



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION IV
611 RYAN PLAZA DRIVE, SUITE 400
ARLINGTON, TEXAS 76011-4005

December 26, 2007

Mr. E. Jonathan Jackson, President
FMRI, Incorporated
Number Ten Tantalum Place
Muskogee, Oklahoma 74403-9296

SUBJECT: CLOSURE OF INVESTIGATION (OI 4-2007-026)

Dear Mr. Jackson:

This refers to an investigation conducted by the NRC Office of Investigations (OI) regarding activities at FMRI's rare earth recovery facility in Muskogee, Oklahoma. OI initiated the investigation to determine whether a contract radiation safety officer had been subjected to employment discrimination for having raised safety concerns.

Based on the evidence developed during the investigation, the allegation was not substantiated. The NRC plans no further action related to alleged discrimination and considers this investigation closed.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room).

Sincerely,

/RA CLCain for/

Leonard D. Wert, Director
Division of Nuclear Materials Safety

Docket: 040-07580
License: SNB-911

bcc: Allegation File

SUNSI Review Completed: HAF ADAMS: Yes No Initials:
 Publicly Available Non-Publicly Available Sensitive Non-Sensitive

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