

R4ALLEGATION - Fwd: (b)(7)(C) **allegations**

From: Tony Gody
To: R4ALLEGATION
Date: 8/15/2007 9:18 AM
Subject: Fwd: (b)(7)(C) allegations

7C

Please schedule ARB as discussed....

Tony Gody

>>> (b)(7)(C) 08/15/2007 9:11 AM >>>
Hello Mr. Gody;

I appreciate your returning my call last Tuesday regarding allegations made by (b)(7)(C)

I recognize that NRC's procedures and practices, for very good reason, limited what you could say about the matter to the point of your not being able to even confirm that (b)(7)(C) had made allegations. I am very supportive of those limits, since their primary purpose is to protect the identity of allegers to protect them from potential retaliation.

In other cases like this one, I have obtained express, written authorization from the alleger to discuss the underlying allegations with the NRC staff. In such cases, the NRC staff typically contacted the allegers independently to confirm that they had in fact authorized my involvement.

Attached is a letter dated August 9, 2007, signed by (b)(7)(C) authorizing (b)(7)(C) and (b)(7)(C) to discuss allegation RIV-2006-A-0033 with the NRC. Assuming the NRC accepts this authorization, after whatever confirmatory steps deemed necessary, I'd like to discuss the allegation with the NRC staff.

My first priority in this allegation matter concerns documents related to the case (e.g., OI interview summaries, transcripts, etc.).

(b)(7)(C) requested those records under a freedom of information act (FOIA) request. The NRC took his \$700 check, cashed it, and have not provided him with the documents. Since the NRC seems unwilling to provide the service that (b)(7)(C) has long ago paid for but not received, I think it would be fair for NRC to refund (b)(7)(C) his money. (b)(7)(C) will contact a member of Congress, probably the Chair of an NRC oversight committee, and ask that Congress request the same documents from NRC - as we recently did in the Palisades case.

Thanks,

(b)(7)(C)
(b)(7)(C)

Washington, DC 20006-3962
(b)(7)(C)

e/17

From: Russell Nichols
To: Harry Freeman
Date: 8/15/2007 1:13:42 PM
Subject: Re: *** SENSITIVE ALLEGATION AND FOIA MATERIAL *** FOIA REQUEST 2007-183

Harry,
Thanks for the heads up. If the issue of the FOIA timeliness comes up, you can tell him we are working it with due diligence but it is a complex request because of its nature (which should be obvious to him) and the volume of records. If you can work it into the discussion, please tell (b)(7)(C) that the fact that the FOIA requester is required to pay in advance whenever the fees reach a specified level does not enhance the speed at which the records are processed.
Russ

>>> Harry Freeman 8/15/2007 11:04 AM >>>
Mr. Nichols,

Attached is an e-mail message from (b)(7)(C) (b)(7)(C) that involves one of Mary Jean Pool's FOIA requesters (b)(7)(C) has been in communication with Mr. Anthony Gody Operations Branch Chief, regarding our handling of the individual's allegation. So far, we have not confirmed whether the named individual raised an allegation to the NRC's attention or requested documents under FOIA. I called today and left a message with the individual's spouse requesting that the individual provide confirmation that he does indeed authorize the NRC to discuss the allegation file with (b)(7)(C)

Region IV plans on discussing this information at an Allegation Review Board by August 20 to plan our actions. We do not however plan on discussing the FOIA processing issue. I will advise whether the individual does authorize the NRC to speak with this outside organization.

Sincerely,
Harry Freeman
Senior Allegation Coordinator

CC: Mary Jean Pool