



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

OFFICE OF THE
INSPECTOR GENERAL

October 10, 2008

MEMORANDUM TO: R. William Borchardt
Executive Director for Operations

FROM: Stephen D. Dingbaum **/RA/**
Assistant Inspector General for Audits

SUBJECT: AUDIT OF NRC'S ALTERNATIVE DISPUTE
RESOLUTION PROGRAM (OIG-08-A-03)

REFERENCE: DIRECTOR, OFFICE OF ENFORCEMENT,
MEMORANDUM DATED SEPTEMBER 17, 2008

Attached is the Office of the Inspector General's (OIG) analysis and status of Recommendation 4 as discussed in the agency's response dated of September 17, 2008. To date, Recommendation 1 is closed, and Recommendations 2 and 3 remain resolved pending a January 2009 anticipated update from the agency. Based on this response, Recommendation 4 is now closed.

If you have questions or concerns, please call me at 415-5915 or Sherri Miotla, Team Leader, at 415-5914.

Attachment: Status of Recommendations

cc: V. Ordaz, OEDO
J. Arildsen, OEDO
P. Shea, OEDO

Audit Report
Audit of NRC's Alternative Dispute Resolution Program
OIG-08-A-03

Status of Recommendations

Recommendation 4: Create a Management Directive for NRC's ADR programs.

Agency Response Dated
September 17, 2008:

Completed. In response to Recommendation 4 of the OIG audit, the staff committed that in July 2008, the NRC's Agency Dispute Resolution Specialist would provide a plan of action to the Executive Director for Operations (EDO) on the development of an overarching web page or other reference resource that focuses on the Dispute Resolution Specialist's responsibilities and provides general information about the NRC's ADR programs and where the various information may be found.

In June 2008, Stephen G. Burns, Deputy General Counsel in the Office of the General Counsel, was designated by the NRC Chairman as the Agency's Dispute Resolution Specialist. On July 29, 2008, Mr. Burns issued a memorandum to the EDO requesting his approval that the NRC develop a general web page on the NRC's website to provide information on the use of ADR in the various NRC programs vice the creation of a new Management Directive. Reference G20080526. In a memorandum dated August 26, 2008, the EDO approved this requested course of action. Reference ML082330442. The proposed web site is scheduled to be up on the NRC website by October 1, 2008.

OIG Analysis:

OIG acknowledges the designation of Stephen Burns, Deputy General Counsel, Office of the General Counsel, as NRC's Dispute Resolution Specialist. OIG further acknowledges the agency's implementation of a new ADR web page which complies with the OIG-accepted alternative to the recommended creation of a management directive. The new ADR web page satisfies the intent of this recommendation to provide NRC stakeholders a consolidated source of information regarding the various agency uses of ADR. Therefore, Recommendation 4 is closed.

Status:

Closed.