



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
REGION V

1450 MARIA LANE, SUITE 210  
WALNUT CREEK, CALIFORNIA 94596

FEB - 8 1990

Docket No. 030-01220  
License No. 04-01496-01

Department of the Army  
Letterman Army Medical Center  
Presidio of San Francisco  
San Francisco, CA 94129

Attention: Commander, LAIR  
BG Leslie Burger

Re: Jerry L. Stinnett v. Letterman Army Institute of Research  
DOL #89-914-00205  
NRC Allegation File No. RV-89-A-003

Dear Sir or Madam:

On January 26, 1989, the U. S. Department of Labor's Wage and Hour Division in San Francisco received a complaint from Jerry L. Stinnett, an employee of Letterman Army Institute of Research. Mr. Stinnett alleged that he was terminated because he had raised safety concerns while performing his duties at Letterman. By a DOL letter dated August 11, 1989, the NRC learned that the complaint was settled and withdrawn pursuant to a settlement concluded on April 26, 1989.

The NRC is concerned that a violation of the employee protection provisions set forth in 10 CFR 30.7 may have occurred and that the actions taken against the former employee may have a chilling effect on other licensee or contractor personnel.

Therefore, you are requested to provide this office, within 30 days of the date of this letter, a response which:

1. Provides the basis for the employment action regarding the former employee and includes a copy of any investigation reports you have regarding the circumstances of the action; and
2. Describes the actions, if any, taken or planned to assure that this employment action does not have a chilling effect in discouraging other licensee or contractor employees from raising perceived safety concerns.

After reviewing your response, the NRC will determine whether enforcement action is necessary at this time to ensure compliance with regulatory requirements.

Should you have any questions about this request, please contact Michael Blume, Regional Attorney, at (415) 943-3737.

In accordance with Section 2.790 of the NRC's "Rules of Practice," Part 2, Title 10, Code of Federal Regulations, a copy of this letter will be placed in the NRC Public Document Room.

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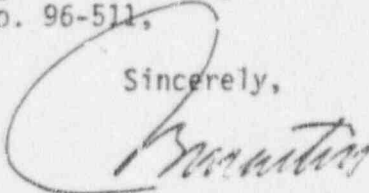
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The response requested by this letter is not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, Pub. L. No. 96-511.

Sincerely,



John B. Martin  
Regional Administrator

cc: Dept. of the Army (LTG Richard W. Field)

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bcc:

*Docket File*

M. Blume

B. Faulkenberry

R. Scarano

R. Pate

H. Chaney

A. Johnson

J. Lieberman, OE

J. Goldberg, OGC

Allegation File No. RV-89-A-003

M. Smith

REGION V

MBlume

*2/7/90*

*JBMartin*

*2/8/90*

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| REQUEST COPY | REQUEST COPY |
| YES / NO     | YES / NO     |

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| SEND TO PDR |
| YES / NO    |