Yeah. I know. That's what I talked to him about." So -- and --

SPECIAL AGENT FAHEY: When was that conversation? Recently?

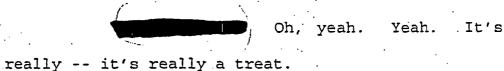


No, no, that's -- oh, with

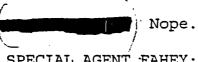
SPECIAL AGENT FAHEY: Yes.

Oh, that's been six months ago. And the last time I see him was out at the plant. He said hi and -- I don't know if he had his instructions to stay away from me, or not talk to me from or whatever. I'm not going to get involved with MPS, so --

SPECIAL AGENT FAHEY: So you're all working at Point Beach again?



SPECIAL AGENT FAHEY: But you don't report to each other?



SPECIAL AGENT FAHEY: Okay.

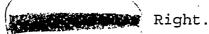
I work for a totally

different company.

## NEAL R. GROSS COURT REPORTERS AND TRANSCRIBERS 1323 RHODE ISLAND AVE., N.W.

NEAL R. GROSS
COURT REPORTERS AND TRANSCRIBERS
1323 RHODE ISLAND AVE., N.W.

SPECIAL AGENT FAHEY: Okay. And then, after you spoke with Mr. Walker, you had this conversation with and then, out of the blue, you hear from me.



SPECIAL AGENT FAHEY: Okay. What about your access?

My access has never been denied.

SPECIAL AGENT FAHEY: Okay.

I had to go in for an interview with Darlene Peters and I had my access back right away.

SPECIAL AGENT FAHEY: Now, to back up a little bit, you've said -- and if I misquote you, be sure and correct me -- that and and did exactly what they should have done. They went to their immediate supervisor.

They went over their foreman 'cause they thought their foreman was under the influence, and that's who the next step would've been, is going after -- that was the GF at the time.

was the superintendent at that time.

SPECIAL AGENT FAHEY: And GF, you mean general foreman?

Were there

If you can

2

3

4

5

6

7

8

9

10

.11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

being

SPECIAL AGENT FAHEY: followed 1 procedure? Okay. Is there any unspoken rule about 2 not reporting somebody? Is that frowned upon? 3 Well, I'm sure it's frowned 4 upon, but -- I mean, no. / I mean, if it would've came 5 up to me -- I mean, I consider a friend. 6 7 mean, I'd of walked up to him and said, "Hey bud, you're going to have to go get checked." I mean, 8 you've been turned in and -- 'cause otherwise it's my 9 ass, you know? I mean that's the bottom line. 10 mean, if somebody comes up to me -- and --11 I mean, you can talk to any of my guys out 12 at work right now. We just had our stand down right 13 I told them, I says, "If you have any problems 14 with anybody, you feel anybody is underneath the 15 influence, you let me know and I take them up to get 16 checked." Everybody on my crew knows it. 17 SPECIAL AGENT FAHEY: And actually, 18 checked would've put a lot of --19 It would have -- could have 20 been dead. It would've been a dead issue. 21 SPECIAL AGENT FAHEY: Okay. So the proper 22 -- and I'm kind of putting you on the spot here --23 but, the proper procedure would've been for 24

NEAL R. GROSS
COURT REPORTERS AND TRANSCRIBERS

to have had the tested.

Correct.

SPECIAL AGENT FAHEY: Okay. And did you say you know that did not happen or you don't know whether that happened?

I don't think it ever happened, but -- I mean, I'm sure would have said something about it, but I've never heard nothing about him ever getting checked.

SPECIAL AGENT FAHEY: All right, did you have any indication that anyone in upper management knew about this issue?

Not that I know of, no. there was never come downs from like or any of them asking me about it. No.

SPECIAL AGENT FAHEY: All right. And you never forwarded the concern up the chain of command.

No, I did not.

SPECIAL AGENT An additional FAHEY: concern that has come to the NRC recently, has had his access denied, and has had his access denied since he left Kewaunee.

Uh-huh.

SPECIAL AGENT FAHEY: He's claiming that it is in retaliation for reporting the fitness for

> **NEAL R. GROSS** COURT REPORTERS AND TRANSCRIBERS 1323 RHODE ISLAND AVE., N.W.



2 3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

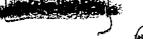
22

23

24

1	duty concern. So one of my questions here today is
2	I want to go off the record
3	right now.
4	SPECIAL AGENT FAHEY: Okay. It's
5	approximately 4:50.
6	SPECIAL AGENT FAHEY: Okay. We're back on
7	the record. It's 4:42. And there was some discussion
8	off the record about other personnel problems that
9	had. We're not going to put them on the
10	record.
11	But now my question is, on this
12	retaliation concern that
13	denied because of the raising the fitness for duty
14	concern, were you aware that
15	concern to anybody at NMC management or Day and
16	Zimmerman management?
17	No. I do not know that he
18	ever raised the issue with anybody else besides
19	himself.
20	SPECIAL AGENT FAHEY: Okay. So you would
21	have no way of knowing whether anybody retaliated
22	against for raising this concern?
23	No, I would not.
24	SPECIAL AGENT FAHEY: Okay. What about
25	are you a union member?

NEAL R. GROSS
COURT REPORTERS AND TRANSCRIBERS
1323 RHODE ISLAND AVE N W



(No inaudible response.)

SPECIAL AGENT FAHEY: And let's talk a little bit -- and I don't know how far you want to go on with this history of problems with the workers. And basically, I'm looking for were there problems between and

everybody because he wasn't a foreman out there.

SPECIAL AGENT FAHEY: Okay. And why would he think he would be the foreman?

On the other outage when NPS was on nights over at Point Beach, was a foreman, and he got foreman's wages to help do layout on -- we were building a platform around the RHR pit, around the generators. And he had felt that owed him to be a foreman.

And then was brought out, they made him a foreman over the fitters. Then I was brought out, and I was a fitter over -- or a foreman. over the fitters. And was brought out to be foreman over the fitters. I think basically had a hard-on for everybody. I mean, he was going to be -- I mean, basically, they nicknamed "the I mean -- 'cause everything -- he would do everything



the opposite way you tried to tell him to. 1 SPECIAL AGENT FAHEY: 2 Was he a regular employee of 3 4 SPECIAL AGENT FAHEY: At NMC for different 5 contractors? 6 Yes, off and on. Yeah. 7 But most of the time, when he was at Point Beach, he 8 worked more with the maintenance people than he did 9 10 with our core group, more or less. 11 SPECIAL AGENT FAHEY: Okay. And you said NPS earlier. That's kind of a shorthand for Day and 12 Zimmerman? 13 Right. 14 SPECIAL AGENT FAHEY: Okay. 15 Actually, PG -- we started 16 out working for Phillips Getschow. Okay? We were all 17 going through the Phillips Getschow, we were there for 18 the Williams Power, and then Day and Zimmerman. 19 20 SPECIAL AGENT FAHEY: Okay. What about Did he have any problem with 21 as you know? 22 Not that I know of. 23 SPECIAL AGENT FAHEY: Okay. So as far as 24 your opinion, you think that either of those two 25

NEAL R. GROSS
COURT REPORTERS AND TRANSCRIBERS

7-6

1 2 this fitness for duty concern? 3 4 don't know why 5 have no idea. 6 7 8 great job. 9 10 11 know, he's a good guy. 12 13 14 15 16 17 said, "I don't know why." 18 19 20 yourself about your own. 21 22 Yeah. 23 24 25

having their access code was retaliation for reporting

To be honest with you, I was pulled -- o I mean, did his job. I mean, he was on nights with me, so I don't know how all these guys were getting all this -- I mean, did me a I mean, he did what I told him to do, he didn't cause any problem, he was fun to play cards with at lunch, I mean, he was just a good guy. mean, I golfed with the guy already, too. I mean, you

So I don't know what happened with his That I -- it did -- it never made sense to me when I heard that got his pulled out -- I think it was out in Pennsylvania or someplace that they went or -- I heard that he got his access pulled, and I

SPECIAL AGENT FAHEY: Okay. And certainly You just concern that's not your concern, right?

Well, I'm not --I'll tell you anything you want about myself or -- it doesn't matter to me 'cause I have nothing to hide.

> SPECIAL AGENT FAHEY: Okay. Did anyone

4

5

6

7

8

9

10

11 12

13

14

15

16

17

18

19

20

21

22

23

24

25

know that you were here today?

My immediate supervisor. the only one that knows.

SPECIAL AGENT FAHEY: And how do you spell Okay. that?

We had one of our guys get contaminated actually didn't contaminated. He was carrying his tungsten out through the monitors and it went off. With tungsten, after they're lit up one time they're radioactive. I had to tell him, because otherwise, I'm supposed to stay there with my men.

SPECIAL AGENT FAHEY: So they cut you loose early?



Right.

SPECIAL AGENT FAHEY: I'm sorry.

No, no. It didn't matter, but I had to make sure I told somebody why I was leaving 'cause usually would've left, 'cause he was over the millwrights, and I'm over the fitters and the boilermakers.

SPECIAL AGENT don't FAHEY: there's any other questions. Anything else that you can think of? Was this fitness for duty concern with ever the discussion of any management



1 meetings with Day and Zimmerman or anything like that? 2 Maybe after I was gone. 3 don't know. SPECIAL AGENT FAHEY: 4 But as far as you 5 recall, the issue died that day, in that room. 6 That was it. SPECIAL AGENT FAHEY: And as far as 7 you know, didn't do anything about it. 8 9 Nope. SPECIAL AGENT FAHEY: Okay. And it never 10 11 came up again? Nobody ever said whatever happened 12 with that or --Not that I've ever heard, 13 14 no. 15 SPECIAL AGENT FAHEY: Okay. And how much interaction did you have with and and 16 after you went on the night shift? 17 18 Every morning. SPECIAL AGENT FAHEY: Turnover? 19 Yeah. 20 Every morning one 21 would call me in his office, and the next one would 22 call me in his office. You know? I mean, it was 23 different. That's something that I haven't been put 24 through before, as being in upper management before. 25 So, I mean, it was --

NEAL R. GROSS
COURT REPORTERS AND TRANSCRIBERS
1323 RHODE ISLAND AVE., N.W.

I think some of the stuff they didn't see 1 2 eye-to-eye on. I think there was a big power struggle. There was one comment made and I want to go 3 off the record to make that. 4 SPECIAL AGENT FAHEY: Okay. 5 But I know what 6 was, and I was indentured. 8 SPECIAL AGENT FAHEY: Hold on. Okay. 9 SPECIAL AGENT FAHEY: 10 Okay. ' I was indentured in '81, 11 and my way that I was brought into the trade is that 12 13 you go through your chain of command. And as far as I was concerned, I was a equal with 14 15 my immediate supervisor. And that's who I should have to answer to. It shouldn't have been 16 .17 would make the comment to me every now and again, "You work for me." I said, "No, I don't. 18 work for and I work for Day and Zimmerman. 19 20 don't work for you." 21 "I brought you out here," he says. doesn't matter, We're equals. You run days, 22 I run nights." And I know that he had a big power 23 struggle, and when I give you my comment off -- that's 24

1	36
1	SPECIAL AGENT FAHEY: Okay. And before we
2	went on the record, you did ask me if you could have
3	a copy of this transcript?
4	Yes. I would like a copy of
5	it.
6	SPECIAL AGENT FAHEY: And when we go off
7	the record, I'll provide you with paper and you can
8	just scribble a quick request for that.
9	Okay.
10	SPECIAL AGENT FAHEY: I don't have any
11	other questions. Have I threatened you in any manner,
12	or offered you any reward in return for your
13	statement?
14	No, ma'am.
15	Nope.
16	SPECIAL AGENT FAHEY: Have you given your
17	statement freely and voluntarily?
18	Yes, I have.
19	SPECIAL AGENT FAHEY: Anything further you
20	want to add to the record?
21	Not at this time.
22	SPECIAL AGENT FAHEY: Okay, okay.
23	Concluded roughly at five p.m.
24	(Whereupon, the interview in the above-
25	entitled matter was concluded at 5:00 p.m.)

## CERTIFICATE

This is to certify that the attached proceedings before the United States Nuclear Regulatory Commission in the matter of:

Name of Proceeding: Interview of

Docket Number:

3-2002-004 and 3-2002-020

Location:

Green Bay, Wisconsin

were held as herein appears, and that this is the original transcript thereof for the file of the United States Nuclear Regulatory Commission taken by me and, thereafter reduced to typewriting by me or under the direction of the court reporting company, and that the transcript is a true and accurate record of the foregoing proceedings as recorded on tape(s) provided by the NRC.

Steven Mickigly

Sydney Edington Official Transcriber Neal R. Gross & Co., Inc.

NEAL R. GROSS
COURT REPORTERS AND TRANSCRIBERS