

## Powell, Gerry

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**From:** Stephen Comley <s.comley.sr@outlook.com>  
**Sent:** Monday, August 27, 2018 11:19 AM  
**To:** Merrick, Brian (EPS); Bruce E Tarr; Bradford R. Hill; Attilio J Paglia  
**Cc:** Bower, Fred; Rojas, Nancy (USAMA); Firestone, Mike (AGO); Rebello-Pradas, Alicia; Schofield, Seth (AGO); Young, Jessica (AGO); Dean.Serpa@State.ma.us; fema-r1-info@fema.dhs.gov; Spriggs, Danny  
**Subject:** [External\_Sender] Re: Re:: confirmation  
**Attachments:** WTP - COMLEY - Hampton Union article 6-22-18 001.jpg; WTP - COMLEY - Hampton Falls letter 6-1-18 to NRC 001.jpg; WTP - COMLEY - Commander Kerry Gilpin 3-16-18.docx; WTP - COMLEY - MA STATE POLICE P 1 of Trooper Lucin letter to C.pdf; WTP - COMLEY - MA STATE POLICE P 2 of letter of Trooper Lucin t.pdf; WTP - COMLEY - LETTER FROM HUGHES MA STATE POLICE 9-9-16.pdf; WTP - COMLEY - Column -7-11-18 - Daily News. 001.jpg; WTP - COMLEY - Letter - NRC - 5-10-18 001.jpg; WTP - COMLEY - Letter - 5-10-18 - p 2 001.jpg; WTP - COMLEY - Enc 1 - NRC -5-10-18 - Letter 001.jpg; WTP - COMLEY ; NRC - 5-10 - 18 Enc 2 001.jpg; WTP - COMLEY - Connel -2 letter - TO - NRC - 4-17-18 001.jpg; WTP - COMLEY - AJ - MEMO TO AG - 2-1-18 PAGE 1.pdf; WTP - COMLEY - AJ MEMO TO AG PAGE 2 - 2-1-18.pdf

*non-public  
ML 18257A033*

Brian O. Merrick  
Legislative Liaison  
Executive Office of Public Safety & Security  
1 Ashburton Place, Room 2133  
Boston, MA 02133  
617-277-7775

Mr. Merrick,

I am very disappointed since sending We The People's (WTP) letter and documentation (see below) to you June 26, 2018, that it was never responded officially as I requested. What is even more troubling, nether Governor Charlie Baker or MA Secretary of Public Safety, Daniel Bennett, and many others, have endorsed WTP's call for the NRC/FEMA to hold a First Responder Hearing and demand a full investigation of what I know occurred, and I and other said, at the MA State Police Barracks in Newbury MA, September 2, 2016.

As I stated in my letter to you of June 26, 2018, at 11:15 AM, "WTP's contacts at the Nuclear Regulatory Commission (NRC), have informed WTP, "what took place at the MA State Police Barracks in Newbury MA, September 2, 2016, should have been reported to FEMA and the NRC, as it pertains to the Seabrook Nuclear Plant's Evacuation Plan."

Mr. Bower, NRC Chief of Reactor Projects Branch 3, King of Prussia, PA, unlike your office, has responded officially in a letter (attached with enclosures) to WTP, May 10, 2018. The following is part of Mr. Bower's letter to WTP, "In response to your request for copies of the notes taken at a September 2, 2016, meeting with (Former) Deputy Massachusetts State Police Commander Francis Hughes between you, the Commander, and John Giarrusso of the Massachusetts Emergency Management Agency, we suggest that you direct your request to one of these parties or make a public records request to the State of Massachusetts via [www.Mass.gov](http://www.Mass.gov). The NRC was not present at that meeting and thus does not have notes of what was discussed."

Mr. Bower's letter continued, "Regarding your assertions involving other government entities in Massachusetts (i.e., the Governor, the Attorney General and the Massachusetts Emergency Management Agency (MEMA) and Massachusetts Public Safety Departments) to whom you brought your emergency planning concerns to since September 2016, it is not within our purview to investigate the alleged actions (or alleged lack of action) by state government entities."

The highest officials in the Baker Administration are impeding and now are involved in the cover-up of this investigation. What is even more irresponsible and inconceivable, not only to WTP, but also to the many of the MA State Troopers and other over 200 first responders, I continue to routinely be in contact with, is how Governor Baker and New MA State Police Commander, Terry Trooper Gilpin, can continue to ignore I revealed the identities of WTP's informants connected to the GAG ORDERS presently on the MA State Police and the NH National Guard. No one to this date from the Baker Administration including, Maura Healey's 4 member legal Team has even contacted them. This is unforgiveable. These **BRAVE INDIVIDUALS**, gave WTP permission at great risk of possible reprisals, to reveal their identities to Former Deputy Francis Hughes, and others who attended this meeting 9-2-16, that included, Mr. John Giarrusso, Director of Nuclear Affairs at MEMA. It certainly appears what WTP's State Police informants said to me which was published recently in my guest column by some community newspapers, is true, "**McKeon and Hughes fell on the sword to protect higher ups.**"

**WTP believes Whistleblowers should be protected and honored, for revealing truths, not ignored, fired, intimidated or punished!!!! Small wonder why informants who come to WTP say, "we feel like ROAD KILL when our own government officials do not listen to us and respond to our safety concerns.**

The longer Governor Baker, MA AG, Maura Healey, U.S Attorney General, Andrew E. Lelling, NRC, FEMA, MEMA, NH Governor Sununu, NH AG, MacDonald and many others I have contacted including most of the press especially in NH, continue to ignore WTP requests and wait to act on these very serious Nuclear Safety concerns involving the Seabrook Nuclear Plant's Evacuation Plan, the more they are continuing to jeopardize the safety of the citizens and their families who live on the Seacoast in MA, NH and beyond.

We The People, **once again**, are requesting official letters from the MA Department of Public Safety as well as everyone WTP is sending this very troubling information to.

Respectfully submitted,

Stephen B. Comley Sr.,  
Founder of We The People a National Whistleblower Protection Non-Profit Organization

Enclosures attached.

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**From:** Stephen Comley <s.comley.sr@outlook.com>

**Sent:** Tuesday, June 26, 2018 11:15 AM

**To:** Merrick, Brian (EPS)

**Cc:** richard.barkley@nrc.gov

**Subject:** Re:: confirmation

**PLEASE CONFIRM YOU WERE ABLE TO OPEN THE 6 ATTACHMENTS ABOVE COMPLETELY**

Brian O. Merrick  
Legislative Liaison  
Executive Office of Public safety & security  
1 Ashburton Place, room 2133  
Boston, MA 02198  
617-727-7775

June 26, 2018

Mr. Merrick,

Thank you for your confirmation of our phone conversation on Monday June 14, 2018. As I stated to you, and, in e-mails and meetings I had with Executive Assistant to Secretary of Public Safety, Daniel Bennett, Lisa Morales, We The People would like Mr. Daniel Bennett to endorse WTP's call which 7 MA Cities /Towns, and, now the NH Town of Hampton Falls, are calling for the NRC to hold a First Responders' Hearing. See attached letter and recent article about NH Hampton Falls Board of Selectmen's letter to the Nuclear Regulatory Commission (NRC).

This public meeting will provide and opportunity for Past and Present First Responders to testify and present their own views, knowledge and skill to whether they believe Seabrook Nuclear Plant's Emergency Response Plan can be effectively implemented in a safe and timely way in the event of a nuclear disaster especially during the summer months.

WTP is also, asking Secretary Daniel Bennet and Governor Charlie Baker, to call for a complete investigation of what was said, and, the documentation provided by WTP, at the Meeting to which I was asked to attend by Francis Hughes, Former MA State Police Deputy Commander, September 2, 2016, at the MA State Police Barracks in Newbury, MA. Mr. Bennett and others including Governor Charlie Baker, who I meet with again, for the fourth time about these matters, during a fundraiser, at the Ipswich Country Club, June 8, 2016. I provided Mr. Baker with documents, including a copy of former Deputy Hughes's, Chief of Staff, Trooper Cristina J. Lucin's letter of, February 14, 2018, **(attached above with other letters)** confirming the notes, I know were taken at the Meeting 9-2-16, Trooper Lucin, now, reports, as missing or were destroyed. What is so very troubling, irresponsible and inconceivable, not only to WTP, but also to the many of the MA State Troopers and other first responders I am routinely in contact with, is how Trooper Lucin could have forgotten I revealed the identities of WTP's informants connected to the GAG ORDERS presently on the MA State Police and the National Guard. These **BRAVE INDIVIDUALS**, gave WTP permission, to reveal their identities to Former Deputy Francis Hughes and others who attended this meeting that included, Mr. John Giarrusso, Director of Nuclear Affairs at MEMA. **WTP believes Whistleblowers should be protected and honored, for revealing truths, not ignored, intimidated or punished!!!!**

We The People's contacts at the Nuclear Regulatory Commission, have informed us, **"what took place at the MA State Police Barracks in Newbury MA, September 2, 2016, should have been reported to FEMA and the NRC, as it pertains to the Seabrook Nuclear Plant's tEvacuation Plan."**

**How much longer is MA Secretary of Public Safety, Daniel Bennett and Governor Charlie Baker, going to wait before they endorse WTP's call for the NRC/FEMA to hold a First Responder Hearing and demand a full investigation of what I know occurred, and, said at the MA State Police Barracks in Newbury MA, September 2, 2016?**

We The People would like an **official letter** of response to our requests concerning these very serious safety matters I have outlined above. **Please respond.**

Respectively Submitted,

Stephen B. Comley Sr.,  
Founder of We The People a National Whistleblower Protection Non-Profit Organization

Brian M. Merrick, Brian (EPS) <brian.merrick@state.ma.us>  
**Sent:** Monday, June 25, 2018 9:13 AM  
**To:** scomleysr@yahoo.com  
**Subject:** FW: confirmation

Mr. Comley Please accept this e-mail as receipt for confirmation of our phone conversation last week regarding Seabrook.

Thanks

Brian O. Merrick  
Legislative Liaison  
Executive Office of Public Safety & Security  
1 Ashburton Place, Room 2133  
Boston, MA 02108  
617-727-7775  
[Brian.Merrick@massmail.state.ma.us](mailto:Brian.Merrick@massmail.state.ma.us)

# TOWN OF HAMPTON FALLS

TOWN OFFICES, 1 DRINKWATER ROAD 603-926-4618



NEW HAMPSHIRE 03844

June 1, 2018

Kristine L. Svinicki, Chairwoman  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001

Dear Ms. Svinicki,

The Town of Hampton Falls lies within the ten mile radius of the nuclear reactor located in Seabrook, New Hampshire. Hampton Falls thus is subject to the provisions of an Emergency Response Plan which may or may not be fully understood by the residents who now live here.

A concerned local group known as "We The People" has suggested that the Nuclear Regulatory Commission has been aware of serious weaknesses in the evacuation of residents in the Seacoast, including the Town of Hampton Falls, and has not addressed these concerns publically. The Selectmen of Hampton Falls believe in educating the public with regards to safety and evacuation.

The Selectmen of Hampton Falls have not accepted or rejected the allegations of any group but do request the Nuclear Regulatory Commission convene a public hearing with the intent of educating and clarifying any issues surrounding the Plan now in effect.

We look forward to hearing from you.

Sincerely,

A handwritten signature in black ink, appearing to read "J. Ziolkowski".

James E. Ziolkowski, Chairman  
Hampton Falls Board of Selectmen

Colonel Kerry A. Gilpin  
Superintendent of the MA State Police  
470 Worcester Road  
Framingham, MA 01702

March 16, 2018  
**Certified Return Receipt Requested**

Superintendent, Kerry A. Gilpin,

My name is Stephen B. Comley Sr., founder of We The People (WTP) a National Whistleblower Protection Non-Profit Organization. I am requesting to meet with you as soon as possible.

I want to thank you and your Chief of Staff, Detective Lieutenant Brian O' Riordan, after being contacted by Lisa Morales, Executive Assistant to MA Secretary of Public Safety, Daniel Bennett, in my behalf for instructing Trooper Cristina J. Lucin #3634, Fraud Identification Unit, to retrieve notes from a meeting I had September 2, 2016 with her and then Deputy Superintendent (now retired) Francis Hughes. This meeting took place at the Newbury MA State Police Barracks and was attended by other officials including John Giarrusso, Nuclear Section Chief of the MA Emergency Management Agency (MEMA).

After reading Trooper Cristina J. Lucin's letter of February 14, 2018, (**enclosure A**) containing her recollections and memory of the September 2, 2016, meeting, **I was shocked.** Not only was Trooper Lucin's memory of what others and I said and revealed at this meeting not complete or accurate, but Trooper Lucin states in her recollection, any documentation I provided at this meeting, which I have copies of, are now missing. This information included certified letters, important documents, DVDs, and WTP's letter of my July 4, 2014, to Glenn T. Dentel, then Nuclear Regulatory Commission's (NRC) Chief of Division of Reactor Projects, Branch 3, 2100 Renaissance Boulevard, Suite 100, King of Prussia, Penn. 19406-2713. WTP's letter to the NRC of 7-4-2014, included enclosures outlining Cover-Ups by the NRC of unsafe conditions at the Seabrook Nuclear Plant and current inadequacies of Seabrook Station's Evacuation Plan. WTP also provided Deputy Hughes, with their permission, the names of WTP's brave informants connected to the present GAG ORDERS on the MA State Police and the NH National Guard.

It is irresponsible to me and many of your colleagues on the State Police, who I talk with routinely, why or how Trooper Lucin could have forgotten I revealed the identities of WTP's informants connected to the GAG ORDERS to Deputy Francis Hughes and others at this meeting including Mr. Giarrusso of MEMA. My contacts at the NRC are also wondering why no one reported from MEMA's office to FEMA or the NRC what took place during the meeting of 9-2-16. In addition, why hasn't anyone from Maura Healey's Legal Team or from Governor Charlie Baker's office reported to FEMA and the NRC what they are aware of in connection with these GAG ORDERS on the MA State Police and NH National Guard?

WTP and others cannot understand why you haven't Superintendent Kerry A. Gilpin, Governor Charlie Baker or MA Attorney General, Maura Healey "who" WTP reported these GAG ORDERS on different occasions called for a complete investigation of what took place at this meeting of September 2, 2016. It certainly appears I am the only person who can or is willing to reveal what was said and what copies of information and documents I provided at this meeting. I certainly will make myself available to you or anyone else as long we agree to the date, time, right circumstances, so I can give my recollections of what I knew took place at the this meeting September 2, 2016, at the Newbury MA State Police

Barracks.

**Page 2 of We The People's letter of March 16, 2018 to Commander Kerry A. Gilpin of MA State Police.**

Many of us have been reading about the ongoing investigation of "MA State Police Troopergate Scandal."

As you and Governor Baker know, this involved former MA State Police Colonel Richard McKeon and his second in-command, Deputy Superintendent Francis Hughes, who, by the way, I have respect for. They both retired **apparently** due to altered MA State Police reports involving a Judge's daughter who was found guilty of driving under the influence of alcohol and negligent operation of a motor vehicle.

WTP's informants from the MA State Police inform me, "**McKeon and Hughes fell on the sword to protect higher ups.**" I know for a fact Governor Baker ignored these GAG ORDERS on our MA State Police, who not only protect and serve us, but who protect Governor Baker when he is at the State House and at his home. I myself informed Mr. Baker twice these informants were told by their superiors not to question and/or discuss any concerns relative to the viability or effectiveness of the approved Seabrook Nuclear Plant's Evacuation Plan. The second time was more recently in 2017. During both of these conversations, I revealed to Mr. Baker that MA Senate Minority Leader, Bruce Tarr, Assistant MA House Minority Leader, Bradford Hill and then Essex County Sherriff, Frank Cousins Jr., had endorsed WTP's call for the NRC to hold a hearing for First Responders. Both times Mr. Baker's response to me was, "Mr. Comley, I will meet with these officials about your safety concerns". WTP has recently been informed Governor Baker has never met with Sen. Tarr, Rep. Hill or with former Sherriff Cousins about these important safety issues. **Given my years of protecting whistleblowers the longer these courageous informants connected to these GAG ORDERS are ignored by high officials the more danger they and their families could be in.**

Since WTP brought this and other troubling information to light, over 200 other MA and NH State Police, together with other first responders from local Police and Fires Stations, have stated to me there is no way the Seabrook Nuclear Plant can be evacuated safely and timely in the event of a nuclear disaster, especially during the summer months including July 4 and Labor Day. Even now during the winter months on weekends, traffic is mostly at a standstill because of the new Seabrook Shopping Center which lies along Routes 1 and 95 on land just in front of Seabrook Station. WTP has reported this activity several times to State Troopers stationed at the MA State Police Barracks in Newbury.

WTP wants to make you and your office aware since meeting with MA AG, Maura Healey, on two different occasions, Maura Healey elected to create a 4 member Legal Team, which includes her Chief of Staff, Mike Firestone. Maura Healey setup this Legal Team to **supposedly** investigate WTP's concerns of unsafe conditions at Seabrook Station and Cover-Ups by the NRC of Counterfeit Substandard Nuclear Parts built into most, if not all, U.S. Plants, including Seabrook.

WTP's informants and I are still waiting, once again, to meet with the MA AG's Legal Team. The last time I met with them was October 18, 2017. When I arrived I was surprised to find out my request to be placed under oath was **not granted**. **WTP's informants and I will agree to meet with MA AG Healey and her Legal Team only if we are placed under oath, so everything becomes a public record.**

Please review MEMO (**Enclosure B**) from Senator Tarr's Chief of Staff, AJ Paglia, to Alicia Rebello-Pradas,

Deputy Chief, Policy and Government Division Office of Massachusetts Attorney General, and one of the 4 Member Legal Team. Mr. Paglia expressed in this MEMO WTP's extreme frustration with the process since providing the Legal Team sufficient and applicable facts to investigate Seabrook's Evacuation Plan. **Page 3 of We The People's letter of March 16, 2018 to Commander Kerry A. Gilpin of MA State Police.** During my meeting with the Legal Team 10-18-2017, I provided them with lots of WTP's documents, including a copy of a transcript of a Tape-Recording of one of WTP's NRC informants. This was just one of the many Tapes Former President George H. W. Bush hired the U. S Department of Justice (DOJ) to seize.

President Bush's pick at this time for his U. S. Attorney General was Richard Thornburg. Mr. Thornburg was the Governor of Pennsylvania during the Cover-Up of the Three Mile Accident (TMI) in 1979 and WTP has and can prove evidence of this scandal. Mr. Thornburg was given the assignment by the Reagan/Bush Administration in 1988 to conduct a witch hunt of WTP's NRC informants. Bush's DOJ, had me under 2 Federal Subpoenas in MA Federal Court for over 6 years with the charge of "Conspiring to Topples the NRC with Roger Fortuna, Deputy (former) Director of the NRC's Office of Investigations."

DOJ was never able to prove existence of any Tape-Recordings they said I might have until a year ago, when I decided to call Mr. Richard Barkley, who I know and respect and incidentally works for the NRC. I decided to admit to Mr. Barkley I did indeed have tapes but would not release any of them to the NRC, DOJ or the FBI. Unlike President Trump I can prove why I do not trust those agencies. Robert Mueller knows of me when he was a U.S. Attorney in MA while I was in Federal Court. Just maybe Special Council Mueller would be willing to work with WTP's informants and me in bringing the truth to the American People about cover-ups of safety by the NRC and the Nuclear Industries.

Commander Gilpin, I also want to make you and your office aware WTP has been successful in getting officials within and outside the 10 mile radius of the Seabrook Nuclear Plant to endorse WTP's call for the NRC to support a hearing on Seabrook's Evacuation Plan. This includes the Cities of Newburyport and Amesbury, The Towns of Newbury, Salisbury and Merrimac and the 2 Towns of Georgetown and Ipswich outside the radius. All 7 have written letters (**Enclosure C**) endorsing WTP's call for the NRC to hold a hearing for first responders. The only MA Town of the 6 within the 10 mile Radius of Seabrook Station who has not written a letter to the NRC is the Town of West Newbury. It should be noted, West Newbury's Police Chief and members of the Fire Department do not object for NRC to hold this hearing.

Many first responders throughout the State of MA and beyond are asking why hasn't Commander of the MA State Police, Colonel Kerry A. Gilpin, Governor Charlie Baker, MA AG, Maura Healey, MA Secretary of Public Safety, Daniel Bennett, endorsed what 7 MA Cities/Towns have done in calling for a NRC Hearing? This NRC Hearing will give past and former first responders, who also have families to protect, the opportunity to testify whether they believe the Seabrook Evacuation Plan can be implemented safely and timely in the event of Seabrook Nuclear Disaster especially during the summer months.

I want to point out the City of Newburyport and the Town of Salisbury have previously called for the shutdown of the Seabrook Plant. WTP is a Nuclear Safety Advocate and is not calling for the shutdown of Seabrook Station. WTP, instead, is calling for the NRC to hold this first responder's hearing so everyone who lives on the Seacoast is assured a safe evacuation is possible before a nuclear accident



occurs.

To date, I have not received a written or telephone response from Governor Charlie Baker or from any of his many staff members I have contacted concerning my request to meet with him directly about endorsing We The People's call for the NRC to hold a first responders hearing. But I am still hopeful I will hear from Governor Baker so I can meet with him soon.

**Page 4 of We The People's letter of March 16, 2018 to Commander Kerry A. Gilpin of the MA State Police**

In addition to State representatives WTP have contacted elected officials in the Washington Establishment to endorse this NRC Hearing for First Responders. This has included President Trump's newly appointed NRC Chairwoman, Kristine L. Svinicki. Others in the Beltway includes U.S. Senator Edward J. Markey, U.S. Senator Elizabeth Warren, U.S. Congressman Joseph Kennedy III and U.S. Congressman Seth Moulton. WTP still has not received a reply from any of these U. S. Senators or Congressmen whether they will meet with me or endorse WTP's call for this' NRC Hearing.

WTP has also contacted all of the NH Senators, most of the NH State Representatives, newly elected Governor Chris Sununu and NH Attorney General, Gordon J. MacDonald. As of this date, the only NH **responsible elected leaders** who have endorsed WTP's call for the NRC to hold this first responder's hearing are, Rep. Peter Schmidt of Dover and Former NH Rep. and Civil defense Director, Roberta Pevear (**Enclosure D**) who both have written to the NRC and MA AG, Maura Healey to endorse WTP's call for a First Responders' Hearing. I am also providing you with various media articles, letters and a recent interview of me by Merrimac Cable (**Enclosure E**) having to do with Seabrook Station's Evacuation Plan.

We The People is hopeful I will have the opportunity and honor to meet with you soon, Commander Kerry A. Gilpin. This meeting will give you the opportunity to discuss We The People's concerns about the unsafe conditions at the Seabrook Nuclear plant and the failure of the Nuclear Regulatory Commission to protect the safety of the citizens of MA, NH and beyond. I know, Commander Gilpin, you would much rather help prevent a Nuclear Disaster from occurring at Seabrook Station than reacting to one.

Respectfully Submitted,

Stephen B. Comley Sr.

Founder of We The People a National Whistleblower Protection Non-Profit Organization

**CC:** MA Sen. Bruce Tarr, MA Rep. Bradford Hill, former Essex County Sherriff, Frank Cousins, Jr., MA AG., Maura Healey, Governor Charlie Baker, MA Secretary of Public Safety, Mr. Daniel Bennett, Nuclear Section Chief of MEMA, Mr. John Giarrusso, NRC Nuclear and Environmental Engineer, Mr. Richard Barkley, NRC Chairwoman, Kristine L. Svinicki, U.S. Sen. Ed Markey, U.S. Sen. Elizabeth Warren, U.S. Congressman, Joseph Kennedy 111, U.S. Congressman, Seth Moulton, NH Rep. Peter Schmidt, Former NH Rep. Roberta Pevear, NH Governor Sununu and NH AG, Gordon MacDonald.

**Enclosures:**

A. Letter of February 14, 2018 to Colonel Kerry A. Gilpin, Superintendent from: Trooper Cristina J. Lucin #3634, Fraud Identification Unit.

- B. MEMO to Alicia Rebello-Pradas, Deputy Chief, Policy & Government Division Office of MA AG from A. J. Paglia, Chief of Staff for Senator Bruce Tarr.
- C. Letters from 7 MA Cities/Towns endorsing WTP's Call for the NRC to hold a first responders hearing.
- D. Letters written by NH Reps to the NRC endorsing WTP's call for First Responders Hearing,
- E. Various media articles, quotes from NRC, letters & a DVD interview about Seabrook's Evacuation Plan.



*The Commonwealth of  
Massachusetts  
Department of State Police*

CHARLES D. BAKER  
GOVERNOR

KARYN E. POLITO  
LIEUTENANT GOVERNOR

DANIEL BENNETT  
SECRETARY

COLONEL KERRY A. GILPIN  
SUPERINTENDENT

*Fraud Identification Unit*

*10 Park Plaza 2<sup>nd</sup> Floor*

*Boston, MA 02116*

*February 14, 2018*

To: Colonel Kerry A. Gilpin, Superintendent <sup>KAG</sup>  
Detective Lieutenant Brian O' Riordan, Chief of Staff *for*

From: Trooper Cristina J. Lucin #3634, Fraud Identification Unit

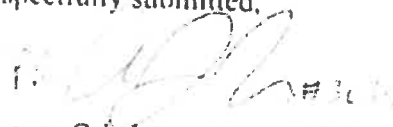
Subject: Meeting with Stephen Comley (9/2/2016)

1. On Wednesday, February 7, 2018, I was instructed to retrieve notes from a meeting which occurred on September 2<sup>nd</sup>, 2016. Mr. Steven Comley, who had requested this meeting, contacted DLT O'Riordan in order to obtain a copy of notes from this meeting. I attended this meeting as part of my duties while assigned to the Office of the Superintendent, and are now currently assigned to the State Police Fraud Identification Unit. Despite my best efforts, I am unable to locate notes from this meeting. Therefore, the following report has been written from my best recollections and memory of that day.
2. On Friday, September 2<sup>nd</sup>, 2016, I attended a meeting at the State Police Newbury Barracks with an individual by the name of Stephen Comley. Mr. Comley is the founder of an organization called "We the People", a non-profit organization he describes as a whistleblower organization. Mr. Comley had come unannounced to the home of former Deputy Superintendent Francis Hughes, in Newbury, to discuss his concerns with the Seabrook Nuclear Power Plant (located in Seabrook, New Hampshire). Deputy Hughes (ret.) subsequently agreed to set up a meeting with Mr. Comley and our state emergency management agency (MEMA) to give Mr. Comley an opportunity to voice his concerns with our state's emergency management personnel.

*Excellence in Service Through Quality Policing*

3. The meeting took place on September 2<sup>nd</sup>, 2016 at the Newbury State Police Barracks and was attended by the following individuals:
  - a. Lieutenant Colonel Francis Hughes, Deputy Superintendent, Massachusetts State Police (retired)
  - b. Major Arthur Sugrue, Commanding Officer Troop "A", Massachusetts State Police (retired)
  - c. Lieutenant James Devlin, Massachusetts State Police
  - d. John Giarrusso, Planning/Preparedness Nuclear Section Chief, Massachusetts Emergency Management Agency (MEMA)
  - e. Trooper Cristina Lucin, Massachusetts State Police
4. To my best recollection, the meeting was relatively short and consisted of Mr. Comley providing letters written by Mr. Comley to various politicians, various reports about Seabrook Nuclear Power plants, and articles referencing Mr. Comley's activities.
5. Deputy Hughes (retired) re-communicated to Mr. Comley that the Massachusetts State Police have preparedness plans in place for a variety of facilities and disasters, which are constantly being reviewed. He also agreed to review the documentation submitted by Mr. Comley. Mr. Comley expressed some concern that members of the Massachusetts State Police were "being silenced" regarding their knowledge of flaws in the Seabrook Power Plant. All parties involved assured Mr. Comley that it was definitely not the case, that any concern regarding emergency management was welcome from both the public and department members.
6. Mr. Giarrusso provided Mr. Comley his contact information after the meeting was concluded.

Respectfully submitted,

  
Trooper Cristina J. Lucin #3634  
Fraud Identification Unit

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*The Commonwealth of Massachusetts  
Department of State Police*

CHARLES D. BAKER  
GOVERNOR

KARYN E. POLITO  
LIEUTENANT GOVERNOR

DANIEL BENNETT  
SECRETARY

COLONEL RICHARD D. MCKEON  
SUPERINTENDENT

Massachusetts State Police  
Office of the Superintendent  
470 Worcester Road  
Framingham, Massachusetts 01702

Mr. Stephen Comley  
P.O. Box 646  
Rowley, MA 01969

Dear Mr. Comley,

Thank you for voicing your concern regarding the Seabrook Nuclear Power Plant. In response to our conversation, I want to assure you that the Massachusetts State Police take all matters of emergency response and preparedness seriously. Evacuation plans and contingency response measures are periodically reviewed and changes are implemented when better solutions are discovered. The Massachusetts State Police is dedicated to serving and protecting the citizens of Massachusetts.

Again, thank you for providing your concerns to us. All the best in your future endeavors.

Respectfully,

A handwritten signature in black ink, appearing to read "Francis Hughes".

Lieutenant Colonel Francis Hughes  
Deputy Superintendent  
Massachusetts State Police  
Office of the Superintendent

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UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
REGION I  
2100 RENAISSANCE BLVD., Suite 100  
KING OF PRUSSIA, PA 19406-2713

May 10, 2018

Steven B. Comley, Sr.  
Founder – We The People  
A National Whistleblower Protection Non-Profit Association  
Post Office Box 646  
Rowley, MA 01969

**SUBJECT: QUESTIONS AND COMMENTS YOU RAISED IN FEBRUARY, MARCH, AND  
APRIL 2018 IN MULTIPLE EMAILS AND A CERTIFIED LETTER  
[2018-SST-1346 and 1409]**

Dear Mr. Comley:

I am responding to your calls to Mr. Richard Barkley of my staff on February 7 and March 27, and your subsequent emails to him on February 22, March 1 and 28, April 6, and May 8, 2018, and your certified letter dated March 16, 2018, all of which included a large number of attachments and a video in one case. On May 2, 2018, you also provided a number of NRC staff present at the Public Annual Assessment Meeting for Seabrook Station ([ML18109A015](#)) with packets of documents that you summarized for me in a telephone conversation on May 3, 2018. Your emails, letter and information packet were entered into ADAMS as shown in the enclosed table and my reply will also be added into ADAMS as a public record.

In response to your request for copies of the notes taken at a September 2, 2016, meeting with Deputy Massachusetts State Police Commander Francis Hughes between you, the Commander, and John Giarrusso of the Massachusetts Emergency Management Agency, we suggest that you direct your request to one of these parties or make a public records request to the State of Massachusetts via [www.Mass.gov](http://www.Mass.gov). The NRC was not present at that meeting and thus does not have notes of what was discussed.

Regarding your assertions involving other government entities in Massachusetts (i.e., the Governor, the Attorney General and the Massachusetts Emergency Management Agency (MEMA) and Massachusetts Public Safety Departments) to whom you brought your emergency planning concerns to since September 2016, it is not within our purview to investigate the alleged actions (or alleged lack of action) by state government entities.

While your past concerns are known to the Federal Emergency Management Agency (FEMA) Region I due to their past communications with you and by our providing carbon copies of some of the NRC's response letters to them and MEMA, Mr. Barkley provided you, by an email dated March 28, 2018, with FEMA's formal notification of a public meeting scheduled for April 6, 2018, following the Biennial Seabrook Emergency Exercise held on April 4, 2018. As we have informed you in previous correspondence and communications, FEMA has jurisdiction of offsite emergency preparedness involving commercial nuclear power plants and they are ultimately the authority that must validate your assertions with the adequacy of emergency preparedness at Seabrook Station. Therefore we thought that it would be best for you to share your concerns directly with FEMA Region I representatives before or following this meeting. It is our understanding you chose not to attend this meeting. On May 2, 2018, at the Public Annual Assessment Meeting for

Seabrook Station, two NRC staff members from the NRC's Office of Office of Nuclear Security and Incident Response (NSIR) that specialize in emergency preparedness were present for you to discuss your concerns.

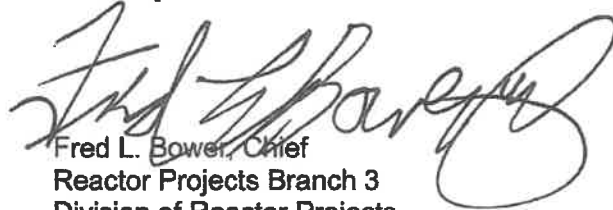
On the issue of the NRC supporting past assertions by yourself and We The People, the Office of Inspector General (OIG) maintains copies of their reports dating back to 1995 on the NRC's public website. Any of the six reports you wish to obtain prior to 1995 will need to be obtained from the OIG. The contact information for the OIG can be located on [www.nrc.gov](http://www.nrc.gov).

As previously stated to you back in February 2014 (ML14043A360), the NRC continues to have a vendor inspection program, which is being conducted by NRC's Office of New Reactors. Prior efforts in this area were the responsibility of the Office of Nuclear Reactor Regulation. However, given significant changes in personnel, including retirements, in the NRC organization since you first raised your concerns with counterfeit and substandard parts, it would be unproductive for us to search for who previously managed that effort almost 30 years ago. Current NRC's ongoing actions in this area were discussed in a generic communication to a wide audience in NRC Regulatory Issue Summary (RIS) 2015-08 "Oversight Of Counterfeit, Fraudulent, And Suspect Items In The Nuclear Industry," dated June 24, 2015 (ML15008A191).

Thank you for submitting your issues in writing via postal or electronic mail. As I discussed in an April 12, 2017 (ML17104A068), these written communications help us ensure that the public record reflects your issues exactly as you communicate them to us in your written documents and helps prevent misunderstandings. We have carefully evaluated and responded to your input. Resource limitations prevent us from responding to repetitive correspondence in detail; therefore, we plan to take no further action regarding the information you provided as referenced in the enclosure to this letter. If in the future you provide new information regarding Seabrook Station, or other NRC licensee activity, we will review the information and take appropriate action as it pertains to safety and security.

Finally, as requested, I am sharing your concerns and this reply with the Office of the NRC Chairwoman for whatever action they deem appropriate. I am also sharing this reply with the NRC Office of Inspector General for any action they deem appropriate as well.

Sincerely,



Fred L. Bower, Chief  
Reactor Projects Branch 3  
Division of Reactor Projects

Docket No. 50-443  
License No. NPF-86  
[2018-SST-1346]  
[2018-SST-1409]

cc w/enclosure:  
P. Ford, FEMA, Region I  
J. Giarusso, MEMA

**Enclosure – List of Related Correspondence with Steve Comley**

**ADAMS PACKAGE NUMBER: ML18102A855**

<b>Title of Email or Document</b>	<b>ADAMS Accession Number (ML#)</b>
Email to Richard Barkley dated May 8, 2018 – Changes needed at NRC Public Meetings	ML18129A121
<p>Documents Submitted to NRC Staff by S Comley at SB AAM_05-02-2018.pdf</p> <p>Enclosures:</p> <ul style="list-style-type: none"> <li>• Certified Letter and Enclosures dated March 16, 2018 [2018 SST 1409]</li> <li>• Packet 2 - Documents Submitted to NRC Staff by S Comley at SB AAM_05-02-2018.pdf</li> </ul>	ML18094B067 ML18128A121
<p>Email to Richard Barkley dated May 1, 2018 – Getting back to you</p> <p>Enclosures: WTP - COMLEY - shorter FINAL version baker letter # 8</p>	ML18129A171
Email to Richard Barkley dated April 25, 2018 – Regarding a request to discuss issues before the May 2 Annual Assessment Meeting	ML18129A171
Email to Richard Barkley dated April 6, 2018 – Regarding attendance at the FEMA exit meeting on April 6, 2018	ML18101A901
Email from Richard Barkley dated March 28, 2018 - Regarding the Upcoming FEMA exit meeting - April 6, 2018	ML18101A901
Acknowledgement Letter to Steven B. Comley, Sr., Founder – We The People: Questions And Comments You Raised In Two Emails In February And March 2018 [2018-SST-1346]	ML18074A309
Certified Letter and Enclosures dated March 16, 2018 [2018-SST-1409]	ML18094B067
Video of Merrimac Cable Interview with We The People	ML18087A311
Email to Richard Barkley dated March 28, 2018 - Certified letter coming to you	ML18101A901



<p>Email to Richard Barkley dated March 1, 2018 - More evidence to substantiate We The People's work with First Inspector General, David Williams</p> <p>Enclosures:</p> <ul style="list-style-type: none"><li>• WTP - Comley - Millstone Violation Brings NRC Review 1-12-96 (ML15236A273 445/484)</li><li>• WTP - Comley - Comley Group Slams NRC For Issuing Waivers 11-12-1994 (ML15236A273 439/484)</li><li>• WTP - Comley - Boston Herald Public Safety Said To Be At Risk 8-18-1994 (ML15236A273 440/484)</li><li>• WTP - Comley - Whistle-Blowers On Safety Risks Betrayed By NRC (ML15236A273 441/484)</li><li>• WTP - Comley - Boston Globe - US removes a GAG from Seabrook Critic (ML15236A273 443/484)</li><li>• WTP - Comley - Federal Office Finds Plant Parts Faulty (ML15236A273 437/484)</li><li>• WTP - Comley - NYT Stello - Panel Sees Animosity Behind Inquiry (ML15236A273 60/484)</li></ul>	<p>ML18101A901</p>
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<p>Email to Richard Barkley dated March 1, 2018 - Request for Mr. Daniel Bennett, MA Secretary of Public Safety to endorse in a letter, WTP's call for the NRC to hold a Hearing for First Responders</p> <p>Enclosures</p> <ul style="list-style-type: none"><li>• WTP - Comley - MA State Police Trooper Lucin Letter (ML18108A017)</li><li>• WTP - Comley - AJPaglia - Memo To AG of 2-1-18 (ML18108A017)</li><li>• WTP - Comley - Merrimac Letter To NRC of 1-11-18 (ML18032A594)</li><li>• WTP - Comley - Salisbury Letter To NRC of 11-08-17 (ML17348B153)</li><li>• WTP - Comley - NextEra - company uncompromising with safety 1-2 (ML18108A017)</li></ul>	<p>ML18101A901</p>
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<p>Email to Richard Barkley dated February 22, 2018 - Please Confirm You Could Open the 7 Attachments Above</p> <p>Enclosures:</p> <ul style="list-style-type: none"><li>• WTP - Panetta Letter to Justice at ML15236A273 (479/484)</li><li>• WTP- NRC IG - FBI - 1991 at ML15236A273 (50, 167, 480/484)</li><li>• WTP - Comley - Leo Norton Letter of 12-12-95 at ML18108A019</li><li>• WTP - Comley - David Williams Letter of 10-20-2015 at ML18108A019</li><li>• WTP - NRC IG Letter 93 at ML18108A019</li><li>• WTP - Comley - Amesbury - Salisbury Seek Nuclear Plant Hearing at ML18108A019</li><li>• WTP - Comley - NextEra - Company Uncompromising With Safety 1-2 ML18108A019</li></ul>	<p>ML18101A901</p>
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CITY COUNCIL

NEWBURYPORT CITY HALL  
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April 17, 2018

Kristine L. Svinicki, Chairwoman  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001

Dear Ms. Svinicki,

The City of Newburyport lies within the ten mile radius of the commercial nuclear reactor in Seabrook, New Hampshire. Because of our location we are subject to the provisions of an Emergency Response Plan designed to reduce exposure to radionuclides that may be released in the event of an accident at Seabrook Station.

Mr. Stephen B. Comley, founder of a whistleblower organization called "We The People", alleges that the Nuclear Regulatory Commission has ignored serious flaws in the Emergency Response Plans. He alleges that the Commission has systematically ignored evidence he provided in support of his claims.

The Newburyport City Council respectfully requests that the Commission fully investigate Mr. Comley's claims, and convene a local public hearing to assess the effectiveness of Seabrook's Emergency Response Plans.

The Newburyport City Council is unable to judge the veracity of Mr. Comley's claims because we have not seen his evidence. We believe, however, that he is sincere and that the Commission has an obligation to respond in a timely manner.

Thank you for your prompt consideration of this request.

Sincerely,

Barry N. Connell  
President, Newburyport City Council



The Commonwealth of Massachusetts  
MASSACHUSETTS SENATE  
OFFICE OF THE MINORITY LEADER

SENATOR BRUCE E. TARR  
MINORITY LEADER  
*First Essex and Middlesex*

MEMO

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**TO:** Alicia Rebello-Pradas, Deputy Chief, Policy & Government Division  
Office of Massachusetts Attorney General

**FROM:** AJ Paglia, Chief of Staff

**DATE:** February 1, 2018

**RE:** Stephen B. Comley Sr. / "We the People" - Seabrook Nuclear Plant

It is my understanding that your office has met with Stephen B. Comley Sr., a constituent from the Town of Rowley and founder of "We the People" (a national whistleblower/nonprofit organization), in regards to his concerns/allegations related to the evacuation plans filed by the Seabrook Nuclear Plant.

In addition to his interaction with your office, Mr. Comley continues to contact our office on a regular basis in regards to this issue. He insists that he's been provided information from several confidential public safety sources (Massachusetts and New Hampshire), alleging that the current/adopted evacuation plan filed by the Seabrook Nuclear Plant is ineffective during the summer months.

Over the past two years, Mr. Comley's concerns/allegations relative to this issue have been shared with local officials and constituents within the required 10 mile radius (extending into Massachusetts). As a result, constituent inquiries regarding the viability of the plan have significantly increased. In some cases, relative concerns have been documented in writing, in response to Mr. Comley briefing a number of Boards of Selectmen (Within the 10 mile radius) during open/televised meetings.

I further note, aside from the attention generated from the press and cable access television related to such, Mr. Comley has recently purchased prime commercial billboard space on Rt. 1 in the Town of Salisbury. This billboard is very large and clearly calls the validity of evacuation plan/zone into question. Simply put, over the past two years, an increased number of individuals/officials within the 10 mile radius continue to question viability of the approved evacuation plans.

Given that our office lacks the authority/ability to investigate Mr. Comley's allegations, taking a position on such (based on Mr. Comley's allegations) would be unfair and irresponsible. However, despite my numerous representations of such to Mr. Comley, he continues to provide our office with

volumes of information in support of his position. Although he indicates understanding our position, he contends that your office asserts having no jurisdiction in these matters.

During my more recent conversations with Mr. Comley, I indicated that I've been in contact with your office and it was my understanding that his documents, concerns and allegations were being reviewed. However, Mr. Comley expressed extreme frustration with the process. He asserts the information he provided to your office contains sufficient and applicable facts to support an investigation by your False Claims Division (under the authority of the Massachusetts False Claims Act, MGL c. 12, s. 5A-5O)<sup>1</sup> to investigate the Seabrook Nuclear Plant's evacuation plans. His assertion is based on his contention that the plant has and continues to mislead municipal entities through the use of false claims/statements.

In conclusion, when considering Mr. Comley's allegations, I understand how this statute may apply in this case. However, based on my concerns relative to the clarity of communications with your office, I believe information contained in this memo may be helpful. In addition to providing your office with a better understanding of his position and how/why it continues to evolve in this case, it reiterates and clarifies the limitations of our office relative to such.

Should you have any questions, or if our office can be of any assistance, please let me know.

Thank you.

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<sup>1</sup> Using the Massachusetts False Claims Act, M.G.L. c. 12, §§ 5A-5O, the False Claims Division conducts civil investigations and prosecutions against companies and individuals who mislead or defraud state or municipal entities through the use of false or fraudulent claims, records or statements. The Massachusetts False Claims Act is a powerful law enforcement statute that authorizes triple damages and civil penalties of up to \$11,000 per false claim, as well as the AG's attorneys' costs and fees. The Act also allows private individuals known as "relators" to file lawsuits under the Massachusetts False Claims Act and to recover a portion of the proceeds in successful actions, subject to certain limitations.

The AG has recovered hundreds of millions of dollars in government funds, mainly arising from MassHealth-related false claims enforcement, including relator actions. The AG's False Claims Division will be working with partners in government and whistleblowers to expand upon those successes outside the MassHealth context, recover funds for the Commonwealth and its citizens, and deter misconduct.