

February 12, 1987

Marty Carlson
Criminal Division
U.S. Department of Justice
315 9th Street, NW
Room 518
Washington, DC 20530

Dear Mr. Carlson:

Enclosed please find copies of the following documents:

Sworn statement of James F. Cochran dated February 6, 1987
Telecon Record of James F. Cochran dated February 9, 1987
Service Report 1959 dated October 15-17, 1986
Sworn statement of Theodore Hebert dated December 8, 1986
Sworn statement of Glenn Sibert dated January 14, 1987
Sworn statement of Darwin Murray dated February 5, 1987
Sworn statement of Keith E. Jordan dated October 27, 1986
Sworn statement of Russell Fortier dated October 28, 1986
Report of Telecon with Victor Saltenis dated November 5, 1986
Sworn statement of Norman Kelbley dated December 9, 1986
Sworn statement of Howard Irwin dated December 8, 1986
Sworn statement of Garnett Light dated October 28, 1986
Sworn statement of William Gammern dated October 29, 1986
Ohio Bureau of Employment/Russell Fortier dated October 29, 1986
AMS Isotope Committee Minutes dated July 31, 1984
Sworn statement of Seymour S. Stein dated December 9, 1986
Sworn statement of Donna Ely dated December 9, 1986
Sworn statement of Erich Drier dated December 8, 1986
Sworn statement of Paul Carani dated October 15, 1986
Sworn statement of Mark Baker dated December 17, 1986
Sworn statement of James Leslie dated October 29, 1986

Please maintain the confidentiality of these documents and return the documents to OI:RIII upon completion of your review. These documents are not to be disseminated outside your control without the express permission of OI.

Sincerely,

Harold G. Walker
Senior Investigator
Office of Investigations
Field Office, Region III

Enclosures: As stated

Distribution: *H.W.* c/f, ✓ 3-86-010

OI
HWalker:nh
02/13/87

9404130372 940614
PDR FOIA
WENDLING93-236 PDR

Release 9404130372

A/7

cm JUL 12 1988
Dan Poleser,
Bill Brown
William Doyle
John Pyle
Defendants
U.S. Marshal
Probation
PT Services

3-85-015

FILED
IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OHIO JUL 12 AM 9:08
EASTERN DIVISION
CLERK U.S. DISTRICT COURT
NORTHERN DISTRICT OF OHIO

[Handwritten signature]

UNITED STATES OF AMERICA,)
Plaintiff,)
)
)
v.)
HOWARD R. IRWIN, and)
ADVANCED MEDICAL SYSTEMS,)
INC.,)
Defendants.)

CRIM. ACTION NO. CR88-109
Judge David D. Dowd, Jr.

*in office
file file*

ORDER

And now, this 11th day of July, 1988, the
government's motion to dismiss the indictment is granted, and it
is hereby ordered that Indictment No. CR-88-109 be and the same
is hereby DISMISSED.

David Dowd
United States District Judge

A/6

2-85-016

April 15, 1987

William F. Weld, Esq.
Assistant Attorney General
Criminal Division
U.S. Department of Justice
P. O. Box 887
Ben Franklin Station
Washington, D.C. 20044-0887

Dear Mr. Weld:

The Office of Investigations (OI) will comply with your request to hold the OI investigation concerning activities at Advanced Medical Systems, Inc. (AMS) in abeyance until a criminal investigation has been completed. OI will, therefore, stop its investigation on this matter and provide an OI investigator to assist the Department in its investigation. In addition, we have coordinated with the NRC technical staff in order to obtain the requested services of an NRC inspector.

According to the NRC technical staff, the health and safety concerns currently identified do not pose an immediate threat to public health and safety. The NRC is continuing to assure that AMS is complying with Commission requirements to include the conditions associated with lifting the October 1986 suspension order. The agency is also currently moving to stay the civil proceedings until you have completed the criminal investigation of this matter. We will also coordinate the release of inspection reports concerning this matter to minimize the potential impact on the criminal investigation.

Notwithstanding the current status of the civil proceedings, should immediate health and safety concerns arise, the NRC technical staff may reconsider its view and may take regulatory action to suspend or modify the AMS license.

If there are any questions concerning this matter, please feel free to contact me or the OI staff.

Sincerely,

Ben B. Hayes

Ben B. Hayes, Director
Office of Investigations

bcc: J. Fitzgerald, OGC
J. Lieberman, OGC

9404130368

A/B