



# RESPONSE TO FREEDOM OF INFORMATION ACT (FOIA) REQUEST

2017-0561

1

RESPONSE TYPE  INTERIM  FINAL

**REQUESTER:**

Madison Hopkins, Better Government Association

**DATE:**

06/21/2017

**DESCRIPTION OF REQUESTED RECORDS:**

Records showing the total number of discrimination or retaliation complaints/allegations brought to the NRC for each year, from 2010-2016, broken down into specified categories.

### PART I. -- INFORMATION RELEASED

You have the right to seek assistance from the NRC's FOIA Public Liaison. Contact information for the NRC's FOIA Public Liaison is available at <https://www.nrc.gov/reading-rm/foia/contact-foia.html>

- Agency records subject to the request are already available on the Public NRC Website, in Public ADAMS or on microfiche in the NRC Public Document Room.
- Agency records subject to the request are enclosed.
- Records subject to the request that contain information originated by or of interest to another Federal agency have been referred to that agency (see comments section) for a disclosure determination and direct response to you.
- We are continuing to process your request.
- See Comments.

### PART I.A -- FEES

### NO FEES

AMOUNT\*

\*See Comments for details

- You will be billed by NRC for the amount listed.
- You will receive a refund for the amount listed.
- Fees waived.

- Minimum fee threshold not met.
- Due to our delayed response, you will not be charged fees.

### PART I.B -- INFORMATION NOT LOCATED OR WITHHELD FROM DISCLOSURE

- We did not locate any agency records responsive to your request. *Note:* Agencies may treat three discrete categories of law enforcement and national security records as not subject to the FOIA ("exclusions"). 5 U.S.C. 552(c). This is a standard notification given to all requesters; it should not be taken to mean that any excluded records do, or do not, exist.
- We have withheld certain information pursuant to the FOIA exemptions described, and for the reasons stated, in Part II.
- Because this is an interim response to your request, you may not appeal at this time. We will notify you of your right to appeal any of the responses we have issued in response to your request when we issue our final determination.
- You may appeal this final determination within 90 calendar days of the date of this response by sending a letter or e-mail to the FOIA Officer, at U.S. Nuclear Regulatory Commission, Washington, D.C. 20555-0001, or [FOIA.Resource@nrc.gov](mailto:FOIA.Resource@nrc.gov). Please be sure to include on your letter or email that it is a "FOIA Appeal." You have the right to seek dispute resolution services from the NRC's Public Liaison, or the Office of Government Information Services (OGIS). Contact information for OGIS is available at <https://ogis.archives.gov/about-ogis/contact-information.htm>

### PART I.C COMMENTS ( Use attached Comments continuation page if required)

Please note that we have provided you the available discrimination/retaliation data in two different formats. The first set (pages 1-5) reflect the data broken down by Region and Program Office. The second set (pages 6-17) reflect data attributable to the plants and fuel cycle facilities listed, broken down by three categories: operating reactors, non-operating reactors, and fuel cycle facilities. Please note that the data from both sets won't align because the second set doesn't include licensees and/or contractors that aren't one of the three categories. You can also see data about these three categories in the statistics NRC publishes monthly on the public website (<https://www.nrc.gov/about-nrc/regulatory/allegations/statistics.html>).

Signature - Freedom of Information Act Officer or Designee

**Stephanie A. Blaney**

Digitally signed by Stephanie A. Blaney  
DN: c=US, o=U.S. Government, ou=U.S. Nuclear Regulatory Commission, ou=NRC-PIV, cn=Stephanie A. Blaney, o=2342.19200500.100.1.1\*20001997  
Date: 2017.06.21 09:21:03 -0400

**DISCRIMINATION ALLEGATIONS BY CY RECEIVED AND REGION/PROGRAM OFFICE\*:**  
 January 2010 - December 2016

Year	Region 1	Region 2	Region 3	Region 4	Region 5	Region 6	Region 7	Region 8	Region 9	Total
2010	32	22	11	40	6	2				113
2011	32	42	17	26	6	5				128
2012	36	35	16	36	4	5	1			133
2013	16	29	23	22	3	34				127
2014	19	25	9	18	1	20				92
2015	21	77	7	26		13	1			145
2016	16	81	5	22	3	7	1	2		137

\*This table refers to the subset of allegations from external sources involving discrimination concerns.

**DISCRIMINATION ALLEGATIONS - PRIMA FACIE MET, ADR OFFERED - BY CY RECEIVED AND REGION/PROGRAM  
OFFICE\*: January 2010 - December 2016**

2010	11	9	7	25	4	1			57
2011	18	16	11	14	6	5			70
2012	20	13	10	26	4	5	1		79
2013	11	11	9	15	2	28			76
2014	9	16	3	11		16			55
2015	8	46	5	15		11	1		86
2016	11	42	4	13		3	1	1	75

\*This table refers to the subset of allegations from external sources involving discrimination concerns in which prima facie was met and ADR subsequently offered.

DISCRIMINATION ALLEGATIONS – PER YEAR  
WHERE ADR WAS CHOSEN

2010	2	2	5	5	19
2011	4	5	6	6	19
2012	6	4	6	5	9
2013	13	4	10	6	9
2014	15	2	8	4	8
2015	9	3	19	1	14
2016	5	4	13	5	10

DISCRIMINATION ALLEGATIONS – PER YEAR  
WHERE ADR WAS SETTLED

2010	0	0	3	2	5
2011	2	1	4	4	5
2012	4	2	2	1	4
2013	9	2	4	1	2
2014	8	1	3	0	4
2015	1	2	7	0	10
2016	2	2	2	1	4

DISCRIMINATION ALLEGATIONS - ADR DECLINED, OI OPENED - BY CY RECEIVED AND REGION/PROGRAM OFFICE\*:  
 January 2010 - December 2016

2010	10	4	5	21	3	1			44
2011	15	9	5	9	5	3			46
2012	15	9	10	17	1	3	1		56
2013	5	6	6	8	1	16			42
2014	6	10	2	6		8			32
2015	2	22	4	7		7	1		43
2016	8	29	3	7		1	1	1	50

\*This table refers to the subset of allegations from external sources involving discrimination concerns in which an Office of Investigations case was opened in lieu of ADR.

REACTOR DISCRIMINATION ALLEGATIONS - PRIMA FACIE MET, ADR OFFERED - BY CY RECEIVED\*:

January 2010 - December 2016

Site	2010	2011	2012	2013	2014	2015	2016
ARKANSAS 1 & 2		1	2			1	1
BEAVER VALLEY 1 & 2	1					1	
BROWNS FERRY 1, 2 & 3		1	2		3	2	2
BYRON 1 & 2			1				
CALLAWAY		1	2			1	
CLINTON	1		1				
COLUMBIA PLANT	2	3	1				
COMANCHE PEAK 1 & 2	1				1		1
COOK 1 & 2		2		2			
COOPER		1	1	1			
DAVIS-BESSE		1			1		1
DIABLO CANYON 1 & 2				1	1	2	
DRESDEN 2 & 3		1		1		1	
DUANE ARNOLD				1			
FARLEY 1 & 2	1	1	1	2			
FERMI		1				1	1
FITZPATRICK	1		1				
FORT CALHOUN	1			2			
GINNA		5					
GRAND GULF				1			1
HARRIS		1				1	1
HATCH 1 & 2				1	1	1	
INDIAN POINT 2 & 3		1	5	1	1		1
LASALLE 1 & 2		1					
LIMERICK 1 & 2	1						
MCGUIRE 1 & 2				1	1		
MILLSTONE 2 & 3	1	1	4	1	1		2
NINE MILE POINT 1 & 2							1
NORTH ANNA 1 & 2						2	
OCONEE 1, 2, & 3	2			1	1	3	2
OYSTER CREEK	1						1
PALISADES		1	1	3			
PALO VERDE 1, 2, & 3	6	1	3	1	3	2	2
PEACH BOTTOM 2 & 3		2	1		1		
PERRY			2				
PILGRIM				2		1	3
POINT BEACH 1 & 2	3					1	
PRAIRIE ISLAND 1 & 2	1	1	3	2	1		
QUAD CITIES 1 & 2				1		1	
RIVER BEND				1	1		
ROBINSON							1
SALEM/HOPE CREEK	1			4	1	1	1
SEABROOK	1	2	2	1	1		
SEQUOYAH 1 & 2			2		2	2	5
SOUTH TEXAS 1 & 2			1	1			3

\*This table refers to the subset of allegations from external sources involving discrimination concerns in which prima facie was met and ADR subsequently offered.

REACTOR DISCRIMINATION ALLEGATIONS - PRIMA FACIE MET, ADR OFFERED - BY CY RECEIVED\*:

January 2010 - December 2016

Site	2010	2011	2012	2013	2014	2015	2016
ST LUCIE 1 & 2		3	2			1	
SUMMER		1			3	1	2
SURRY 1 & 2	1			1		1	
SUSQUEHANNA 1 & 2	1		2	2	3	1	
THREE MILE ISLAND	1				1		
TURKEY POINT 3 & 4	1	2				5	1
VOGTLE 1 & 2		2	1		1	1	2
WATERFORD		1	2				3
WATTS BAR 1 & 2	3		2	1	2	4	3
WOLF CREEK		2	2	2	3	6	1

\*This table refers to the subset of allegations from external sources involving discrimination concerns in which prima facie was met and ADR subsequently offered.



REACTOR DISCRIMINATION ALLEGATIONS BY CY RECEIVED\*: January 2010 - December 2016

Site	2010	2011	2012	2013	2014	2015	2016
ARKANSAS 1 & 2	1	1	2		1	3	1
BEAVER VALLEY 1 & 2	1					1	
BROWNS FERRY 1, 2 & 3	1	1	2	4	4	2	2
BRUNSWICK 1 & 2		1	1				
BYRON 1 & 2	1		1				
CALLAWAY		1	3		1	2	
CALVERT CLIFFS 1 & 2	2						
CATAWBA 1 & 2	1	2		1	1		
CLINTON	1		1				
COLUMBIA PLANT	2	4	1				
COMANCHE PEAK 1 & 2	2				1		2
COOK 1 & 2		2		3			
COOPER	1	1	1	1			
DAVIS-BESSE		1		1	1		1
DIABLO CANYON 1 & 2				2	1	2	1
DRESDEN 2 & 3		1		2	1	2	
DUANE ARNOLD				1	1		
FARLEY 1 & 2	3	1	1	2			2
FERMI		1	1			1	1
FITZPATRICK	1		1				
FORT CALHOUN	1		1	4	2		
GINNA	2	6	1				1
GRAND GULF			1	1		1	1
HARRIS	2	1	1	1	1	2	2
HATCH 1 & 2				1	2	1	1
INDIAN POINT 2 & 3	1	3	5	1	1	1	1
LASALLE 1 & 2		2					
LIMERICK 1 & 2	1		1			1	
MCGUIRE 1 & 2	1	1		3	1	1	
MILLSTONE 2 & 3	4	3	7	2	5	2	3
MONTICELLO				1			
NINE MILE POINT 1 & 2	1						2
NORTH ANNA 1 & 2						2	
OCONEE 1, 2, & 3	3		4	2	1	3	2
OYSTER CREEK	1		1			2	1
PALISADES		1	2	6	1		
PALO VERDE 1, 2, & 3	9	1	3	2	3	4	5
PEACH BOTTOM 2 & 3	1	2	1		1	2	
PERRY			4	1			
PILGRIM	2	1	1	3	1	3	4
POINT BEACH 1 & 2	3	1			1	1	
PRAIRIE ISLAND 1 & 2	2	1	3	4	3		
QUAD CITIES 1 & 2			1	3		2	1
RIVER BEND				1	2		
ROBINSON		1	1	1			1

\*This table refers to the subset of allegations from external sources involving discrimination concerns.

REACTOR DISCRIMINATION ALLEGATIONS BY CY RECEIVED\*: January 2010 - December 2016

Site	2010	2011	2012	2013	2014	2015	2016
SALEM/HOPE CREEK	1	1	1	5	2	3	2
SEABROOK	1	4	3	2	1		
SEQUOYAH 1 & 2	1		4		3	4	6
SOUTH TEXAS 1 & 2	1	2	1	1			5
ST LUCIE 1 & 2	2	7	2	2		2	
SUMMER	1	1			3	2	2
SURRY 1 & 2	2			1		1	
SUSQUEHANNA 1 & 2	3	3	6	3	6	2	
THREE MILE ISLAND	1				1		
TURKEY POINT 3 & 4	1	6	5	2	1	5	2
VOGTLE 1 & 2		7	1		1	1	3
WATERFORD	1	1	2	1	1	2	4
WATTS BAR 1 & 2	5	1	7	6	5	7	9
WOLF CREEK		2	4	3	4	8	2

\*This table refers to the subset of allegations from external sources involving discrimination concerns.

REACTOR DISCRIMINATION ALLEGATIONS - ADR DECLINED, OI OPENED - BY CY RECEIVED\*:

January 2010 - December 2016

Site	2010	2011	2012	2013	2014	2015	2016
ARKANSAS 1 & 2			1				1
BEAVER VALLEY 1 & 2	1						
BROWNS FERRY 1, 2 & 3			2		2	2	1
BYRON 1 & 2			1				
CALLAWAY		1	2			1	
CLINTON			1				
COLUMBIA PLANT	2	2	1				
COMANCHE PEAK 1 & 2	1				1		1
COOK 1 & 2		1		2			
COOPER				1			
DAVIS-BESSE					1		
DIABLO CANYON 1 & 2						1	
DRESDEN 2 & 3		1				1	
FARLEY 1 & 2			1	1			
FERMI		1				1	1
FITZPATRICK	1						
FORT CALHOUN	1			2			
GINNA		4					
HARRIS		1				1	
HATCH 1 & 2				1	1		
INDIAN POINT 2 & 3			4	1			1
LIMERICK 1 & 2	1						
MCGUIRE 1 & 2				1	1		
MILLSTONE 2 & 3	1	1	3	1	1		2
NINE MILE POINT 1 & 2							1
NORTH ANNA 1 & 2						1	
OCONEE 1, 2, & 3	2			1	1	1	2
OYSTER CREEK	1						1
PALISADES			1	3			
PALO VERDE 1, 2, & 3	4		2	1	3	1	
PEACH BOTTOM 2 & 3		2	1		1		
PERRY			2				
PILGRIM				1		1	2
POINT BEACH 1 & 2	2					1	
PRAIRIE ISLAND 1 & 2	1	1	3	1	1		
QUAD CITIES 1 & 2				1		1	
ROBINSON							1
SALEM/HOPE CREEK	1			1			
SEABROOK	1	2	1				
SEQUOYAH 1 & 2					1	2	5
SOUTH TEXAS 1 & 2							2
ST LUCIE 1 & 2		3	2				
SUMMER					1	1	2
SUSQUEHANNA 1 & 2	1		1	1	3		
THREE MILE ISLAND					1		

\*This table refers to the subset of allegations from external sources involving discrimination concerns in which an Office of Investigations case was opened in lieu of ADR.

REACTOR DISCRIMINATION ALLEGATIONS - ADR DECLINED, OI OPENED - BY CY RECEIVED\*:  
January 2010 - December 2016

Site	2010	2011	2012	2013	2014	2015	2016
TURKEY POINT 3 & 4		2				2	1
VOGTLE 1 & 2		1					2
WATERFORD		1	1				2
WATTS BAR 1 & 2	1		1	1	1	2	2
WOLF CREEK		1	1	2		3	1

\*This table refers to the subset of allegations from external sources involving discrimination concerns in which an Office of Investigations case was opened in lieu of ADR.

NON-OP REACTOR DISCRIMINATION ALLEGATIONS BY CY RECEIVED\*: January 2010 - December 2016

Site	2010	2011	2012	2013	2014	2015	2016
BELLEFONTE 1		1					
BELLEFONTE 3 & 4		1	1				
CRYSTAL RIVER	1			1			
HUMBOLDT BAY	2	1	2				
KEWAUNEE		1					
LA CROSSE							1
SAN ONOFRE 1	1						
SAN ONOFRE 2 & 3	15	8	11	3	1		
SUMMER 2 & 3			2	4	4	20	7
TROJAN			1				
VERMONT YANKEE		1					
VOGTLE 3 & 4		2	1	3	5	17	38
ZION	1	1					

\*This table refers to the subset of allegations from external sources involving discrimination concerns.

NON-OP REACTOR DISCRIMINATION ALLEGATIONS - PRIMA FACIE MET, ADR OFFERED - BY CY RECEIVED\*:  
 January 2010 - December 2016

Site	2010	2011	2012	2013	2014	2015	2016
BELLEFONTE 1		1					
BELLEFONTE 3 & 4		1					
CRYSTAL RIVER	1						
HUMBOLDT BAY	2		1				
KEWAUNEE		1					
SAN ONOFRE 1	1						
SAN ONOFRE 2 & 3	12	4	9	3	1		
SUMMER 2 & 3				2		13	2
TROJAN			1				
VOGTLE 3 & 4				2	3	9	21
ZION	1	1					

\*This table refers to the subset of allegations from external sources involving discrimination concerns in which prima facie was met and ADR subsequently offered.

NON-OP REACTOR DISCRIMINATION ALLEGATIONS - ADR DECLINED, OI OPENED - BY CY RECEIVED\*:  
 January 2010 - December 2016

Site	2010	2011	2012	2013	2014	2015	2016
CRYSTAL RIVER	1						
HUMBOLDT BAY	2						
KEWAUNEE		1					
SAN ONOFRE 1	1						
SAN ONOFRE 2 & 3	10	4	9	1	1		
SUMMER 2 & 3				1		6	1
VOGTLE 3 & 4				1	1	5	13
ZION	1						

\*This table refers to the subset of allegations from external sources involving discrimination concerns in which an Office of Investigations case was opened in lieu of ADR.

FUEL FACILITY DISCRIMINATION ALLEGATIONS BY CY RECEIVED\*: January 2010 - December 2016

Site	2010	2011	2012	2013	2014	2015	2016
BWX Tech.							4
Global Nuclear		1		1			2
Honeywell		3	2		2	2	2
Louisiana Energy Svcs.		2		4	2	2	
Nuclear Fuel Svcs.		3					
Shaw Areva MOX		2	7			3	3

\*This table refers to the subset of allegations from external sources involving discrimination concerns.



FUEL FACILITY DISCRIMINATION ALLEGATIONS - PRIMA FACIE MET, ADR OFFERED - BY CY RECEIVED\*:

January 2010 - December 2016

Site	2010	2011	2012	2013	2014	2015	2016
BWX Tech.							1
Honeywell		1	1		1	1	
Louisiana Energy Svcs.		1		1	1		
Nuclear Fuel Svcs.		1					
Shaw Areva MOX		1	2			1	1

\*This table refers to the subset of allegations from external sources involving discrimination concerns in which prima facie was met and ADR subsequently offered.

FUEL FACILITY DISCRIMINATION ALLEGATIONS - ADR DECLINED, OI OPENED - BY CY RECEIVED\*:  
January 2010 - December 2016

Site	2010	2011	2012	2013	2014	2015	2016
Honeywell			1		1		
Louisiana Energy Svcs.		1			1		
Shaw Areva MOX			2			1	1

\*This table refers to the subset of allegations from external sources involving discrimination concerns in which an Office of Investigations case was opened in lieu of ADR.