



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

**OFFICE OF THE
INSPECTOR GENERAL**

August 6, 2010

MEMORANDUM TO: William Borchardt
Executive Director for Operations

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

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

REFERENCE: DIRECTOR, OFFICE OF ENFORCEMENT,
MEMORANDUM DATED JUNE 23, 2010

Attached is the Office of the Inspector General's (OIG) analysis and status of recommendation 2 as discussed in the agency's update dated June 23, 2010. Based on this response, recommendation 2 remains resolved. Recommendations 1, 3, and 4 were closed previously. Please provide a status update on the resolved recommendation by November 19, 2010.

If you have questions or concerns, please call me at 415-5915 or R.K. Wild, Team Leader, at 415-5948.

Attachment: As stated

cc: N. Mamish, OEDO
J. Andersen, OEDO
J. Arildsen, OEDO
C. Jaegers, OEDO

Audit Report

AUDIT OF NRC'S ALTERNATIVE DISPUTE RESOLUTION PROGRAM

OIG-08-A-03

Status of Recommendations

Recommendation 2: Incorporate the interim guidance into the Enforcement Policy and Manual revisions.

Agency Response Dated
June 23, 2010:

As previously stated in a memorandum to you from our office, dated May 21, 2009, (Reference ML091390225) procedures from the various program offices were updated to include guidance on the process for follow-up and closure of ADR confirmatory orders falling within their area of responsibility. In addition, ADR program guidance was placed in the Enforcement Manual and was issued to the staff on December 22, 2008. The staff has incorporated ADR guidance in the revised Enforcement Policy which will be issued following approval by the Commission. The staff forwarded the revised Enforcement Policy and Supplements to the EDO on December 23, 2009. The revised Policy was signed on December 30, 2009, and forwarded to SECY on January 4, 2010. Once approved by the Commission, the Enforcement Policy will be published in the Federal Register with an effective implementation date.

OIG Analysis:

OIG acknowledges the agency's continued progress in meeting the full intent of this recommendation, including updates to program office procedures and the inclusion of ADR guidance in the Enforcement Manual and Policy. OIG will close the recommendation once the Commission approves, and the agency submits to OIG, the final version of the revised Enforcement Policy so that we can ensure the intent of this recommendation has been satisfied.

Status:

Resolved.