



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

October 19, 2016

Mr. Robert Smickley, Chief Executive Officer
MetalTek International
4180 South Creek Road
Chattanooga, TN 37406

SUBJECT: NRC OFFICE OF INVESTIGATIONS REPORT NO. 2-2015-046

Dear Mr. Smickley:

This letter refers to an investigation conducted by the U.S. Nuclear Regulatory Commission (NRC), Office of Investigations (OI) to determine if a former project quality manager employed by NE Inspection Solutions, LLC (NEIS) in Kernersville, North Carolina, at MetalTek International (a division of Specialty Maintenance and Construction Inc., or SMCI) in Lakeland, Florida, was the subject of discrimination for raising safety concerns. Based on the evidence developed during the OI investigation, the NRC could not substantiate that discrimination occurred.

Please note that the complete OI investigation report, including supporting documentation, may be made available to the public under the Freedom of Information Act (FOIA) subject to redaction of information pursuant to the FOIA. Requests under the FOIA should be made in accordance with 10 CFR 9.23, "Requests for Records." The instructions for making a request of information under the FOIA are accessible at <http://www.nrc.gov/reading-rm/foia/foia-privacy.html>.

In accordance with Title 10 of the Code of Federal Regulations (10 CFR) 2.390 of the NRC's "Rules of Practice," a copy of this letter, and your response, if any, will be available electronically for public inspection in the NRC Public Document Room or from the NRC's Agencywide Documents Access and Management System (ADAMS), accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room).

If you have any questions or comments regarding this matter, please contact Ms. Dori Willis, Senior Allegations Coordinator of NRC's Headquarters Allegation Team in the Office of Enforcement, toll free at (800) 368-5642.

Sincerely,

(/RA by M. C. Cheok)

Michael C. Cheok, Director
Division of Construction Inspection
and Operational Programs
Office of New Reactors

October 19, 2016

Mr. Robert Smickley, Chief Executive Officer
MetalTek International
4180 South Creek Road
Chattanooga, TN 37406

SUBJECT: NRC OFFICE OF INVESTIGATIONS REPORT NO. 2-2015-046

Dear Mr. Smickley:

This letter refers to an investigation conducted by the U.S. Nuclear Regulatory Commission (NRC), Office of Investigations (OI) to determine if a former project quality manager employed by NE Inspection Solutions, LLC (NEIS) in Kernersville, North Carolina, at MetalTek International (a division of Specialty Maintenance and Construction Inc., or SMCI) in Lakeland, Florida, was the subject of discrimination for raising safety concerns. Based on the evidence developed during the OI investigation, the NRC could not substantiate that discrimination occurred.

Please note that the complete OI investigation report, including supporting documentation, may be made available to the public under the Freedom of Information Act (FOIA) subject to redaction of information pursuant to the FOIA. Requests under the FOIA should be made in accordance with 10 CFR 9.23, "Requests for Records." The instructions for making a request of information under the FOIA are accessible at <http://www.nrc.gov/reading-rm/foia/foia-privacy.html>.

In accordance with Title 10 of the Code of Federal Regulations (10 CFR) 2.390 of the NRC's "Rules of Practice," a copy of this letter, and your response, if any, will be available electronically for public inspection in the NRC Public Document Room or from the NRC's Agencywide Documents Access and Management System (ADAMS), accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room).

If you have any questions or comments regarding this matter, please contact Ms. Dori Willis, Senior Allegations Coordinator of NRC's Headquarters Allegation Team in the Office of Enforcement, toll free at (800) 368-5642.

Sincerely,

(/RA by M. C. Cheok)

Michael C. Cheok, Director
Division of Construction Inspection
and Operational Programs
Office of New Reactors

DISTRIBUTION: OAC File

Public Non-Public Sensitive Non-Sensitive SUNSI Review Complete

ADAMS No. ML16293A570

| | | | | | |
|-------------|----------------|------------|------------|--|--|
| OFC | AS:HQAT | D:NRO:DCIP | SROAC:HQAT | | |
| NAME | SBernal-Taylor | MCheok | DWillis | | |
| DATE | 10/12/16 | 10/11/16 | 10/19/16 | | |

OFFICIAL RECORD COPY