

April 26, 2010

EA-08-054

Mr. Mark Lafferty  
Deputy Project Owner  
Molycorp Washington Project  
Chevron Environmental Management Co.  
6001 Bollinger Canyon Road  
Room K2100  
San Ramon, CA 94582-2324

**SUBJECT:** SATISFACTORY COMPLETION OF JULY 8, 2008, CONFIRMATORY  
ORDER ACTIONS

Dear Mr. Lafferty:

On July 8, 2008, the NRC issued a confirmatory order to Chevron Environmental Management Company (CEMC) relating to its Molycorp Washington Decommissioning project in Washington, Pennsylvania. The confirmatory order was based on a settlement agreement between CEMC and the U.S. Nuclear Regulatory Commission (NRC) regarding an apparent violation of 10 CFR 40.7, "Employee protection." As part of the settlement agreement, CEMC agreed to take a number of actions at the site, including: training supervisory employees regarding employees' rights to raise concerns; communicating CEMC's policy and management expectations regarding employees' rights to raise concerns, in writing and in meetings; and distributing a questionnaire to assess employees' willingness to raise nuclear safety concerns. In return for taking these actions, the NRC agreed not to pursue further enforcement action relating to the apparent violation. By letter dated September 16, 2008, you notified the NRC of the completion of the actions as required in the confirmatory order.

On February 19, 2010, in an effort to verify the completion of the referenced actions, Shahram Ghasemian of my staff contacted your counsel, Mr. Jeffrey Gordon, to request information and documents regarding those actions. On March 11, 2010, Mr. Gordon submitted such information and supporting documents. (ML100750708) Those documents included, among others, your written communication to the workforce regarding CEMC's policy on reporting safety concerns, a sample survey questionnaire, supervisor training slides/talking points, sign-in sheets for all hands meetings, and other documents relating to certain procedure and contractual changes to ensure CEMC's contractors' compliance with 10 CFR 40.7.

M. Lafferty

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We have reviewed the submitted information and documents and have verified the timely and satisfactory completion or implementation of the required actions as set forth by the confirmatory order. Based on this review, your response to the confirmatory order is closed.

You are not required to respond to this letter. However, if you choose to provide a response, please provide it to me within 30 days at U.S. Nuclear Regulatory Commission, Mail Stop O4-A15A, 11555 Rockville Pike, Rockville, MD 20852.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter will be made available electronically for public inspection in the NRC Public Document Room or from the NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>. Your response, if you choose to provide one, will also be made available electronically for public inspection in the NRC Public Document Room or from the NRC's document system (ADAMS).

If you have any questions regarding this letter, please feel free to contact Shahram Ghasemian at (301) 415-3591.

Sincerely,

/RA/

David Solorio, Chief  
Concerns Resolution Branch  
Office of Enforcement

We have reviewed the submitted information and documents and have verified the timely and satisfactory completion or implementation of the required actions as set forth by the confirmatory order. Based on this review, your response to the confirmatory order is closed.

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Sincerely,

/RA/  
David Solorio  
Chief, Concerns Resolution Branch  
Office of Enforcement

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ADAMS Package **ML100750708**      **Public X**      **Non-Sensitive X**

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DATE	4/08/2010	4/18/2010	4/19/2010	4/26/2010

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