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July 29, 2010

Roy P. Zimmerman, Director  
Office of Enforcement  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555-0001

Subject: Steven P. Moffitt Response Regarding Actions Taken to Meet Terms of Settlement  
Agreement (LBP-06-26)

Dear Mr. Zimmerman:

I have enclosed the response of my client, Steven P. Moffitt, to your request for information regarding his compliance with the terms of the 2006 Settlement Agreement he reached with the Nuclear Regulatory Commission. Please do not hesitate to contact me if you have any questions or concerns, or require additional information.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Jane Gowen Penny', is written over a faint, larger signature that is partially visible in the background.

Jane Gowen Penny

Enclosure: Response of Steven P. Moffitt  
with attachment

c: Doug Starkey (electronic submission)

July 28, 2010

LBP-06-26

IA-05-054

Mr. Roy P. Zimmerman  
Director, Office of Enforcement  
United States Regulatory Commission  
Washington, D.C. 20555-0001

Subject: Response Regarding Actions Taken to Meet Terms of Settlement Agreement  
(Steven P. Moffitt)

Dear Mr. Zimmerman:

This letter provides my response to the June 4, 2010 Request for Response relative to the actions I have taken to satisfy the Settlement Agreement attached as Exhibit A to the December 13, 2006 Licensing Board Order. You indicated the items to which I should reply (items 8 through 12), noting that I need not respond to items 9.a, 10.a and b, or 11 of the Settlement Agreement.

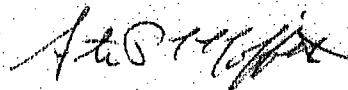
**RESPONSE**

- 8.a. I did not seek employment in any NRC-licensed activities prior to January 4, 2008, and I have not done so through the date of this response.
- 8.b. Between January 4, 2008 and January 4, 2010, I did not seek employment at an NRC-licensed operating nuclear power facility, or with the corporate parent of a nuclear power facility in any capacity whatsoever. Throughout the relevant period and to the current time, I have maintained employment exclusively in the non-nuclear energy industry.
- 8.c. In 2008, I traveled to Atlanta, Georgia (at my personal expense) for a March 12, 2008 presentation to the INPO Senior Nuclear Plant Managers regarding the lessons I learned from the incident at Davis-Besse. My presentation was allowed outside the planned curriculum (see 9.c. below). The NRC's Doug Starkey reviewed my draft material prior to my presentation, and made suggestions which I incorporated. People in attendance told me that my presentation was valuable. In addition, I voluntarily assisted an individual employed by DTE Energy Co. and an individual at Southern Company prepare their own presentations based upon the lessons I had learned from my Davis-Besse experiences.

- 8.d. Regretfully, I was not invited to make a lessons-learned presentation to an NRC leadership development program. I have always remained willing to do so and would cooperate in any way should Staff agree to arrange a presentation.
- 9.b. While I did not make a presentation to an NRC class, I have always remained available and willing to do so.
- 9.c. Although I offered to speak as part of INPO's Senior Nuclear Plant Management curriculum in 2007 and 2008 regarding leadership lessons I learned, I was not invited to do so in 2007. The presentation I made in 2008 (see 8.c. above) was made outside the planned curriculum. I have attached a copy of a June 22, 2007 letter I received from the manager of the Industry Leadership Development Department, who acknowledged my offer to speak in 2007 and 2008.
- 10.c. From 2006 through 2010, I have maintained the same type of employment position, with promotions from sales manager to account executive, in non-nuclear energy sales. To date, I have never engaged in any employment-related conduct that would violate the terms of the Settlement Agreement.
- 12. I fully cooperated with all of the U.S. Department of Justice investigations, and testified truthfully at the 2007 and 2008 trials in the Northern District of Ohio that resulted from the 2001 occurrences at Davis-Besse.

I appreciate the opportunity you have extended to me to provide information on my compliance with the terms of the Settlement Agreement, and will be glad to answer any additional questions you may have.

Respectfully submitted,



Steven P. Moffitt



NATIONAL  
ACADEMY  
FOR NUCLEAR  
TRAINING

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770-644-8543  
FAX: 770-644-8549

June 22, 2007

Mr. Steven P. Moffitt

[Redacted]  
[Redacted]

[Home address redacted.]

Dear Mr. Moffitt,

We received your letter offering to speak at the Senior Nuclear Plant Management (SNPM) course regarding leadership lessons learned from the Davis Besse Nuclear Power Station event in 2001/2002.

I am the manager of the Industry Leadership Development Department, the group that conducts the SNPM course. Currently, the 2007 SNPM curriculum is set, but we are in the process of designing the 2008 schedule. This review could result in some changes to the curriculum and the addition of new modules to the course. Yours is a subject that would be of interest to the SNPM audience, so we will give it careful consideration during our review.

Thank you for your offer to contribute to the SNPM course. When our 2008 review is complete, we will contact you to discuss the results and possible fit for your discussion in the new curriculum. If you have additional questions, you may contact me at 770-644-8940 or by e-mail at [dahlbergka@inpo.org](mailto:dahlbergka@inpo.org).

Sincerely,

Kim A. Dahlberg  
Manager  
Industry Leadership & Development

KAD:sjb