

ORIGINAL

UNITED STATES OF AMERICA NUCLEAR REGULATORY COMMISSION

In the matter of:

TEXAS UTILITIES ELECTRIC
COMPANY, et al

Docket No. 50-445
50-446

(Comanche Peak Steam Electric
Station, Units 1 & 2)

Deposition of: Dwight Murry Woodyard

Location: Glen Rose, Texas

Pages: 56,500 - 56,605

Date: Tuesday, July 24, 1984

TR 010/1

*Original to E. Messant
H-1149*

*Add:
1 copy to Region IV
Eric Johnson*

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1 UNITED STATES OF AMERICA
2 NUCLEAR REGULATORY COMMISSION

3 BEFORE THE ATOMIC SAFETY & LICENSING BOARD
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6 In the matter of: :
7 TEXAS UTILITIES ELECTRIC :
8 COMPANY, et al. : Docket Nos. 50-445-2
9 (Comanche Peak Steam Electric : 50-446-2
10 Station, Units 1 and 2) :
11 - - - - -X

11 Glen Rose Motor Inn
12 Glen Rose, Texas

13 July 24 , 1984

14 Deposition of: Dwight Murry Woodyard
15 called for examination by counsel for Applicant
16 taken before Margaret Schneider, Court Reporter,
17 beginning at 2:05 p.m., pursuant to agreement.
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APPEARANCES:

For the Applicants, Texas Utilities Electric Company, et al:

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For the Deponee, Dwight M. Woodyard, Personally:

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MILLERS FALLS
ERASE
COTTON CONTENT

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C O N T E N T S

WITNESS

EXAMINATION

Dwight Murry Woodyard

56,503

E X H I B I T S

NUMBER

FOR IDENTIFICATION

Woodyard-1

Woodyard-2

Woodyard-3

Woodyard-4

Woodyard-5

56,535

56,543

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P R O C E E D I N G S

2:05 p.m.

MR. WATKINS: Let's go on the record.

My name is McNeill Watkins. I'm counsel for the Applicant in this license proceeding.

Why don't we identify ourselves. Ms. Garde.

MS. GARDE: My name is Billie Garde. I am a law clerk who is representing Intervenor CASE in these proceedings.

MR. BACHMANN: My name is Richard Bachmann. I'm counsel for the NRC staff.

MR. WOODYARD: My name is Dwight Woodyard. I am a quality control/quality assurance supervisor for Brown & Root at Comanche Peak.

MR. COPPOCK: My name is Jeff Coppock. I'm associated with the law firm of Vinson & Elkins in Houston. I'm here today representing Mr. Dwight Woodyard, a Brown & Root employee.

And just for the sake of the record, I'd like to note that Mr. Woodyard is appearing here voluntarily without being under subpoena.

MS. GARDE: Mr. Woodyard --

MR. WATKINS: Just briefly, if I could add, as I understand the Board's ruling yesterday, the scope of Mr. Woodyard's examination will be limited to items

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1 about which he has personal knowledge in connection with
2 Sue Ann Newmeyer and Linda Barnes that have been disclosed
3 to the Applicants by Ms. Garde. That was the Board's ruling
4 of yesterday, July 23rd.

5 Ms. Garde, you may, of course, inquire into
6 Mr. Woodyard's job history and background.

7 MS. GARDE: All right. Mr. Watkins,
8 I reviewed my questions of Mr. Woodyard following the confer-
9 ence call yesterday, and I believe that the questions that
10 I have for him are in compliance with the Board's order.
11 I am sure you will object if you feel that a question I
12 ask is beyond the scope of those items, and we'll take
13 it up at that point.

14 MR. WATKINS: Understood.

15 MS. GARDE: Mr. Woodyard, let me make a
16 couple introductory statements.

17 First of all, I'm going to be asking you
18 some questions which I'm sure you have been told deal with
19 harassment and intimidation claims of incidents by
20 Linda Barnes and Sue Ann Newmeyer.

21 If at any time I ask you a question that
22 you don't understand or that you think is confusing, please
23 ask me to restate the question and I'll do that. If you
24 don't ask me to restate the question, I'll assume that
25 you understood it and that your answer is to the question

1 as I stated it.

2 If at any time you want to confer with
3 either your personal counsel or counsel for the Applicant,
4 it is your right to do so, and just indicate to me that
5 you'd like to confer with your counsel and I'll comply
6 with that.

7 Do you have any questions of me before we
8 start?

9 (Whereupon, the witness shook his head
10 negatively.)

11 MS. GARDE: Okay.

12 Whereupon,

13 DWIGHT M. WOODYARD
14 was called as a witness by and on behalf of the Applicant
15 and, having been first duly sworn, was examined and
16 testified as follows:

17 EXAMINATION

18 BY MS. GARDE:

19 Q. Okay. Would you state your full name for
20 the record, please.

21 A. Dwight -- Do you want the name of the middle
22 initial?

23 Q. Yes.

24 A. Murry, M-u-r-r-y, Woodyard.

25 Q. And are you currently employed by Brown & Root?

- 1 A. Yes.
- 2 Q. And in what capacity are you employed?
- 3 A. Quality control/quality assurance supervisor.
- 4 Q. That's ASME or non-ASME.
- 5 A. ASME.
- 6 Q. And how long have you worked at Comanche
7 Peak Steam Electric Station?
- 8 A. Two years and five months.
- 9 Q. And where did you work before you worked
10 at Comanche Peak?
- 11 A. Palo Verde Nuclear Power Station in Arizona.
- 12 Q. And how long did you work there?
- 13 A. From May till February.
- 14 Q. So just a matter of a few months?
- 15 A. Yes.
- 16 Q. And where did you work before that?
- 17 A. San Onofre Nuclear Power Station in
18 San Fernando, California.
- 19 Q. And how long did you work there?
- 20 A. About four years and two months, two or three
21 months. I'm not for sure.
- 22 Q. Okay. Did you perform quality control
23 functions at both of those sites?
- 24 A. Yes.
- 25 Q. Were you a supervisor at either of those

1 sites?

2 A. I was an assistant supervisor at San Onofre,
3 and I was a fab shop inspector in Palo Verde.

4 Q. Were you fired from either of these positions?

5 A. No, I was not.

6 Q. I just want to ask a few questions about
7 your educational background.

8 Do you have a college degree?

9 A. No, ma'am.

10 Q. Do you have any college?

11 A. No.

12 Q. Are you a certified inspector?

13 A. Yes.

14 Q. At what level?

15 A. Level two.

16 Q. Have you ever been a level three inspector?

17 A. No.

18 Q. Would you, please, briefly explain the
19 responsibilities of the QC inspectors -- Strike that.

20 My understanding is that you are currently
21 supervising QC inspectors; is that true?

22 A. That's true.

23 Q. Okay. How many inspectors are you currently
24 supervising?

25 A. Twenty-two.

1 Q. Would you briefly explain the responsibilities
2 of the QC inspectors under your supervision, very briefly.

3 A. I don't understand what you mean.

4 Q. Okay. You supervise 22 employees.

5 A. (Whereupon, the witness nodded his head
6 affirmatively.)

7 Q. And they are quality control inspectors
8 at the Comanche Peak site?

9 A. Yes.

10 Q. Okay. Would you give me a very brief, or
11 could you give me a very brief description of the duties
12 of the quality control inspectors under your supervision?
13 Are they in a specific area? For example, are they all
14 quality control piping inspectors, or are they all electrical
15 inspectors?

16 A. They are all quality control ASME mechanical
17 inspectors.

18 Q. Okay. Are you a supervisor over mechanical
19 inspectors that work both the day shift and the night shift?

20 A. Just the day shift.

21 Q. So you have a counterpart on the night shift?

22 A. No.

23 Q. Now, Mr. Woodyard, I am basically familiar
24 with a quality control inspector's duties, and I want to
25 ask you a few general questions which relate to

1 Ms. Newmeyer's concerns.

2 If you don't understand my questions --
3 I'll try to make them as brief as possible -- please ask
4 me.

5 My understanding is that a quality control
6 inspector signs off documentation of various types relating
7 to the inspections that they perform.

8 When a quality control inspector puts his
9 signature on the line, does that signify something?

10 A. Of course it does.

11 Q. What does it mean?

12 MR. WATKINS: What kind -- Excuse me. What
13 kind of documents are we talking about?

14 MS. GARDE: Okay. I'll use one as an example.
15 There's a lot of different documentation that it could
16 be, and I don't want -- I'm not interested in documents
17 that are not controlled or part of the inspection process.

18 BY MS. GARDE:

19 Q. Let's use, for example, a weld data card.
20 On a weld data card, it is my understanding that there
21 are something called QC hold points.

22 What does it mean when a QC inspector signs
23 a hold point?

24 A. Well, you'll have to -- If a QC inspector
25 signs a hold point as being satisfactory, that means that

1 he has accepted that portion of the work that has been
2 done up to that point, to that hold point.

3 Q. Is it supposed to mean that they've performed
4 the actual inspection, that they themselves looked at some-
5 thing?

6 A. Yes.

7 Q. Can one QC inspector sign for another QC
8 inspector's inspection; for instance, on a weld data card?

9 A. No, not without proper documentation.

10 Q. And what would the proper documentation
11 be for one QC inspector to sign for another QC inspector's
12 work?

13 A. Well, if the first QC inspector had written
14 an inspection report stating that he had accepted a certain
15 hold point and that he didn't sign that hold point off,
16 then based upon that inspection report, I could sign that
17 hold point based upon that inspection report and attach
18 that inspection report to the weld data card.

19 Q. Uh-huh. Well, when you say that "I could
20 sign that point," are you referring to you in the role
21 of supervisor or you as meaning any of the other 22 QC
22 inspectors?

23 A. Any of the other inspectors could also do
24 that.

25 Q. Uh-huh.

1 A. But in a case like that, that's generally
2 brought to a lead or supervisor.

3 Q. Now, you said that when an IR is written --
4 Strike that.

5 I think your testimony was that the exception
6 for one QC inspector signing for another QC inspector is
7 when there's some type of documentation as an IR.

8 A. That's true.

9 Q. Is it only an IR that makes it acceptable?

10 A. That's true.

11 Q. To the best of your knowledge, are IR's
12 all control documents?

13 A. Yes.

14 Q. Are they tracked?

15 A. Yes.

16 Q. Do they go through engineering review?

17 A. No.

18 MR. WATKINS: Are we talking about satisfactory
19 reports?

20 BY MS. GARDE:

21 Q. Are we talking about -- I'm just talking
22 about IR's. I know that IR's have boxes on them for
23 "sat" and "unsat".

24 A. A satisfactory inspection report would not
25 go to engineering review.

1 Q. Okay. I'm generally familiar with an IR.

2 MR. WATKINS: Ms. Garde, you understand that
3 all of your statements are not evidence? So however
4 you characterize --

5 MS. GARDE: Uh-huh.

6 MR. WATKINS: -- an IR, an NCR or any other
7 document --

8 MS. GARDE: Uh-huh.

9 MR. WATKINS: -- is not going to be evidence.

10 I would much prefer it if you would ask
11 the witness what they consist of because we're really not
12 interested in what your understandings or what your knowledge
13 is.

14 MS. GARDE: I don't want to walk him through
15 unnecessary questions if our understanding of the document
16 is the same. It may be inaccurate. I find it helpful
17 to state what I know about a particular document so I can
18 move on to that unless that's an inaccurate assumption.

19 I will attempt to modify or monitor my
20 explanations to comply with your concerns, but this is
21 my deposition, and I'm trying to do the best I can on these
22 questions.

23 BY MS. GARDE:

24 Q. We were talking before about a weld data
25 card as an example of a control document, and we talked

1 about hold points on a weld data card.

2 What happens if a hold point gets skipped?

3 A. There's an NCR generated.

4 Q. By whom?

5 A. The person that discovers that the hold
6 point has been skipped.

7 Q. And then what happens?

8 A. Depends on the disposition of the NCR.

9 Q. And who decides the disposition of an NCR?

10 A. Engineering.

11 Q. And could engineering -- Strike that.

12 At what point in the review process of an
13 NCR should missing signatures get discovered?

14 MR. WATKINS: Could we back up a second?

15 MS. GARDE: Uh-huh.

16 MR. WATKINS: What are talking about "missing
17 signatures"? Could you explain what you mean?

18 MS. GARDE: We're talking about -- I asked
19 him if a hold point had gotten skipped; therefore, there
20 wouldn't be a signature on the hold point.

21 MR. WATKINS: Okay.

22 MS. GARDE: And he said that that -- when
23 it is discovered an NCR should be generated.

24 MR. WATKINS: I just wanted to make sure
25 if skipping the signature equated with missing the hold

1 point in your questions.

2 BY MS. GARDE:

3 Q. Did you understand that to mean that when
4 I said a hold point was skipped?

5 A. A hold point was skipped, but when you said
6 a missing signature on an NCR, that kind of floored me
7 a little bit.

8 Q. Okay. I meant -- Let me restate the question.
9 Okay?

10 I'm trying to determine, Mr. Woodyard, when
11 missing signatures on weld data cards, just as an example,
12 should get discovered.

13 A. Well, there's cleanliness, fit-up, an
14 NVE, a final VT, and sometimes an RT hold point on all
15 these weld data cards.

16 Q. Uh-huh.

17 A. If the cleanliness hold point is missed --

18 Q. Uh-huh.

19 A. -- it is possible that the person that's
20 been called to do the fit-up inspection would catch --
21 would notice --

22 Q. Uh-huh.

23 A. -- that this cleanliness hold point was
24 bypassed --

25 Q. Uh-huh.

1 A. -- and so on down the line.

2 Q. Would a person who was coming to do the
3 fit-up inspection generate an NCR that cleanliness had
4 been missed?

5 A. Yes.

6 Q. But he wouldn't always generate an NCR.

7 A. Of course he would.

8 Q. He would?

9 A. He would. It is a hold point that has been
10 bypassed by construction, and it is a nonconformance.

11 Q. Okay. I asked you a couple of questions
12 back about signing -- one QC inspector signing for another
13 QC inspector, and you said that not without proper documenta-
14 tion, and now we've determined that that proper documentation
15 was an IR.

16 MR. WATKINS: In connection with a weld
17 data card; is that correct?

18 MS. GARDE: In connection with a weld data
19 card.

20 BY MS. GARDE:

21 Q. And I have a couple more questions on
22 signature of control documents, and I'm perfectly content
23 to continue to talk about weld data cards as an example
24 of a control document.

25 You said that was the only exception to

1 one QC inspector signing for another QC inspector. Can
2 a level three inspector sign for a level two inspector's
3 missing signature?

4 A. Not without proper documentation.

5 Q. And would that proper documentation still
6 be an IR?

7 A. Yes, it would.

8 Q. Now, what if there was missing, a missing
9 signature and no IR?

10 A. I just told you that. They would write
11 an NCR.

12 Q. Then they would write an NCR?

13 A. Yes.

14 Q. And weld engineering would disposition that
15 NCR?

16 A. If it was a welding operation hold point,
17 welding engineering would disposition the NCR. Welding
18 engineering normally controls all of the weld data cards
19 or issues the weld data cards.

20 Q. Do you know Ms. Sue Ann Newmeyer?

21 A. Yes, I do.

22 Q. Were you ever her supervisor?

23 A. Yes, I was.

24 Q. When?

25 A. For about a year.

1 Q. Can you give me roughly the time period?

2 A. The first of '83 till '84 when she resigned.

3 Q. Have you read the affidavit that was provided
4 to you -- TUGCO on Friday from Ms. Newmeyer?

5 MR. WATKINS: Mr. Woodyard probably doesn't
6 know when it was provided to TUGCO.

7 BY MS. GARDE:

8 Q. Okay. Have you read her affidavit?

9 A. Yes.

10 Q. And when did you read it?

11 A. Yesterday.

12 MR. WATKINS: Perhaps for the record we
13 could identify the affidavit, Ms. Garde. Are you referring
14 to the affidavit of Sue Ann Newmeyer which is dated
15 20 March 1984?

16 MS. GARDE: Yes, I am, Mr. Watkins. I think
17 it is the only affidavit of Ms. Newmeyer in this case.

18 MR. WATKINS: Well, we don't know that.

19 BY MS. GARDE:

20 Q. Have you been interviewed by your supervisors
21 about Ms. Newmeyer's allegations regarding harassment and
22 intimidation?

23 A. No, I have not.

24 MR. WATKINS: In connection with the license
25 proceeding?

1 BY MS. GARDE:

2 Q. In connection with any proceeding.

3 A. No. Not this affidavit that's right here,
4 not --

5 Q. Well, I asked have you ever -- Let me
6 restate the question.

7 Have you ever been interviewed by your
8 supervisors about Ms. Newmeyer's allegations regarding
9 harassment and intimidation?

10 A. No.

11 MR. WATKINS: Which allegations?

12 MS. GARDE: Any allegations.

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1 A. I'm not sure that I understand what you're --
2 what you mean.

3 Q. Okay. You were Ms. Newmeyer's supervisor
4 until she resigned in February of this year, is that correct?

5 A. That's correct.

6 Q. Following her resignation at anytime up to
7 and including today, have you been interviewed by your
8 supervisors regarding any allegations or concern that Ms.
9 Newmeyer may have raised regarding harassment and intima-
10 tion?

11 MR. COPPOCK: Let's go out of the room for
12 a minute. Could we go off the record?

13 MS. GARDE: Uh-huh.

14 (Discussion off the record.)

15 MR. WATKINS: On the record. I believe
16 there's a pending question. Would you like the Reporter
17 to read it back or would you like to state it again, Ms.
18 Garde?

19 MS. GARDE: Could you repeat that?

20 (Whereupon, the Reporter repeated the last
21 question of Ms. Garde, Lines 6 through 10, this page.)

22 A. I have discussed Ms. Newmeyer's allegations
23 with my supervisor.

24 BY MS. GARDE:

25 Q. Okay. I'm going to ask you some questions

1 regarding that, but first let me try to find out when that
2 took place. Or is there more than -- strike that.

3 Is there more than one discussion?

4 A. No.

5 Q. Okay. When did the discussion take place?

6 A. It was prior to talking to the Department
7 of Labor.

8 Q. And when you say "talking to the Department
9 of Labor," are you meaning Mr. Diaz?

10 A. Yes.

11 Q. Do you have a time frame for that?

12 A. No.

13 Q. And who was the discussion with?

14 A. My supervisor.

15 Q. And who is your supervisor?

16 A. Bob Siever.

17 Q. Was there anyone else in the room?

18 A. I don't remember.

19 Q. If I went through some names, could you
20 possibly remember?

21 A. Gordon Purdy might have been present at the
22 time.

23 Q. But you're not sure?

24 A. No.

25 Q. Was Mr. Vega present?

COTTON CONTENT

1 A. No.

2 Q. Have you ever talked to Mr. Vega about Ms.
3 Newmeyer?

4 A. No, ma'am.

5 Q. Was Mr. Tolson present?

6 A. No.

7 Q. Have you ever talked to Mr. Tolson about Ms.
8 Newmeyer?

9 A. No.

10 Q. Was Tom Brandt present?

11 A. No.

12 Q. Have you ever talked to Mr. Brandt about
13 Ms. Newmeyer?

14 A. No.

15 Q. And so that discussion with Mr. Sievers
16 was when? Did you indicate a time?

17 A. No, I did not.

18 Q. You can't remember the time?

19 A. No.

20 Q. Could it have been around the end of March?

21 A. It was just prior to the interview that I
22 had with the Department of Labor.

23 Q. Well I don't know when that interview took
24 place either. So if you remember as we go through the
25 rest of this deposition when that meeting with Mr. Sievers

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COTTON CONTENT

1 took place, would you tell me?

2 A. Yes.

3 Q. Now, what did Mr. Sievers and you discuss
4 during that meeting?

5 A. I was informed that Ms. Newmeyer had filed
6 a 210 with the Labor Department.

7 Q. Okay. And who informed you of that?

8 A. I believe it was Gordon Purdy.

9 Q. And would that have been immediately before
10 this meeting?

11 A. It might have been a couple of weeks before
12 that.

13 Q. And at the time that Mr. Purdy, or whoever
14 it was that told you, told you there was no meetings about
15 it.

16 A. No, not at -- not at that particular time,
17 no.

18 Q. Okay. Back to the meeting with Mr. Sievers.
19 And what happened in the meeting?

20 A. Well --

21 MR. WATKINS: Ms. Garde, I'm going to object
22 to this line of questioning because discussions have
23 nothing to do with allegations of harassment, intimidation
24 and threats. What's the relevance?

25 MS. GARDE: I think that any --

MILLERS FALLS

COTTON CONTENT

1 MR. WATKINS: Ms. Newmeyer had already left
2 the site.

3 MS. GARDE: -- any meeting which concerned
4 Ms. Newmeyer's allegations of harassment and intimidation
5 is a fair line of inquiry on the subject. I'm asking
6 specifically about allegations regarding harassment and
7 intimidation.

8 MR. WATKINS: Then I'll ask you to specify
9 the allegations because your interrogation of Mr. Woodyard
10 is limited to the two that she has made in the context of
11 this proceeding.

12 MS. GARDE: Well, I'm going to try to do
13 that. But I'll ask the witness.

14 BY MS. GARDE:

15 Q What were you informed by Mr. Sievers or
16 Mr. Purdy that her complaint was based on?

17 A We didn't discuss that at the time.

18 Q Uh-huh.

19 A We knew that -- I was informed that she
20 had filed a 210.

21 Q Uh-huh.

22 A And that she was asking for back pay and
23 her job to be reinstated.

24 Q Uh-huh.

25 A And we were just wondering what it was

MILLERS FALLS

GENERAL STORE

1 about and why she had done this. And as far as we had
2 known, she had left the job under, you know, favorable
3 conditions.

4 Q. There was no discussion of why Ms. Newmeyer
5 left, specifically?

6 A. She resigned.

7 Q. Uh-huh. And that was pretty much the
8 substance of the meeting?

9 A. Yes.

10 Q. Are you aware of any other meetings conducted
11 by either yourself or Mr. Sievers into Ms. Newmeyer's 210
12 complaint?

13 A. I don't understand what you're saying.

14 Q. Did you conduct any interviews based on Ms.
15 Newmeyer's 210 complaint?

16 A. I did not, no.

17 Q. Are you aware of any other interviews
18 conducted by management -- not by Mr. Diaz?

19 A. Not by management, no.

20 Q. And you're not aware of any meetings by
21 management prior to her finding out -- strike that.

22 Are you aware of any meetings after her
23 leaving but before filing her DOL complaint, or you found
24 out about the filing of her DOL complaint?

25 A. No.

- 1 MR. WATKINS: Excuse me. Meetings about what?
- 2 MS. GARDE: Ms. Newmeyer. He seemed to
- 3 understand the question, Mr. Watkins.
- 4 MR. WATKINS: Did you understand the question,
- 5 Mr. Woodyard?
- 6 THE WITNESS: I think I did. I'm not sure.
- 7 MR. WATKINS: Why don't you -- could you
- 8 repeat the question, please, for the record?
- 9 MS. GARDE: I asked Mr. Woodyard, I believe --
- 10 although if you want it direct, you can have it read back --
- 11 if he was aware of any meetings after she had resigned but
- 12 prior to his knowledge that she filed a DOL complaint, if
- 13 he knew. And the answer was no.
- 14 MR. WATKINS: Meetings regarding what?
- 15 MS. GARDE: Ms. Newmeyer. You asked me to
- 16 restate the question. I didn't put "Ms. Newmeyer" in the
- 17 first question.
- 18 MR. WATKINS: For the record, can we under-
- 19 stand what you mean by "the time she resigned"?
- 20 MS. GARDE: Well, do you want me to put her
- 21 resignation into the record now?
- 22 MR. WATKINS: Well, my understanding is
- 23 that she resigned but remained on the site for a period of
- 24 time.
- 25 MS. GARDE: Uh-huh.

1 MR. WATKINS: Now by "resignation," do you
2 mean the time she gave notice that she was resigning or
3 the time she left the site?

4 MS. GARDE: I'm not being deposed here, Mr.
5 Watkins. It's the witness's understanding of what she did
6 as resigning. Now if you want me to clarify that -- if the
7 witness doesn't understand that, I'll be glad to clarify it.

8 MR. WATKINS: Well --

9 MS. GARDE: But I resent you asking me
10 questions about my questions. If you want to object,
11 object.

12 MR. WATKINS: Okay.

13 MS. GARDE: If the witness doesn't understand
14 the question, then let him say he doesn't understand the
15 question. All right?

16 MR. WATKINS: Perhaps I can do a -- one
17 small voir dire here.

18 VOIR DIRE EXAMINATION

19 BY MR. WATKINS:

20 Q Mr. Woodyard, by "resign" do you understand
21 Ms. Garde to have meant when she left, when Ms. Newmeyer
22 left the site?

23 A I was thinking it was when she left the site.

24 END OF VOIR DIRE EXAMINATION

25 MS. GARDE: Thank you.

MILLERS FALLS
REPAIR

1 MR. COPPOCK: In giving that understanding,
2 is your answer to the previous question accurate?

3 THE WITNESS: Yes. Yes.

4 BY MS. GARDE:

5 Q. Mr. Woodyard, I'm going to show you a copy
6 of a message on what I understand is called a three-part
7 memo, and it is dated 2-8-84, and it is addressed to yourself
8 and Gordon Purdy, signed by Sue Ann Newmeyer. I want you
9 to see if you've ever seen this before.

10 A. Yes.

11 MR. WATKINS: Do you have a copy for counsel,
12 Ms. Garde?

13 MS. GARDE: No. That's the only copy I
14 have. I'll be glad to have Mr. Retrovich run down to the
15 copy machine to make a copy, if we could use your copy
16 machine, but I don't have any other copies.

17 BY MS. GARDE:

18 Q. Do you understand this to have been
19 Ms. Newmeyer's letter of resignation?

20 A. Yes.

21 Q. Is your signature on that anywhere,
22 Mr. Woodyard?

23 A. Yes, it is.

24 Q. Could you identify, please, for me and for
25 the record where the signature is?

1 A. Right here.

2 MS. GARDE: The record should reflect that
3 the witness is pointing to a notation which he's indicated
4 is his signature which says, "2-8-84."

5 BY MS. GARDE:

6 Q. Does that say "received," Mr. Woodyard?

7 A. Yes.

8 Q. Is there anywhere else on there that you
9 have written something?

10 A. I put a statement down here, just a little
11 note said, "Good luck."

12 Q. Okay. So you identify that that is your
13 handwriting?

14 A. Yes.

15 Q. Did Ms. Newmeyer tell you -- Other than giving
16 you this piece of paper, this three-part memo, did she
17 tell you why she left?

18 A. She indicated to me that she was going to
19 work for another firm.

20 Q. Would that have been Clinton?

21 A. No. She didn't say where she was going
22 to work.

23 Q. I'm going to show you another document.

24 MR. WATKINS: Would you like to have that
25 identified by the reporter, the first document?

1 MS. GARDE: I'm not going to enter it into
2 the record in this case. I'm not going to make it an
3 exhibit to this. It can be marked if you want to mark it.

4 MR. WATKINS: Could we mark it for identifica-
5 tion?

6 MS. GARDE: Sure.

7 MR. WATKINS: Ms. Reporter, could you mark
8 that for identification as Woodyard-1.

9 (The document referred to was
10 marked Woodyard Exhibit No. 1
11 for identification.)

12 BY MS. GARDE:

13 Q. Mr. Woodyard, I'm going to show you another
14 document, which I assume you want marked for information --
15 identification No. 2, but I'm not going to enter it in
16 the record in this case either.

17 This is a two-page questionnaire for people --
18 Let me read the title of it. Questionnaire for persons
19 leaving QA/QC for Ms. Newmeyer

20 (The document referred to was
21 marked Woodyard Exhibit No. 2
22 for identification.)

23 Have you ever seen this document before?

24 A. I've seen a copy of it.

25 Q. When did you see a copy of this?

1 A. After Ms. Newmeyer had left the job site.

2 Q. Approximately how long after Ms. Newmeyer
3 had left the job site?

4 A. It might have been a day or two days or a week.

5 Q. Do you remember who gave you a copy of it?

6 A. It was either Bob Siever or Gordon Parry.
7 Showed. He didn't give me a copy. They showed me a copy
8 of it.

9 Q. Was there anything in particular about this
10 exit interview that they showed you?

11 A. No.

12 Q. Just stood there and read it?

13 A. (Whereupon, the witness nodded his head
14 affirmatively.)

15 Q. Okay. Now, let me wait for a minute so
16 I can give it back to you.

17 Thank you.

18 Now, Mr. Woodyard, on the second page of
19 this exit interview there's an item which is in handwriting
20 that indicates number four at the bottom of the page,
21 comment from QC inspector. What does that say?

22 A. Do you want me to read it?

23 Q. Yes, sir. I'd like you to read it into
24 the record, please.

25 A. It says, "The intimidation on this site

1 by the nuclear Mafia is without precedence. Consistency
2 in management policies are totally lacking and no affirmative
3 program for minorities and women." And it is signed by
4 Sue Ann Newmeyer.

5 Q. Did you read that at the time that
6 Mr. Siever --

7 A. It was read to me.

8 Q. By Mr. Siever?

9 A. Yes.

10 No. I believe it was Gordon Purdy that
11 read this to Bob Siever and myself.

12 Q. At the same time?

13 A. (Whereupon, the witness nodded his head
14 affirmatively.)

15 Q. Did Mr. Purdy make any comment about it?

16 A. No.

17 Q. Were you surprised by it?

18 A. Yes, I was, totally surprised.

19 Q. And that's the first time that you had heard
20 anything about harassment?

21 A. It is.

22 Q. Did Mr. Purdy tell you he was going to do
23 any investigation into her concerns?

24 A. I don't think so, not at that time.

25 Q. Did he ask you if you knew what she was

1 talking about?

2 A. No, he did not.

3 Q. Just totally mystified?

4 A. I was totally mystified, and I think
5 Mr. Purdy was mystified. I'm not the type of supervisor
6 that intimidates or harasses inspectors --

7 Q. Uh-huh.

8 A. -- and Mr. Purdy and Mr. Siever know that.

9 Q. Okay. But this would be the first time
10 you knew anything about harassment --

11 A. Yes.

12 Q. -- allegations by Ms. Newmeyer?

13 A. Yes.

14 You want to go back to that for a minute?

15 Q. Sure. Is there something else you'd like
16 to add?

17 MR. COPPOCK: You want to supplement your
18 answer?

19 THE WITNESS: Yes, I do.

20 BY MS. GARDE:

21 Q. Okay. Please do so.

22 Do you want to look at it again?

23 A. Yes.

24 I don't understand what -- nobody does --
25 what "nuclear Mafia" is, for one thing.

1 Q. Uh-huh.

2 A. I don't understand what that is. And as
3 far as no affirmative action programs for minorities and
4 women --

5 Q. Uh-huh.

6 A. -- I've worked in the past on several job
7 sites the same as this one here.

8 Q. Uh-huh.

9 A. This job site here has more female inspectors
10 working in the field than any job site that I've ever been
11 on.

12 Q. Uh-huh.

13 A. I just want to clarify that, that this state-
14 ment down here is not true, and nobody knows what the
15 "nuclear Mafia" is.

16 Q. Were those comments made when you were stand-
17 ing there with Mr. Purdy and Mr. Siever?

18 A. I made those comments.

19 Q. Did they seem to know what the nuclear Mafia
20 was?

21 A. Nobody knows.

22 Q. But nobody thought it was important enough
23 to ask Ms. Newmeyer?

24 MR. COPPOCK: I must object to that,
25 Ms. Garde.

1 MS. GARDE: I withdraw the question.

2 BY MS. GARDE:

3 Q. Anything else you want to comment about
4 this?

5 A. No.

6 Q. Okay. I'm going to show you another document,
7 and I'm going to ask you to take a couple of minutes to
8 read it and familiarize yourself with it if you've never
9 seen it before.

10 Have you ever seen it before?

11 A. If you'll wait just a minute.

12 Q. Okay.

13 (The document referred to was
14 marked Woodyard Exhibit No. 3
15 for identification.)

16 Had you ever seen that letter before?

17 A. Yes, I have.

18 Q. When had you seen that one?

19 A. The same time I was shown the letter we just
20 talked about, the exit interview letter.

21 Q. You weren't given a copy of it?

22 A. I was not.

23 Q. But you were allowed to read it at that
24 time?

25 A. It was read to me.

gmw-17

- 1 Q. Out loud?
- 2 A. Out loud.
- 3 Q. And this was out in the field?
- 4 A. No, it was not out in the field.
- 5 Q. Where was this meeting?
- 6 A. In Mr. Siever's office with the door closed.
- 7 Q. Who called the meeting?
- 8 A. It was the same meeting where we -- It wasn't
- 9 really a meeting. Mr. Purdy was informing Mr. Siever and
- 10 myself of these two documents Ms. Neumeyer had written.
- 11 Q. And you don't consider that a meeting?
- 12 A. No.
- 13 Q. Now, you said that Mr. Purdy read the letter
- 14 out loud to both of you.
- 15 A. That's what I'm saying.
- 16 Q. And did you discuss it?
- 17 A. No, I did not.
- 18 Q. Did Mr. Siever discuss it?
- 19 A. No.
- 20 Q. Mr. Purdy didn't discuss it?
- 21 A. No.
- 22
- 23
- 24
- 25

end
tape 2
gmw

SH 1-1

1 MS. GARDE: Back on the record.

2 BY MS. GARDE:

3 Q. Mr. Woodyard, who is your supervisor?

4 A. Bob Siever.

5 Q. And who is Mr. Siever's supervisor?

6 A. Gordon Purdy.

7 Q. Have you ever-- I'm going to show you a one-
8 page affidavit. It says "Affidavit of Dwight M. Woodyard".

9 Is that your signature, sir?

10 A Yes, it is.

11 MS. GARDE: I want to enter this into the
12 record as Exhibit 1 in this depositions.

13 MR. WATKINS: Well, this would be Woodyard
14 4, I believe.

15 MS. GARDE: Is that how you number them?

16 MR. WATKINS: Consecutively, yes.

17 MS. GARDE: Well, I know that. But do
18 you number them differently for these things marked for
19 identification?

20 MR. WATKINS: Yes. The reason for that is
21 some items may not be admitted into evidence, and they
22 remain marked for identification.

23 (The document referred to was
24 marked for identification as
25 Woodward Exhibit No. 4.)

SH 1-2

1 BY MS. GARDE:

2 Q At whose request, Mr. Woodyard, was this
3 affidavit prepared?

4 MR. WATKINS: Ms. Garde,--

5 MS. GARDE: Uh-huh.

6 MR. WATKINS: --your question supposes that
7 someone asked the affidavit be prepared. The witness
8 didn't testify that somebody asked him to prepare any
9 affidavit.10 MS. GARDE: Let me, then, try to ask a couple
11 of preliminary questions to the affidavit, Mr. Woodyard.

12 BY MS. GARDE:

13 Q Why was this affidavit prepared?

14 MR. WATKINS: If you know.

15 Q (Continuing) If you know.

16 A I don't know why it was.

17 Q Did you prepare this affidavit?

18 A No, I did not.

19 Q Who did prepare this affidavit?

20 MR. WATKINS: If you know.

21 A (By the witness) I believe it was
22 prepared by-- I'm not really sure who prepared it.23 Q Well, if you're not sure who prepared this
24 affidavit, then let me ask you: Who gave you this affidavit
25 to sign or look at?

1 MR. WATKINS: Ms. Garde, may I inquire into
2 the relevance of these questions? The affidavit speaks
3 for itself.

4 MS. GARDE: Are you objecting?

5 MR. WATKINS: Well, I'd like to know what the
6 relevance is, and unless you can satisfy me, yes, I would
7 object.

8 MS. GARDE: So, you're objecting to me
9 asking questions on this affidavit on the grounds of
10 relevancy.

11 MR. WATKINS: Yes.

12 MS. GARDE: Okay.

13 MR. WATKINS: What is the relevance of your
14 questions?

15 MS. GARDE: Well, Mr. Woodyard has signed
16 an affidavit, which now he has stated he didn't prepare,
17 about Miss Neumeyer.

18 Miss Neumeyer is going to be a witness in
19 this proceeding, and Mr. Woodyard is here specifically
20 to talk about Miss Neumeyer's involvement in two incidents
21 of harassment and intimidation.

22 And I think that's a relevant line of
23 inquiry to ask Mr. Woodyard why, on the 19th of April, an
24 affidavit was prepared which contains relevant information
25 about Miss Neumeyer's resignation, which--

1 MR. WATKINS: Well, I believe he's already
2 testified to every fact contained in the affidavit in
3 response to your questions, and we will stipulate that
4 this affidavit was included as part of a motion to dismiss
5 Ms. Neumeyer's 210 complaint filed by Brown & Root in her
6 Section 210 case.

7 MS. GARDE: Would you repeat the stipulation,
8 Mr. Watkins?

9 MR. WATKINS: We will stipulate that this
10 affidavit was an attachment to a motion filed by Brown &
11 Root in Ms. Neumeyer's 210 case.

12 MR. BOCHMANN: By the way, have you given
13 a copy of this to the Reporter? Is that the only copy?

14 MS. GARDE: No, you can have this copy.

15 Well, I appreciate the stipulation.

16 Can you identify, Mr. Watkins, what motion
17 it was attached to?

18 MR. WATKINS: Not without researching my
19 file, no. I believe we filed two motions.

20 MS. GARDE: Okay. I'll have no further
21 questions on this affidavit, then.

22 I want to make sure I understand the
23 stipulation. You're saying that this affidavit was
24 prepared solely to be used as an attachment to a motion
25 that you filed in Miss Neumeyer's 210 action; is that

1 correct?

2 MR. WATKINS: No. No.

3 I stated that the affidavit was attached to
4 a motion--

5 MS. GARDE: Uh-huh.

6 MR. WATKINS: --that Brown & Root filed in
7 Ms. Neumeyer's Section 210 proceeding.

8 MS. GARDE: Uh-huh. The purpose being?

9 MR. WATKINS: It's stated in the motion.

10 MS. GARDE: Well, what was the purpose of
11 the preparation of the affidavit?

12 MR. WATKINS: To support the motion to
13 dismiss.

14 If you like, we can take a recess, and I'll
15 go get a copy of the motion, if I can find one, and you
16 can enter it into the record in this case.

17 MS. GARDE: And are you stipulating that
18 was the sole purpose of the preparation of this affidavit?

19 MR. WATKINS: (No response.)

20 MS. GARDE: If so, that's fine. I'll
21 stipulate it. If it has anything to do with anything else,
22 I want to continue to ask questions.

23 MR. WATKINS: I believe that's correct. I
24 believe that was the purpose of the affidavit, yes.

25 MS. GARDE: Okay.

1 You want to take a minute to double check
2 with the brief, or do you want to just stipulate that?

3 MR. WATKINS: With the motion?

4 MS. GARDE: Uh-huh.

5 MR. WATKINS: I believe I'd like a recess to
6 go review the files.

7 MS. GARDE: Okay.

8 MR. WATKINS: As I recall, there were two
9 motions,--

10 MS. GARDE: Right.

11 MR. WATKINS: --and I'd like to go review
12 those.

13 MS. GARDE: Okay. Let me make sure that--

14 MR. WATKINS: Do you have copies of the
15 motions with you?

16 MS. GARDE: I might. I'll check.

17 My question to you, do you understand my
18 question?

19 MR. WATKINS: Uh-huh.

20 MS. GARDE: If that was the sole purpose of
21 this affidavit.

22 MR. WATKINS: Yes.

23 MS. GARDE: Okay. Off the record.

24 (Whereupon, there was a brief period off
25 the record for the above-stated reason.)

1 MR. WATKINS: On the record.

2 My recollection is, Ms. Garde, that the
3 only purpose for which Mr. Woodyard was asked to execute
4 an affidavit was in connection with a motion to dismiss
5 filed by Brown & Root with the Department of Labor on
6 April 24, 1984.

7 Obviously, because you've introduced it in
8 this proceeding, that is not the only purpose for which it
9 is being used.

10 MS. GARDE: Fine. I won't ask any more
11 questions on this affidavit.

12 However, I have another document I want
13 to ask questions on.

14 BY MS. GARDE:

15 Q Mr. Woodyard, I'm going to show you an inter-
16 office memo dated March 30th, 1984 from-- at least, your
17 name is in the "From" line, to Mr. Purdy.

18 Would you look at that, please?

19 (Whereupon, there was compliance by the
20 witness.)

21 Q Would you like to confer with your counsel,
22 Mr. Woodyard?

23 A (Whereupon, the witness shook his head
24 negatively.)

25 MS. GARDE: I intend to mark this as

1 Exhibit 5, and I do intend to enter this into the record
2 in this deposition.

3 (The document referred to was
4 marked for identification as
5 Woodyard Exhibit No. 5.)

6 BY MS. GARDE:

7 Q While Mr. Bochmann finishes looking at this
8 memo, Mr. Woodyard, let me ask you if you have ever seen
9 this statement before?

10 A Yes, I have.

11 Q Is the signature on the second page of this
12 memo yours?

13 A Yes, it is.

14 Q Okay. This is my only copy. So, I'm
15 going to ask you some questions about it, and I'm going to
16 leave it with you. I may have to refer to it to tell you
17 where I want you to look.

18 A Okay.

19 Q Okay. I want to draw your attention to the
20 second paragraph of this memo, the last sentence where
21 there are some comments made about Miss Neumeyer's eating
22 in the fab shop.

23 Can you read that sentence to yourself,
24 please?

25 (Whereupon, the witness complied with

1 the request.)

2 A Okay.

3 Q Who was her lead at the time?

4 A Donny Doyle.

5 Q Is he the one who told you about this
6 alleged snacking violation?

7 A What do you mean "alleged"?

8 Q Is he the one who told you that she'd been
9 eating in the fab shop?

10 A Yes.

11 Q Did he tell you how often this had occurred?

12 A No, he did not.

13 Q When did you ask him-- Did you ask him
14 about her eating in the fab shop?

15 A No, I did not.

16 Q Did you ask him about if he'd had any
17 problems with her?

18 A No.

19 Q He--

20 A He informed me.

21 Q Uh-huh. When did he inform you?

22 A He informed me-- You mean the date?

23 Q Approximately.

24 A Oh, I don't have any idea.

25 Q As close as you can.

1 A I don't have any idea about the date.

2 Q Was it prior to her resignation?

3 A Of course, it was.

4 Q And what did he tell you?

5 A He told me that the superintendent that runs
6 the fab shop,--

7 Q Uh-huh.

8 A --doesn't allow his workers or his craftsmen
9 to eat over there.

10 Q Uh-huh.

11 A And that the superintendent that runs the
12 fab shop had asked him to ask Ms. Neumeyer not to eat in
13 the fab shop.

14 Q Did he, Mr. Doyle, tell you whether he had
15 informed Miss Neumeyer?

16 A He did.

17 Q Did he tell you he gave her a reprimand?

18 A He did not.

19 Q Just said he'd mentioned it to her.

20 A He told me that he had asked her not to
21 eat over there any more during working hours.

22 Q Is there a site policy against working--
23 I mean, eating during working hours?

24 A It is.

25 Q So, it's not just the supervisor of the--

1 or, superintendent of the fab shop that's concerned about
2 that policy.

3 A Yes, that's true.

4 Q Mr. Doyle, as far as you know, didn't
5 reprimand her in writing.

6 A He did not.

7 Q So, you don't have any first-hand knowledge
8 of whether Mr. Doyle said anything to her or not.

9 A Only Mr. Doyle's word.

10 Q That he told you.

11 A He told me that he had asked Ms. Neumeyer
12 not to eat in the fab shop during working hours.

13 Q Did you ever say anything to Miss Neumeyer
14 about it?

15 A No, I did not.

16 Q Did you consider this a serious violation?

17 A No.

18 MS. GARDE: Mr. Watkins, can I ask you if
19 you've eaten popcorn in the fab shop?

20 MR. WATKINS: You may not. And I'll object
21 to this line of questioning on relevance grounds.

22 MS. GARDE: Well, I don't have any other
23 questions on it, but I do have more questions on this memo.

24 BY MS. GARDE:

25 Q In the third paragraph, there is a statement

1 about a release from a doctor, about her returning to field
2 work, I think.

3 I don't have the letter in front of me. Do
4 you find that statement?

5 A It says that "Ms. Neumeyer received a
6 'return to regular duties work release' from her doctor".

7 Q Did you see that return to regular duty work
8 release?

9 A Yes, I did.

10 Q And you're sure that's what it was, a return
11 to regular duties work release.

12 A Yes.

13 Q Do you recall the doctor--

14 A No, I do not.

15 Q --whose signature was on it?

16 A I do not.

17 Q Do you recall how many doctors Miss Neumeyer
18 was under the care of?

19 A No.

20 Q Now,-- Okay. At the end of the-- well,
21 actually, the entire fourth paragraph concerns a meeting
22 on a NCR; is that correct?

23 A The end of the paragraph does, yes.

24 Q Okay. Could you read to the full end of the
25 paragraph which, I believe, goes onto the second page?

1 A "During this time, she discovered"--

2 MR. WATKINS: Excuse me. The document will
3 speak for itself. Why don't you ask Mr. Woodyard questions,
4 if you'd like?

5 MS. GARDE: I intend to, but I want him to
6 be sure he's read to the full end of the second-- of that
7 paragraph.

8 BY MS. GARDE:

9 Q Mr. Woodyard, I didn't mean to ask you to
10 read it into the record. I wanted you to read it to
11 yourself because I have some questions about the--

12 A Okay. You go ahead and ask your question.

13 Q Okay. At the end of the paragraph, there's
14 a statement, I believe, where it said that "she was well
15 pleased" at the outcome of the meeting.

16 Do you see that sentence?

17 A I certainly do.

18 Q Could you explain to me what you meant by
19 that?

20 A After the NCR meeting was over, Ms. Neumeyer
21 and I walked out of Mr. Siever's office, and I stopped
22 her outside the office and asked her if she was satisfied
23 with the outcome of the NCR meeting. And she indicated to
24 me that she was satisfied, that she had got her point across
25 and that she was satisfied with the outcome of the meeting.

1 Q That she had got her point across?

2 A Yeah.

3 Q Do you know what Miss Neumeyer meant by
4 that-- What did you take it to mean?

5 A I took it to mean that she had identified
6 what she thought was a problem and she had taken steps to
7 bring that problem to the proper people and that she had
8 identified-- She had identified a problem, she had brought
9 the problem to the attention of the proper people, and she
10 indicated to me that that's what she wanted to do and that
11 she had got her point across by bringing the problem to the
12 attention of the proper people and that she was satisfied
13 that she had done that.

14 Q Miss Neumeyer's responsibility as a QC
15 inspector is to do just that, identify problems, isn't it?

16 A That's exactly right. And she--

17 Q It's not Miss Neumeyer's responsibility to
18 disposition problems, is it?

19 A No, it is not.

20 Q You talk about this meeting, which I think
21 is identified in your memo as a January 25th meeting
22 concerning an NCR.

23 Is that a regular practice, to have a
24 meeting about an NCR?

25 A No, it is not.

1 Q Why was there a meeting held about this
2 particular NCR?

3 A I think the meeting was held because it
4 was concerning another QC inspector.

5 Q Would that have been Mr. Stanford?

6 A It would have been.

7 Q Okay. I'm going to ask you more about that
8 meeting later, Mr. Woodyard. I have a couple other
9 questions on that document which I'd like to finish first.

10 Let me look at it again for a minute, please.

11 (Whereupon, the witness tendered the
12 document referred to.)

13 Q The paragraph after that talks about Miss
14 Neumeyer asking for a vacation time during the month of
15 January.

16 Did she take vacation time-- Your statement,
17 I believe, is that she asked about vacation time. I'm
18 asking you if she took any vacation time?

19 A She took vacation time.

20 Q Do you recall when that vacation time was?

21 A I'd have to go back through her personnel
22 file and see when she took vacation. It was within a week
23 of this date right here.

24 Q Within a week of that date?

25 A Yes.

1 Q Okay. You haven't reviewed her time sheets
2 to see when she did go on vacation.

3 A No, I haven't.

4 Q Now, I had shown you the three-part memo
5 earlier which you'd testified you understood to be her
6 letter of resignation.

7 This doesn't say anything about accepting
8 other employment, does it?

9 A No, it does not.

10 Q And your knowledge about her seeking or
11 finding or looking for other employment came from Miss
12 Neumeier to you, what she said to you.

13 A That's correct.

14 Q Now, in the last paragraph of this letter,
15 and if you'll let me, just a minute, review it.

16 (Pause.)

17 THE WITNESS: Maybe we better go outside for
18 a minute.

19 MR. COPPOCK: We'll go off the record
20 for just a few minutes.

21 (Whereupon, there was a 10-minute period
22 off the record for the witness to consult with counsel.)

23 MS. GARDE: Are we ready to go back on the
24 record?

25 MR. WATKINS: Yes.

1 MS. GARDE: Would you read back the last
2 question?

3 THE REPORTER: "Question: Now, in the
4 last paragraph of this letter, and if you'll let me, just
5 a minute, review it."

6 "Answer: Maybe we better go outside for a
7 minute."

8 BY MS. GARDE:

9 Q Okay. Now, Mr. Woodyard, you indicate that
10 there was a call received by yourself on March 15th, 1984;
11 is that correct?

12 A This was sometime around March 15th.

13 Q Okay. And do you recall who that-- Do
14 you recall who that call was from?

15 A It was from the Texas State Highway Depart-
16 ment.

17 Q And do you recall the name of the individual
18 calling?

19 A I do not.

20 Q Do you recall the position of the person
21 calling?

22 A No, he didn't indicate to me what his
23 position was.

24 Q Do you recall if it was a personnel depart-
25 ment or if it was a person who would be her supervisor?

1 A It was the person that would have been her
2 supervisor.

3 Q And how long did the call last?

4 A I don't know. Do you measure calls in time?

5 Q Well, I know the difference between a five-
6 minute and a half-hour call.

7 A Maybe ten minutes.

8 Q Now, in the last paragraph, you indicate
9 that-- And I'd like to show you exactly where I mean.
10 (Indicating.) --that he asked about Miss Neumeyer's
11 qualifications.

12 And then later on in the paragraph it says
13 that you explained her qualifications.

14 Could you recount for me, as nearly as
15 possible, what you said about her qualifications?

16 A I told him what she was qualified to do
17 as far as her inspection duties were on the job site.

18 Q For example?

19 A Well, she was qualified to do mechanical
20 inspection, hanger inspection, pipe erection, hydros, and
21 NDE certification.

22 THE REPORTER: I'm sorry. What was that
23 just before "NDE certification"?

24 THE WITNESS: Hydro, h-y-d-r-o.

25 Q (By Ms. Garde) And that refers to hydrostatic

1 testing?

2 A Yes.

3 Q Okay. Also in that sentence, he asked
4 about, and then you say that you talked about, her
5 dependability.

6 What did you tell him regarding her dependa-
7 bility?

8 A That she was dependable.

9 Q Anything else?

10 A No.

11 Q And he asked about why she left and--

12 A Well, she had told him that she'd been laid
13 off, and that was not true. She had left on her own accord.

14 Q In other words, he told you.

15 A He told me that she told him that she had
16 been laid off.

17 Q Uh-huh. And what did you tell him?

18 A I told him that that was not true, that
19 she had left on her own accord.

20 Q Okay. Your statement was, then, why she
21 left B&R, Brown and Root, "as best as I could".

22 A Well, I meant that-- What I mean was that
23 I explained her certifications or her qualifications, her
24 dependability,--

25 Q Uh-huh.

1 A --and the reason she left Brown & Root.
2 All of those things are included in that, as best I could.

3 Q Uh-huh. Okay. Then, the last sentence
4 says, "As for hiring Ms. Neumeyer back, I told him no and
5 I would not make any statement to him as to why."

6 MR. WATKINS: You were quoting from the
7 letter?

8 MS. GARDE: Yes, I was quoting from the
9 letter. I believe it's the last sentence.

10 BY MS. GARDE:

11 Q Now, Mr. Woodyard, why did you tell him--
12 Strike that question.

13 You say that you "would not make any statement
14 as to why".

15 Would you explain to me what that means,
16 first?

17 A Well, I'm just-- I'm going to tell you
18 what I told him.

19 Q Well, first, explain to me what that state-
20 ment means. I want to make sure I understand what it
21 means. Then I'm going to ask you what you told him.

22 A Would not make any statement as to why?

23 Q Uh-huh.

24 A I felt like that was none of his business.

25 Q Okay. So, this statement means that you

1 didn't tell him any reason about why you wouldn't hire
2 her back.

3 A That's what I'm telling you.

4 Q Okay. Now, what did you tell him?

5 A I told him that I would not hire her back.

6 Q Uh-huh.

7 A And he asked me why.

8 Q Uh-huh.

9 A And I told him that I would rather not
10 say.

11 Q Was that the end of the matter, or did he
12 ask you again?

13 A That was the end of the matter.

14 Q Why did you say that?

15 A What?

16 Q Why did you say that you would not hire her
17 back?

18 A Well, I had read that statement she put on
19 the bottom of that exit interview about the nuclear Mafia
20 and about that no affirmative action by Brown & Root, which
21 that's not true. And I didn't like the fact that she had,
22 maybe, indicated that I was part of a Mafia group.

23 And she also, for the past-- Well, when
24 she come back to work from being out of the hospital, I
25 had kept her in positions where she didn't have to do any

1 climbing, and she didn't have to do any lifting, stooping
2 or bending. I had gone out of my way to keep Miss Neumeyer
3 in positions where she would not injure her back again.

4 She had constantly complained to me about
5 her back injury, about her back hurting her all the time,
6 even after she had a release from the doctor to go back
7 to her regular duties.

8 I had kept her in a job making \$14.35 an
9 hour, where her fellow workers were making several dollars
10 an hour less.

11 And I didn't have any place for her to come
12 back, and I just didn't want her back to work for me.

13 Q Now,-- Then, you would say that the reason--

14 Let me summarize your-- my understanding
15 of what you just said.

16 MR. WATKINS: Miss Garde, the record will
17 speak for itself. Why must you summarize his testimony?

18 MS. GARDE: Well, I want to ask him another
19 question, but I want to make--

20 MR. WATKINS: Ask him the question.

21 MS. GARDE: --sure that I udnerstand what he
22 said.

23 MR. WATKINS: Did you hear the question?
24 Did you hear his answer to your question? Would you like
25 to have the Reporter read it back?

1 MS. GARDE: Mr. Watkins, I've just spent
2 several days in sessions with Mr. Walker of your firm. I
3 didn't have any problem with his line of questioning when
4 he would continually restate what Miss Hatley's somewhat
5 lengthy answers were, and I don't see a need for you to do
6 the same with me.

7 MR. WATKINS: Well, I wasn't at those
8 depositions--

9 MS. GARDE: He's just gone on for several
10 sentences, and I want to make sure that I understand his
11 response.

12 MR. WATKINS: Would the Reporter please
13 read the response back?

14 MS. GARDE: I heard his response. I don't
15 need the recorder to read back his response.

16 I want to ask him another question regarding
17 what he just told me about his response.

18 MR. WATKINS: Well, ask him.

19 MS. GARDE: Well, I intend to if you would
20 stop interrupting me.

21 MR. WATKINS: I'm interrupting you because
22 you're attempting to summarize the statement that's in the
23 record. Now, the witness's statement will speak for
24 itself.

25 //

1 BY MS. GARDE:

2 Q Mr. Woodyard, would it be fair to say that
3 you felt Miss Neumeyer let you down?

4 A Yes, it would.

5 Q Would it be fair to say that you felt Miss
6 Neumeyer was ungrateful for the actions you'd taken?

7 MR. COPPOCK: Miss Garde, that calls for
8 pure speculation on the part of the witness.

9 MS. GARDE: I'm asking him if he felt that.

10 MR. COPPOCK: Maybe I didn't understand your
11 question, then. Would you re-ask it, please?

12 MS. GARDE: Uh-huh.

13 BY MS. GARDE:

14 Q Would it be fair to say that you felt that
15 Miss Neumeyer had let you down?

16 A Not me personally, no.

17 Q So, your comment about not hiring Miss
18 Neumeyer back had nothing to do with either her qualifica-
19 tions or her dependability.

20 A Did not.

21 Q And it had nothing to do with the fact that
22 she had filed the Department of Labor complaint.

23 A At the time, I didn't know she had filed a
24 Department of Labor complaint.

25 Q You're sure you didn't know it at the time?

1 A I'm sure.

2 Q Okay.

3 All right. Mr. Woodyard, I'd like to ask
4 you about an incident that occurred in the summer of 1983
5 involving Miss Neumeyer.

6 Now, were you Miss Neumeyer's supervisor
7 during the summer of 1983?

8 A Yes, I was.

9 Q And what shift was Miss Neumeyer working
10 during the summer of '83, if you recall?

11 A She was working the day shift.

12 Q For the entire summer? If you recall.

13 A Yes.

14 Q Was she working the night shift after the
15 summer of '83 and the fall of '83?

16 A No.

17 Q Do you recall any time period of Miss
18 Neumeyer's employment under you as a supervisor when she
19 was working the night shift?

20 A No.

21

22

23

24

25

1 BY MS. GARDE:

2 Q Who is Mr. Jim Ragan?

3 A He's a former Brown & Root employee.

4 Q And what was his position?

5 A QC/QA Superintendent.

6 Q Night shift or day shift?

7 A Night shift.

8 Q Ms. Newmeyer ever work under Mr. Ragan's super-
9 vision?

10 A Yes, she did.

11 Q And when would that have been?

12 A When she was on the night shift, that's all I can
13 tell you.

14 Q Do you know when she was on night shift?

15 A No, I don't.

16 Q It was prior to the time that you were her super-
17 visor?

18 A Yes.

19 Q Do you recall an occasion when yourself,
20 Mr. Blixt, and Mr. Siever approached Ms. Newmeyer while she
21 was working for Mr. Ragan on the night shift, and told her you
22 had a special assignment for her?

23 A No.

24 Q Do you recall an occasion when Ms. Newmeyer worked
25 for Mr. Ragan when you asked her to sign-off a large number
of travellers for the fuel pool liners?

1 A I don't.

2 Q Do you know what a "chit" is?

3 A It can be a number of things.

4 Q Is it a control document -- are any of those
5 number of things a control document?

6 A No.

7 Most of the time a chit is used for a request for
8 inspection by the craft. We don't use -- I haven't seen one of
9 these things used since I have been on the job site.

10 Q You've never seen a chit used on that job site?

11 A No, I haven't.

12 Q And you said most of the time it was used by craft
13 to request inspections?

14 A That's what I understand that it was used for.

15 Q And how do you understand that? How did you come to
16 understand that?

17 A I was just told that at one time that that's the way
18 they did -- that's the way craft requested an inspection by
19 QC. They filled out a little piece of paper, about this
20 size --

21 Q Um-huh.

22 A -- and it was a preprinted form, and the craft filled
23 it out and turned it in to QC for an inspection.

24 Q When would you have been told what a chit was?

25 A When I first come to work there, just in our

1 conversations.

2 Q But you never saw a chit?

3 A I never saw a chit.

4 Q And you came to work there when, again?

5 A March of '82.

6 Q Do you know a QC inspector named Billie Catness?

7 A Yes, I do.

8 Q Did he ever work for you?

9 A No.

10 Q Are you aware of who his supervisor is?

11 A No.

12 Q Now --

13 A I met Mr. Catness in the training class when I
14 first went to work there.

15 Q Is he still out there, to the best of your know-
16 ledge?

17 A To the best of my knowledge, he is.

18 Q Do you know a QC inspector named Fred Evans?

19 A I know of a QC inspector named Fred Evans. He's no
20 longer with Brown & Root.

21 Q Do you know when he left?

22 A No, I don't.

23 Q Now, I asked you at the beginning of this deposition
24 if you had had an opportunity from your counsel to read
25 Ms. Newmeyer's affidavit; and you indicated that you had,

1 yesterday, I believe?

2 A Yes.

3 Q In that affidavit, which I'll get out for you, she
4 describes an incident involving some chits and the spent
5 fuel pool liner; did you recall reading about that?

6 A Yes, I did.

7 MS. GARDE: Also, do you have a copy that he can
8 look at, on page 5?

9 MR. WATKINS: We will object to the use of the
10 document in connection with the examination. The document
11 itself represents hearsay, and Mr. Woodyard should not be
12 asked to testify on the basis of hearsay.

13 If you'd like to ask him questions based on what
14 Ms. Newmeyer has told you, or what she has written, that's
15 perfectly acceptable.

16 MS. GARDE: Um-huh, okay.

17 BY MS. GARDE:

18 Q Do you have any recollection of an incident with
19 Ms. Newmeyer regarding the spent fuel pool liner plates?

20 A I do not.

21 Q Did you ever do any inspections on the spent fuel
22 pool liner plates?

23 A The spent fuel liner plates are non-ASME. We don't
24 inspect that. It's done by a non-ASME QC group.

25 Q When you say "we don't inspect it," do you mean

1 "we ASME QC Inspectors"?

2 A We ASME QC Inspectors do not inspect that.

3 Q So it's your testimony that there's -- that you
4 did no work on the stainless steel liner plates in the
5 spent fuel pool?

6 A That's true.

7 Q And you have no knowledge of any incident in which
8 Ms. Newmeyer would have been asked to sign-off travellers
9 for the stainless steel liner plate on the spent fuel pool?

10 A Not by me.

11 Q By who? Do you have knowledge by someone else?

12 A I do not have any knowledge by anybody; I'm talking
13 for myself. I didn't ask her to do anything like that.

14 Q "Like that," you're referring to what you read in her
15 affidavit?

16 A I'm referring to what you're talking about.

17 Q Okay.

18 Now, Mr. Woodyard, your testimony is that you have
19 no recollection of any incident involving the stainless steel
20 liner plates and the spent fuel pool and Ms. Newmeyer's
21 being instructed to sign-off a large number of travellers.

22 Can you think of any reason why Ms. Newmeyer
23 would believe you'd have knowledge about that?

24 MR. WATKINS: Objection. You're asking him to
25 speculate about Ms. Newmeyer's beliefs. He's testified

1 he doesn't know about this incident.

2 Q And is it true, Mr. Woodyard, that you have no
3 knowledge at all about this incident?

4 A How many times do I have to answer that?

5 Q I want to make very sure that you understand what
6 you're saying?

7 A I understand what I'm saying.

8 Q Do you recall any time in your experience with
9 Ms. Newmeyer before or after she was your -- you were her
10 supervisor, that you instructed her to sign something off
11 if it took all weekend?

12 MR. WATKINS: Ms. Garde, the witness has testified
13 that he doesn't know anything about this --

14 MS. GARDE: I haven't asked him this question
15 before. I didn't tie it to this incident.

16 MR. WATKINS: Well, then, I'll object as it's
17 beyond the scope of his examination.

18 MS. GARDE: Are you instructing the witness not to
19 answer the question?

20 MR. WATKINS: I'm objecting to the scope of the
21 examination.

22 As I understand it, you committed to limit your
23 examination of Mr. Woodyard to two incidents: one involved
24 the spent fuel pool liner plates; and, as I recall,
25 Ms. Newmeyer's affidavit mentions that in that incident she

1 was asked to work for three days.

2 And Mr. Woodyard just testified that he has no
3 knowledge of that incident.

4 Why don't we move on to the next?

5 MS. GARDE: Because I want to ask the question that
6 I just asked.

7 If you are instructing the witness not to answer the
8 question?

9 MR. WATKINS: I would like to hear your response to
10 my objection before I instruct the witness anything.

11 MS. GARDE: My response to your objection is that
12 I have a line of questioning on an incident in which
13 Mr. Woodyard was allegedly involved. He has testified he has
14 no knowledge of that incident, given the facts and the
15 background that I have asked him about.

16 MR. WATKINS: He's also testified that he reviewed
17 the affidavit --

18 MS. GARDE: And I want to probe whether, if I ask
19 him this question, that he has any recollection that would get
20 him back into that incident.

21 Now, I think that's a fair question, and I would like
22 to ask him that question.

23 MR. WATKINS: He has reviewed the affidavit. He's
24 testified that he doesn't know about the incident.

25 MS. GARDE: You're not letting me ask him about the

1 affidavit.

2 MR. WATKINS: He's already testified.

3 MS. GARDE: You said the affidavit was hearsay and
4 I couldn't ask any questions on it.

5 MR. WATKINS: Okay. Fine.

6 Ask him whether he's read the affidavit --

7 MS. GARDE: No. I want to ask him the question I
8 just asked him.

9 MR. WATKINS: Well, I'm going to object; and I will
10 instruct the witness not to answer.

11 He's testified that he knows nothing about this
12 incident -- period. You can't get blood from a turnip here.

13 MS. GARDE: Could you mark that question, please?

14 Read it back, please?

15 (Whereupon, the court reporter read the pending
16 question.)

17 MR. WATKINS: Can we -- let's go off the record for
18 just a second.

19 (Discussion off the record.)

20 MR. WATKINS: Back on the record.

21 We will withdraw our objection to that question.

22 MS. GARDE: Thank you.

23 BY MS. GARDE:

24 Q Do you remember the question?

25 A I'd like for you to repeat the question, please?

1 MS. GARDE: Now can you read back the question?
2 (Whereupon, the court reporter read the pending
3 question.)

4 THE WITNESS: No.

5 BY MS. GARDE:

6 Q Mr. Woodyard, do you recall Ms. Newmeyer coming to
7 you with a weld data card in late January to explain a
8 problem?

9 A Yes, I do.

10 Q Do you recall who had signed the weld data card?

11 A Yes.

12 Q Who had signed it?

13 A Jack Siever.

14 Q Do you recall what Ms. Newmeyer said to you?

15 A She was concerned about the crossout of the -- and the
16 dates, the change in dates, and the fact that there was a NDE
17 report missing from the document package.

18 Q Should she have been concerned about that?

19 A Of course she should. That's her job.

20 Q And what did you tell her to do?

21 A We discussed it and I told her that I felt like if
22 her writing an NCR was the best way to get the document
23 corrected.

24 Q Was that the end of your sentence?

25 A Yes.

1 Q So, you told her if she thought an NCR was the
2 right way to get it corrected, that's what she should do?

3 A Yes.

4 Q And did she write an NCR?

5 A That's not what I said there.

6 Q I know that's what you said; that's why I asked
7 if that was the end of your sentence?

8 A That was the end of my sentence.

9 Q Okay.

10 A She and I discussed the discrepancies and the
11 documents.

12 Q Yes?

13 A And we discussed it, and we agreed that the best way
14 to get the documents corrected was with an NCR.

15 Q Did she write an NCR?

16 A She certainly did.

17 Q Did you see the NCR immediately after she wrote it?

18 A I did not.

19 Q When is the next time you heard about the NCR?

20 A When the -- well, there was -- I heard, Susie said
21 something to me about Jack Stanford saying something to her
22 about writing the NCR. I never saw the NCR at that time.
23 She just mentioned to me that Jack Stanford was a little
24 upset because she had written an NCR.

25 Q Did Mr. Purdy ask you about the NCR?

1 A No, he did not.

2 Q Bob Siever ask you about the NCR?

3 A Nope.

4 Q Did Terry Metheny ask you about the NCR?

5 A No.

6 Q Is this the same NCR that we're talking about
7 that was mentioned in the memo that's been identified as
8 Exhibit 5?

9 A Yes.

10 Q And the memo says there was a meeting about
11 that NCR?

12 A Yes.

13 Q And what does this memo, Exhibit 5, say is the
14 date of that meeting?

15 A On the 25th of January, 1984.

16 Q Now, what happened at that meeting?

17 A The conditions of the NCR were discussed.

18 Q Who was present?

19 A Terry Metheny, Jack Stanford, Bob Siever, and
20 Sue Ann Neumeyer, Ted Blixt, and myself.

21 Q And what else was discussed at the meeting?

22 A The NCR was discussed.

23 Q What about the NCR was discussed?

24 A A way to correct the discrepancy of the NCR.

25 Q Do you recall what the discrepancy was?

1 A As far as I knew, the discrepancy was the
2 difference in dates on the weld document, itself, and a missing
3 NDE form, inspection report.

4 Q Is that the only meeting you recall about this
5 NCR?

6 A That's all there was.

7 Q What was decided at the meeting?

8 A They decided to void the NCR, and that the man that
9 had misplaced the NDE report would find it; and that the
10 correct dates would be put into the -- the document would be
11 corrected.

12 Q And who was the man who was missing the NDE report?

13 A Jack Stanford.

14 Q Did Jack Stanford find it?

15 A He come up with one.

16 Q Did he come up with one during the meeting?

17 A No, no.

18 Q Did you see the NDE report?

19 A After -- after -- I saw the NDE report, let's see:
20 after I saw the -- when I talked to Mr. Diaz, I saw the whole
21 package on that.

22 Q But only when you talked to Mr. Diaz?

23 A As far as I was concerned, when the meeting was over,
24 and Sue Ann indicated to me, like I told you before, that
25 she was happy with the outcome of the NCR, that the issue was

1 over.

2 Q And what was done with the NCR?

3 A I don't know, at that time I don't know what was
4 done with it.

5 I don't know what you mean, "what was done with it"?

6 Q How was it dispositioned?

7 A It was voided.

8 Q Who voided it?

9 A Bob Siever.

10 Q Did he void it in the meeting?

11 A Yes -- no, I'm not sure that he voided it in the
12 meeting. I'm not sure when he did that.

13 It was agreed in the meeting that the NCR would
14 be voided. When he voided it, I don't know for sure.

15 Q Do you recall Rusty Morris raising questions about
16 falsification of documentation regarding this NCR?

17 A No.

18 Q Do you recall during that meeting, Ted Blitz
19 accusing Sue Ann Newmeyer of not talking to the inspector
20 before writing the NCR?

21 A No. She did talk to the inspector before she
22 wrote the NCR.

23 Q That is not my question: I asked you if you
24 recalled --

25 A I said no to that.

1 Q I want to make sure you understand my question,
2 because the response wasn't responsive to my question.

3 A I said no.

4 Q All right.

5 A And then I said she did talk to Mr. -- to the
6 inspector, before she wrote the NCR.

7 Q I understand, Mr. Woodyard. I didn't ask you a
8 question that that was responsive to.

9 Did you talk to Mr. Stanford?

10 A I did not.

11 Q Do you recall, several days -- within several
12 days of the meeting that we've just discussed, informing
13 Ms. Newmeyer that her name was on the top of the layoff list?

14 A No.

15 Q Do you recall telling Ms. Newmeyer anything about
16 being on a layoff list?

17 A I do not.

18 Q Do you recall any conversation with Ms. Newmeyer
19 regarding her employment?

20 A Only that she was talking to the people in Clinton
21 about a job from time to time; that's, you know, she was
22 trying to make up her mind whether to accept a job in Clinton,
23 Illinois, or stay there.

24 Q Do you recall telling Ms. Newmeyer that she was
25 going to have to be transferred to the Weld Engineering

1 Department with a 50-percent pay cut?

2 A I did not tell her that.

3 Q Do you recall talking to her about a pay cut at
4 all?

5 A I did not talk to her about a pay cut at all.

6 Q Do you recall talking to her about her transferring
7 to the Weld Engineering Department?

8 A I did not.

9 Q Do you recall telling Sue Ann Newmeyer
10 that if you caught her out of her work area you would
11 personally see her to the gate?

12 A I did not tell her that.

13 Q Did you ever see Ms. Newmeyer out of her work area?

14 A Several times.

15 Q And where was her work area at this time?

16 A At what time?

17 Q At this time, the days following the meeting, from
18 the end of January to the time of her resignation?

19 A In process review group.

20 Q You mean in the office?

21 A Yes.

22 Q In the same office with Linda Barnes?

23 A Yes.

24 I see a lot of people out of their work area, but I
25 don't have a whole lot of objection to that, myself; because

1 most of the people that work for me, which, at that time
2 included Sue Newmeyer, they did their job. And as long as
3 they got their work done, I didn't really have any objections
4 to people going out of their work area, unless it was an
5 excessive thing.

6 And I don't feel like that Sue Newmeyer did that.

7 Q In the job that Ms. Newmeyer had at the time, isn't
8 it true that she had to track people down on the site to ask
9 them questions?

10 MR. WATKINS: Excuse me: could you identify
11 the time?

12 MS. GARDE: Okay.

13 BY MS. GARDE:

14 Q I'm talking about the time period from approximately
15 the middle of January to the middle of February.

16 A There may have been some occasions where she had
17 to track somebody down; as far as her having to go out in the
18 field and track somebody down, she never really had to do that.
19 If she did that, she took it upon herself to do that. It
20 wasn't really necessary to do that.

21 Q How would she find Jack Stanford to talk to him?

22 A She would notify Jack Stanford's lead.

23 Q And how would she do that?

24 A How? She would go to his lead, which is in the
25 same office area that she was in.

1 Q In the QC trailers?

2 A Yuh, in the same office complex.

3 And tell Jack Stanford's lead that she'd like to
4 talk to him at the first opportunity.

5 And then most of the time when that happened, when
6 the people come up for lunch, when they're notified that
7 somebody needs to talk to them about a piece of documenta-
8 tion that they have some questions about.

9 Q Do you know Linda Barnes?

10 A Yes, I know Linda Barnes.

11 Q And who is Linda Barnes?

12 A Who is she? She's a former Brown & Root employee.

13 Q In what position?

14 A She was a document reviewer.

15 Q Do you know Alan Atkins?

16 A Yes, I know Alan Atkins.

17 Q And who is Mr. Atkins?

18 A Who is he? He's a former Brown & Root employee.

19 Q Was he a QC inspector?

20 A He was.

21 Q Did he work for you?

22 A He did.

23 He was also dismissed from the job for falsifying
24 documentation.

25 Q Was all of his work reinspected?

1 A That particular documentation that he falsified,
2 was.

3 Q Do you know Darla Langford?

4 A Yes, I do.

5 Q Did she work for you?

6 A She did.

7 Q She was a QC inspector?

8 A Yes, she was.

9 Q Level-2?

10 A Level-2.

11 Q Is she still employed there?

12 A No.

13 Was she terminated?

14 MR. WATKINS: I'll object to this line of
15 questioning unless you can relate it to one of the incidents.

16 MS. GARDE: Well, I would relate it as witnesses to
17 incidents.

18 Do you want more identification than that?

19 MR. WATKINS: Yes. Unless you'd like to do
20 a discovery deposition?

21 MS. GARDE: I have two more names, Mr. Watkins,
22 if you want me to pay for the page, to ask two more questions,
23 I'll do so.

24 MR. WATKINS: Two more questions.

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BY MS. GARDE:

Q Do you know Cliff Brown?

A Yes, I do.

Q Do you know Bud Bishop?

A Yes.

MS. GARDE: Two questions.

ENDT2
jrb

MILLERS FALLS
EXTRA 55
COTTON CONTENT

1 MS. GARDE: Back on the record.

2 BY MS. GARDE:

3 Q Mr. Woodyard, I just have a few questions
4 about Linda Barnes. I think I asked you before we took a
5 break if you knew Linda Barnes. And I believe you indicated
6 you did.

7 A Yes.

8 Q And I don't recall if I asked you what her
9 position. If I did, I apologize, but let me ask you again.

10 What is her position?

11 A She was a document reviewer.

12 Q Uh-huh. She was a document reviewer her
13 entire time at the site?

14 A I don't know.

15 Q Uh-huh. How long did you know Linda Barnes?

16 A Oh, maybe a year, year and a half.

17 Q And in what capacity; meaning, were you her
18 supervisor?

19 A I was never her supervisor.

20 Q Were you in her chain of command in any
21 way?

22 A No.

23 Q Do you know that Linda Barnes resigned?

24 A Yes.

25 Q Do you know the reason for her resignation?

1 A. No, sir. I do not.

2 Q. Do you know who her supervisor was?

3 A. I believe her supervisor was Greg Bennetzen.
4 I'm not sure.

5 Q. Have you had an opportunity to review Linda
6 Barnes' affidavit? Let me identify it for the record.
7 Have you had an opportunity to review an affidavit of Linda
8 Barnes, which we provided an un-notarized final draft
9 version to your counsel last week. The notarized version
10 is dated the 24th of July 1984.

11 A. The un-notarized version, yeah, I've seen it.

12 MR. COPPOCK: To my knowledge the witness
13 has not seen a final form.

14 THE WITNESS: No. I saw one that wasn't
15 notarized.

16 BY MS. GARDE:

17 Q. Yes, that's -- I understand that you saw one
18 that wasn't notarized. I'm identifying it for the record.

19 Is that -- when you saw the un-notarized
20 affidavit, is that the first opportunity you had to learn
21 of Ms. Barnes' concerns about documentation?

22 A. Yes.

23 Q. Were you aware that she filed a 210 complaint?

24 A. I think so, yes.

25 Q. Did Mr. Diaz interview you in relation

1 with Ms. Barnes' 210 complaint?

2 A. No, he did not.

3 Q. Now what is your understanding of Ms. Barnes'
4 complaint regarding procedures?

5 MR. WATKINS: Objection. You'll have to be
6 a lot more specific than that. You're also asking him to
7 interpret what Ms. Barnes thinks.

8 MS. GARDE: Let me rephrase the question.

9 MR. BACHMANN: A point of clarification and,
10 perhaps, an objection. I don't see anything here that
11 indicates so far on the record that Mr. Woodyard had any
12 knowledge or any supervisory capacities in regard to Linda
13 Barnes, other than he knew her.

14 MS. GARDE: Uh-huh.

15 MR. BACHMANN: I'm starting to see the -- I
16 fail to see the relevance of asking these questions as to
17 Linda Barnes's job or her complaints.

18 MS. GARDE: Uh-huh. There's one incident
19 in which Mr. Woodyard evidently has some knowledge. I am
20 not aware of the extent of his knowledge, and it's only as
21 to that incident that I'm going to ask a few questions.

22 MR. COPPOCK: I would object to your charac-
23 terization of Mr. Woodyard's knowledge and your testimony
24 to that effect.

25 MS. GARDE: Okay.

EXHIBIT

1 MR. WATKINS: Could you identify the --
2 could you identify, please, the incident?

3 MS. GARDE: Excuse me?

4 MR. WATKINS: It's clear, I think, that
5 Linda Barnes' ---

6 MS. GARDE: Uh-huh.

7 MR. WATKINS: -- draft testimony regarding
8 the Stanford NCR is something about which Mr. Woodyard has
9 knowledge. He's testified --

10 MS. GARDE: Uh-huh.

11 MR. WATKINS: -- to that extent.

12 MS. GARDE: Uh-huh.

13 MR. WATKINS: What other incident is it that
14 you believe he has knowledge about?

15 MS. GARDE: That's what I'm going to ask him
16 about, and I only have a few questions.

17 (Pause.)

18 MR. WATKINS: Let's go off the record.

19 (Discussion off the record.)

20 MR. WATKINS: Back on the record.

21 BY MR. GARDE:

22 Q A few minutes ago, Mr. Woodyard, I asked
23 you an, admittedly, very general question regarding Ms.
24 Barnes' concerns with the procedures. I'm going to with-
25 draw that question.

1 I only have a very few questions relating to
2 what has been characterized as the "Stanford incident"
3 regarding the Non-Conformance Report which we talked about
4 sometime previously in this deposition.

5 Now do you recall Ms. Barnes ever bringing
6 the Stanford NCR -- do you understand what NCR I'm talking
7 about when I use that term?

8 A. (Whereupon, the witness nodded his head
9 affirmatively.)

10 Q. The Stanford NCR incident to your attention?

11 A. No.

12 Q. Do you recall Ms. Barnes being present
13 during discussions between you and Ms. Neumeyer regarding
14 the Stanford incident?

15 A. No.

16 Q. Do you recall coming to the office in which
17 Ms. Barnes and Ms. Neumeyer worked and talking to Ms.
18 Neumeyer about that NCR that she had written on a Stanford
19 Weld Data Card?

20 A. I might have -- I might have gone into the
21 office where those two ladies were and --

22 Q. Uh-huh.

23 A. -- I might have asked Suzie if she had
24 written an NCR.

25 Q. Uh-huh.

1 A. Other than that, I wouldn't have -- I don't
2 recall any other thing, any other incident like that. I
3 don't, no.

4 Q. So you're not sure or you don't recall at
5 this time if you went into Linda Barnes' and Suzie Neumeyer's
6 office.

7 A. Well, it wasn't only their office. There
8 was several other people in there.

9 Q. Uh-huh.

10 A. Kay Gilley was working for me at that time
11 and she was in that office. And I was in there, in and out,
12 talking to Kay.

13 Q. Uh-huh. And that would have been at the
14 same timeperiod.

15 A. The whole time that Kay Gilley -- that I
16 was there --

17 Q. Uh-huh.

18 A. -- and Kay Gilley was there, she worked for
19 me.

20 Q. Uh-huh.

21 A. And there was, you know, two years there
22 where I was in and out of that office --

23 Q. Uh-huh.

24 A. -- talking to Kay Gilley --

25 Q. Uh-huh.

1 A -- about different things.

2 MS. GARDE: Okay. Mr. Watkins, I have one
3 question which is also admittedly a discovery question
4 regarding Ms. Barnes that I would like to ask Mr. Woodyard.

5 That will be -- that'll conclude my direct
6 questions.

7 MR. WATKINS: Well I can't very well object
8 to it until I hear it.

9 MS. GARDE: It's an easy question.

10 BY MS. GARDE:

11 Q Were you ever informed or do you have any
12 knowledge of Linda Barnes' calling the N.R.C. regarding
13 concerns she had about documentation at the plant?

14 A No.

15 MS. GARDE: That's all. That's all the
16 questions I have for you, Mr. Woodyard. That wasn't too
17 hard.

18 MR. WATKINS: I believe the N.R.C. Staff is
19 next.

20 MR. BACHMANN: Well, traditionally the Staff
21 is last.

22 MR. WATKINS: Well, traditionally we present
23 direct testimony first.

24 Let's go off the record.

25 (Discussion off the record.)

EXHIBIT CONTENT

1 MR. WATKINS: Let's go back on.

2 BY MR. BACHMANN:

3 Q Mr. Woodyard, going back to the NCR or what
4 has been referred to as the "Stanford incident," the
5 testimony so far has been that you and Sue Ann Neumeyer
6 had agreed that she should write the NCR, is that correct?

7 A Yes, sir.

8 Q Okay. Subsequent to the writing of the NCR,
9 it's unclear to me at this point, information came out that
10 indicated that it should be voided, is that correct?

11 A After the NCR was written, there was a
12 meeting held. And in that meeting it was decided that the
13 NCR would be void.

14 Q Okay. Now this was the January 25th letter
15 by -- excuse me -- the January 25th meeting that was
16 mentioned in your memo, is that correct?

17 A Yes, sir.

18 Q Now was it your impression at that meeting
19 that this was the first time that the NCR, the substance
20 of the NCR, was actually discussed? Is that -- was that
21 your impression?

22 A Yes, sir.

23 Q Now one of the attendees at that meeting
24 was the QC inspector, Mr. Stanford, is that correct?

25 A Yes, sir.

PLEASE
COTTON CONTENT

1 Q Do you recall how this NCR was presented to
2 Mr. Stanford? I assume it was. Excuse me. Was the NCR
3 presented to Mr. Stanford?

4 A I guess you could say that. It wasn't
5 physically presented to him. They discussed the contents
6 of the NCR.

7 Q When you say "they" --

8 A The people at the meeting did.

9 Q Okay. Was there anyone at the meeting that
10 particularly seemed to be in charge or was...

11 A Well I guess Mr. Siever was kind of heading
12 the meeting up, I guess.

13 Q Well Mr. Siever -- and Mr. Siever from what
14 I gather from your previous testimony would have been the
15 senior person there.

16 A Yes, sir. Yes, sir.

17 Q Can you explain to me how Mr. Siever
18 discussed this or brought it up to Mr. Stanford or however
19 it was done?

20 A It was brought up to Mr. Stanford that he
21 had not put an NDE report in with the document package.
22 And he was questioned as to why he had signed this -- or
23 changed the dates on the final visual hold point.

24 Q Did you have the document or had you seen
25 a copy of the document at that time?

1 A. Do you mean the Weld Data Card?

2 Q. Yes.

3 A. Yes, I had.

4 Q. In case we have to refer to it -- we may
5 not have to, but I wish to show you this document and ask
6 you if this is the particular Weld Data Card we're talking
7 about.

8 A. Yes, sir.

9 MR. BACHMANN: Okay. I would note for the
10 record that this is contained in Purdy Exhibit 42-2 dated
11 7-10-84. I really do not recall whether this is in evidence
12 or merely marked as an exhibit, but it is bound into that
13 particular record.

14 BY MR. BACHMANN:

15 Q. Now let me go back. This is the document
16 that was shown to Mr. Stanford, is that correct?

17 A. Yes.

18 Q. And Mr. Siever -- can you give us briefly
19 what Mr. Siever said to him?

20 A. Well, he was -- Jack was questioned on why
21 he had changed the dates here.

22 Q. Now the dates are as you see them there,
23 are they not?

24 A. Yeah, this is a little bit unclear but he
25 has signed this off on like January the 14th, these two

1 hold points here. It's a final VT hold point and a NDE
2 hold point, which is liquid penetrant.

3 Q Okay. Now the -- we see now that January
4 17th is written in there. Was that January 17th date there
5 at the time that the NCR was written?

6 A Yes, sir.

7 Q So we are looking at it the way it was.

8 A At the time the NCR was written, yes, sir.

9 Q Okay. Now would you go ahead and -- I --
10 excuse me. Let me back up just for a second. I note there's
11 also a asterisk next to the two dates and a statement
12 towards the bottom, "Dated in error."

13 A And that was put on there on January the 26th.

14 Q Which would have been the day after the
15 meeting.

16 A Yes, sir.

17 Q With the exception of that one line, "Dated
18 in error," and the two asterisks, to the best of your knowl-
19 edge is this the way the Weld Data Card was at the time of
20 the meeting.

21 A Yes, sir.

22 Q Okay. Now you said that Mr. Siever presented
23 this to Mr. Stanford. Did Mr. Stanford then reply?

24 A He didn't -- he couldn't recall why he had
25 changed the dates.

1 Q. Could you then go on and tell me what more
2 transpired at that meeting?

3 A. I can't really remember the full contents
4 of it -- of what happened here.

5 Q. I'm not trying to be vague here.

6 A. I'm --

7 Q. I'm trying to get to the point where you
8 said at the end of the meeting the decision had been made
9 to void the NCR.

10 A. Exactly why or how they got to that decision,
11 I can't remember that.

12 Q. Okay.

13 A. I was -- I was in the meeting to represent
14 Ms. Neumeyer. And most of the discussion was between Sue
15 Ann Neumeyer and Bcb Siever and Jack Stanford.

16 Q. And then I assume that Mr. -- is it Metheny?

17 A. Metheny.

18 Q. Metheny and Mr. Blixt were not really
19 participants in this meeting, is that correct?

20 A. They were at the meeting. Mr. Metheny was
21 there to represent Jack Stanford as his immediate super-
22 visor at the time. And Mr. Blixt is -- he's a quality
23 engineering supervisor, and he is over the NCR -- the
24 people that handle the NCRs -- not the people that write
25 them but the people that log them and issue them and take

1 care of the NCRs for the quality department.

2 Q Now what I'm -- essentially what I'm trying
3 to get is an idea of how he got to the point at the end of
4 the meeting, to the best of your recollection, to where the
5 decision, I assume, was made by Mr. Siever to void the NCR.

6 A If you really want to know, you'll have to
7 talk to Mr. Siever. I -- I really can't remember. I'm
8 not trying to be evasive or any -- I just can't remember
9 how they concluded to that.

10 Q Why was -- why was Ms. Neumeyer at that
11 meeting?

12 A It was her NCR that she had written.

13 Q Was she there to explain? In other words,
14 I'm trying to --

15 A Well she was there to explain the discrepancy
16 on this ND -- on this Weld Data Card and explain her concern
17 about, you know, writing the NCR. Or it mostly was to
18 explain the discrepancy on the Weld Data Card and the
19 associated documents that were missing. There was an NDE
20 report missing.

21 Q All right. Now you previously testified
22 today that Ms. Neumeyer seemed -- I think you used the
23 word "well pleased" at the end of the meeting, is that
24 correct?

25 A Yes, sir, that's correct.

1 Q And you also testified that it was -- she --
2 that meant that she seemed satisfied with how the voiding
3 of the NCR was handled, is that correct?

4 A Yes, sir.

5 Q What was your understanding, and if you can
6 explain how you came to this understanding at the end of
7 the meeting, as how they were going to handle the NCR?

8 A Mr. Stanford had been instructed to go back,
9 I think, and do a final NDE on the weld joint. And that --
10 at that time, that was the only question, you know, why he
11 had changed the dates and why there wasn't an NDE report
12 in there.

13 And he had been instructed to go back and
14 perform -- I think to perform another NDE on this weld
15 joint to clarify the concern of Ms. Neumeyer.

16 Q Was there any talk by Mr. Stanford, or to
17 the best of your knowledge did Mr. Stanford make any state-
18 ments to the effect that the original January 14 date had
19 been in error and that he really had meant it to be
20 January 17th?

21 A He couldn't remember why he -- I never did
22 understand that. But he couldn't remember why he had gone
23 back and changed the dates or why he had signed it off. It
24 never did come out clear to me as to why he did that.

25 Q You can see that I'd asked you earlier

1 about the fact that he had put in, and that the day after
2 the meeting, dated in error.

3 A. Yes, sir.

4 Q. But he -- you don't recall that having been
5 said out at the meeting.

6 A. No, sir.

7 Q. I take it he was then to redo the NDE.

8 A. Yes, sir.

9 Q. And is that -- do you -- is it your opinion
10 that his orders -- or I assume he got orders to redo it --
11 his orders to do this contributed to Ms. Neumeyer's being
12 happy with the way things turned out?

13 A. Yes, sir.

14 Q. At the time -- at that meeting, was there
15 any need for Ms. Neumeyer to approve the resolution of the
16 NCR?

17 A. Yes, sir. I'm not sure that it's a need
18 for her to do that. All of the NCRs that are void are
19 sent back to the inspector or the person that wrote it.
20 And they're notified that this NCR is voided.

21 There's an explanation on all the void
22 NCRs, and the copy of that NCR is sent back to the inspector
23 that wrote the NCR or the person.

24 Q. Is there -- at that -- and the question was,
25 though, I think, was there a need for her to approve the

1 disposition of the NCR --

2 A. No, sir.

3 Q. -- in this case, the voiding?

4 A. No, sir.

5 Q. I ask the question at the time of the
6 meeting. At any time would it have been necessary, given
7 the procedures in the QA/QC system that you have there, for
8 Ms. Neumeyer to have to sign off, as to say, on an NCR that
9 had been voided?

10 A. No, sir. Not to my knowledge.

11 Q. Now I show you this other document which --
12 which is also from Purdy Exhibit 42-3. Is this the -- a
13 copy of the NCR that Sue Ann Neumeyer wrote?

14 A. Yes, sir.

15 Q. In this section here, just for the record
16 would you please read just what is written here?

17 A. It says "QC inspector signed VT and PT
18 inspection point in error, and document has been corrected."

19 Q. And then --

20 A. And it was void by Robert Siever and dated
21 1-27-84.

22 Q. This is possibly two days after the meeting,
23 is that correct?

24 A. Yes, sir.

25 Q. Since Sue Ann Neumeyer worked for you and

1 worked for Mr. Siever, is that correct?

2 A. Yes, sir.

3 Q. Would you have had -- would it, in the course
4 of the paperwork flow, would there have been a need for you
5 to concur in this?

6 A. No, sir.

7 Q. Is Mr. -- therefore, is it correct in saying
8 that Mr. Siever has complete power to make his decision as
9 to an NCR, at least as far as voiding them is concerned?

10 A. If -- if he has valid documentation or, you
11 know, if he has the validity or some -- some valid reason
12 for voiding the NCR, he has authority to do that.

13 Q. If a QC inspector wrote an NCR and it was
14 voided by Mr. Siever and the QC inspector did not agree
15 with the fact it was voided, what would be the courses
16 open to the QC inspector?

17 A. Well he could discuss it with Mr. Siever.
18 And if he worked for me, then I would represent him, you
19 know, in the discussion with Mr. Siever. And I would try
20 to convince Mr. Sievers that the QC inspector really felt
21 like that it was a violation of the procedure or specifi-
22 cation and that he shouldn't void it.

23 I guess if the inspector violently disagreed,
24 then he could take it to Mr. Purdy and to people above him.

25 Q. Was there -- was there any policy, written

1 or unwritten, that a QC inspector would know that it was --
2 that they could go past Mr. Siever if they disagreed and
3 gone on to Mr. Purdy?

4 A. It's an unwritten policy. Everybody knows
5 that. I think Mr. Siever has said that in meetings with
6 the whole quality assurance group out there, that if they
7 disagreed with anything that he did that they could, you
8 know, go further or go above him.

9 Q. When did you learn that Mr. Siever had
10 voided, specifically voided this on the 27th?

11 A. I never did see the NCR after the meeting.
12 The only -- when I learned of the date that was on here
13 was when, like I said awhile ago, in the meeting with Mr.
14 Diaz from the Department of Labor.

15 Q. Did Sue Ann Neumeyer ever complain to you
16 about the disposition of this NCR?

17 A. No, sir. She never did.

18 Q. Did she ever discuss the NCR with you after
19 the meeting?

20 A. No, sir.

21 Q. One other brief question on a different
22 topic. It shouldn't take too long.

23 Earlier on, Ms. Garde asked you about being
24 called in the middle of March of '84 by -- I think you
25 said the Texas Department of Highways, is that correct?

1 A. Yes, sir.

2 Q. Did they indicate to you when they spoke to
3 you how they got your name?

4 A. That Ms. Neumeyer had give me as a reference.

5 Q. Did they indicate to you whether or not it was
6 a reference as opposed to just filling in the name of the
7 last immediate supervisor?

8 A. It was a personal reference that she had
9 give to him.

10 MR. BACHMANN: I have no other questions.

11 MR. WATKINS: Why don't we take a recess
12 and come back. I have a few questions. And on the basis
13 of my few questions, you may have one or two additional
14 questions.

15 (Whereupon, a ten-minute recess was taken.)

16 MR. WATKINS: On the record.

17 BY MR. WATKINS:

18 Q. Mr. Woodyard, during all of 1983, were you
19 a QC superintendent?

20 A. Yes, sir.

21 Q. And during all of 1983, were you strictly
22 on the day shift?

23 A. Yes, sir.

24 Q. Was Jim Ragan also a QC superintendent?

25 A. Yes, sir.

1 Q And to your knowledge, had he worked
2 entirely on the night shift?

3 A Yes, sir.

4 Q Now at the time that Ms. Neumeyer was trans-
5 ferred to day shift to QA/QC under your supervision, what
6 kind of work was she doing?

7 A She did vendor certified hanger walk-downs.

8 Q And what did that work involve?

9 A It involved taking the final design hanger
10 drawing, going out in the field and verifying that the
11 hanger or the pipe support was exactly like the drawing
12 called for it to be.

13 Q Mr. Woodyard, I'm going to show you what
14 has been identified as Exhibit 4, Woodyard Exhibit 4.
15 Before you signed that document, did you carefully review
16 it?

17 A Yes, sir.

18 Q Does that document represent your own
19 personal knowledge of true facts?

20 A Yes, sir.

21 Q You testified briefly as to Mr. Doyle's
22 bringing you -- relaying to you a complaint regarding Mr.
23 Neumeyer's eating food in the fab shop. And do you recall
24 testifying the complaint was that she was eating food
25 during duty hours?

1 A. Yes, sir.

2 Q. Could she have eaten food, so far as you are
3 concerned, with no problem during assigned lunch breaks?

4 A. She could have, yes.

5 Q. In the fab shop?

6 A. In the fab shop.

7 Q. So the problem was that she was eating food
8 at all different hours but not during lunch hour.

9 A. Yes, sir.

10 Q. Do you remember the first time that Ms.
11 Neumeyer discussed the Stanford NCR with you?

12 A. Yes, sir.

13 Q. Where did that conversation take place?

14 A. In my office.

15 Q. Was anyone else present?

16 A. No, sir.

17 Q. Did she come to your office?

18 A. Yes, sir.

19 Q. Was Linda Barnes present?

20 A. No, sir.

21 Q. Now on the meeting that you attended
22 January 25th in Mr. Siever's office, was the door closed
23 during that meeting?

24 A. To the best of my knowledge, the door was
25 closed.

1 Q At that meeting, do you remember Mr. Siever
2 or anyone asking whether Ms. Neumeyer was satisfied with
3 the disposition of the NCR as void?

4 A Yes, sir.

5 Q What did she say?

6 A She said that she was satisfied with the
7 way the outcome of it was, and it was all right with her if
8 they voided the NCR.

9 Q Now you've testified that after the meeting
10 as you left the meeting, you pulled Ms. Neumeyer aside and
11 asked her again whether she happy with the disposition. Do
12 you remember that testimony?

13 A Yes, sir.

14 Q If she had just been asked that question,
15 why did you feel it necessary to ask her again?

16 A Well I felt like as Sue Ann's supervisor
17 that it was my responsibility to make sure that she was
18 totally satisfied with the outcome of the NCR incident.

19 Q So as her supervisor, you wanted to satisfy
20 yourself.

21 A I wanted to satisfy myself, yes, that she
22 was satisfied.

23 MR. WATKINS: That's all we have on whatever
24 this phase of the examination is called. I hesitate to
25 say "direct."

1 Any follow-up questions based on that
2 "direct"?

3 MS. GARDE: No.

4 MR. WATKINS: Does the Staff?

5 MR. BACHMANN: The Staff has no further
6 questions.

7 MR. WATKINS: Well I believe that concludes
8 Mr. Woodyard's deposition. Thank you, Mr. Woodyard.

9 MS. GARDE: Thank you, Mr. Woodyard.

10 THE WITNESS: Yes, sir.

11 MR. WATKINS: Off the record.

12 (Discussion off the record.)

13 MR. WATKINS: I'm sorry. We need to go back
14 on the record for one housekeeping duty regarding a document
15 that has been earlier identified as Woodyard Exhibit 5,
16 which is the March 30, 1984 memo from Mr. Woodyard to Mr.
17 Purdy which Mr. Woodyard has identified.

18 I don't believe you offered that into
19 evidence. Do you intend to do so?

20 MS. GARDE: Yes, I did. And if I didn't, it
21 was an oversight. I would like to offer it into evidence.

22 MR. WATKINS: I'd like to ask you a question
23 or two before you do that.

24 Did we -- did Brown & Root or TUGCO provide
25 you with a copy of that document in response to your

1 discovery request in this proceeding?

2 MS. GARDE: I don't know where this document
3 came from. It was in the Neumeyer file. I assume it was
4 provided in response to discovery but I'm not positive that
5 it was provided in response to discovery.

6 MR. WATKINS: Do you know whether Ms.
7 Neumeyer supplied a copy of that document to Brown & Root
8 in response to Brown & Root's discovery request in her
9 Section 210 proceeding?

10 MS. GARDE: Yes, I'm sure it was.

11 MR. WATKINS: Do you remember the date on
12 which that document was provided to Brown & Root?

13 MS. GARDE: No.

14 MR. WATKINS: Was it prior to Brown & Root
15 and TUGCO's production of documents in this proceeding?

16 MS. GARDE: I don't think so, Mr. Watkins,
17 because I think that we met on Neumeyer's case the last
18 week of June. Discovery, I believe the exchange of docu-
19 ments was occurring at that time but was supposed to have
20 been completed by June 15th.

21 And I don't know without looking at a log
22 kept by the Administrator of TLPJ, which hopefully is
23 correct, what documents were provided at what time.

24 Now perhaps you could check with Susan
25 Spencer, who also kept a lot of what was provided at what

1 time.

2 MR. WATKINS: We will stipulate as to the
3 authenticity of the document with the proviso that its use,
4 of course, represents hearsay.

5 You've had Mr. Woodyard here to testify in
6 person under oath --

7 MS. GARDE: Uh-huh.

8 MR. WATKINS: -- as to events within his
9 knowledge.

10 MS. GARDE: Uh-huh.

11 MR. BACHMANN: I have one other small house-
12 keeping thing just to clear the record here. I take it
13 that Woodyard Exhibits 1 through 4 have not been moved into
14 evidence.

15 MR. WATKINS: I think that's incorrect.

16 MS. GARDE: Uh-huh.

17 MR. WATKINS: I believe that CASE has moved
18 the admission of Woodyard 4 --

19 MS. GARDE: Exhibit 4.

20 MR. WATKINS: -- and now Woodyard 5, both of
21 which we have stipulated as to authenticity.

22 MR. BACHMANN: Okay. The Staff has no
23 objections to those being entered into evidence.

24 MS. GARDE: Thank you for clarifying the
25 record on that point, Mr. Watkins.

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MR. WATKINS: Fine. Off the record.

(Whereupon, at 5:40 p.m. the deposition of
Dwight Murry Woodyard was concluded.)

- - -

Dwight Murry Woodyard
Deponent

MILLERS FALLS
ERAZER
COTTON CONTENT

CERTIFICATE OF PROCEEDINGS

1
2
3 This is to certify that the attached proceedings before the
4 NRC COMMISSION

5 In the matter of: Deposition of Dwight Murry Woodyard

6 Date of Proceeding: July 24, 1984

7 Place of Proceeding: Glen Rose, Texas

8 were held as herein appears, and that this is the original
9 transcript for the file of the Commission.

10
11 MARGARET K. SCHNEIDER

Official Reporter - Typed

12
13 *Margaret K. Schneider*
14 Official Reporter - Signature
15
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CERTIFICATE OF PROCEEDINGS

1
2
3 This is to certify that the attached proceedings before the
4 NRC COMMISSION

5 In the matter of: Deposition of Dwight Murry Woodyard

6 Date of Proceeding: July 24, 1984

7 Place of Proceeding: Glen Rose, Texas

8 were held as herein appears, and that this is the original
9 transcript for the file of the Commission.

10
11 SANDRA HARDEN

Official Reporter - Typed

12
13 *Sandra Harden*
14 Official Reporter - Signature



Brown & Root, Inc.

P.O. BOX 1001 GLEN ROSE, TEXAS 76043

MESSAGE

REPLY

To

Gordon Purdy
Wright Woodyard

DATE

2/2/84

DATE

Received
Wright Woodyard
2-8-84

[Signature]

I am on this day 2/2/84
submitting notice of my
leaving the employment
of Brown & Root Inc.
Effective 2/17/84

Gase Cook -

Woodyard-1
7-24 84 TNO

BY

[Signature] 2/2/84

SIGNED

"QUESTIONNAIRE FOR PERSONS LEAVING QA/QC"

EMPLOYEE: Stephen Neumeier INTERVIEWER: _____

EMPLOYEE NO: HQ131 DATES OF EMPLOYMENT: 7/79 To

Instructions: ^{SEE PAGE 4} Please respond to the following questions. If your answer is yes, please provide specific details and the names of supervisory personnel to whom you reported these concerns. If additional space is required, use additional pages as necessary.

1. Are you aware of any problems in the implementation of the quality assurance/quality control program?

YES _____ NO _____

If yes, explain: No comment @ this time

2. Are you aware of any defects in the design, manufacture, fabrication, placement erection, installation, modification, inspection, or testing of safety related/nonsafety related components and/or structures?

YES _____ NO _____

No comment @ this time

3. Are you aware of any other matters related to the design, construction, or quality assurance program which should be brought to the attention of management?

YES _____ NO _____

If yes, explain: No Comment @ this time

Sup Ross Neumeier
EMPLOYEE'S SIGNATURE

2/16/84
DATE

INTERVIEWER'S SIGNATURE

DATE

INTERVIEWER:

Return within 24 hours of employee's signature to: Manager - Quality Assurance

4. COMMENT FROM QC INSPECTOR:

The intimidation on this site by the "Nuclear Mafia" is without precedence. Consistency in management policies; totally lacking.

No Affirmative Action program for minorities and Women.

SA Neumeier 2/16/84

Dear Sir,

I have always considered it my obligation to perform any job assignment to the best of my ability. Not only for the benefit of my employer, but for the personal satisfaction it gave me to know that my job was well done. If an individual does not have pride in their work, they do not benefit themselves or the company they work for. If an employer has confidence in my ability, I feel I must justify that confidence. However, this rule works in reverse. If an employer does not have confidence in my work or my ability, then I do not enjoy the lack of confidence I feel in myself.

It has been exceedingly difficult for me to cope with conditions that exist here on this job. We are not grade school children being trained at a grade school level. We are adults who can perform our job assignments if allowed to do so. A person can not perform to the best of their ability if they are kept in limbo, constantly worried about layoffs, changes in job procedure, and lack of confidence in their employer or management. Please consider the following facts:

1. If an individual is treated on a grade school level, they have a tendency to perform on that level.
2. If management operates with the intelligence of a grade school level, it is difficult for mature adult thinking people to have the necessary confidence in their leadership.
3. If a person has no confidence in their employer, they constantly wonder how close he is to bankruptcy and complete failure.
4. If a problem exists, and the employer and management work together for the benefit of the company as a whole, they can sometimes mount unsurpassable odds and overcome the problem.
5. Our success depends on the company; the company's success depends on us. Together, we could move mountains. Just give us the chance.

Sincerely,

Sue Ann Neumeyer 2/16/84

Sue Ann Neumeyer

cc: G.R. Purdy
B&R Houston Office

Woodyard 3
July 24, 1984
MS

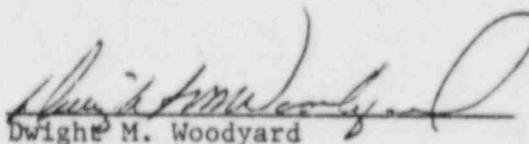
State of Texas)
) ss:
County of Somervell)

AFFIDAVIT OF DWIGHT M. WOODYARD

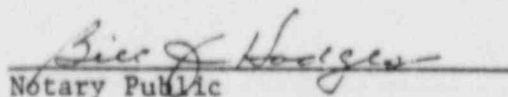
My name is Dwight M. Woodyard. I am employed by Brown & Root, Inc., at Comanche Peak Steam Electric Station near Glen Rose, Texas. My title is Quality Assurance/Quality Control Superintendent.

I was Sue Ann Neumeyer's immediate supervisor from approximately the middle of 1983 until she resigned her employment with Brown & Root at Comanche Peak.

On February 8, 1984, Ms. Neumeyer delivered to me her written resignation. A copy of Ms. Neumeyer's resignation is attached. The resignation, dated February 8, indicates that the resignation was to be effective on February 17. I noted that I had received the document on February 8, signed my name, wrote "Good Luck", and forwarded the form to Bob Siever, my supervisor.


Dwight M. Woodyard

Subscribed and sworn to before me this 1st day of June, 1984.


Notary Public

Commission expires March 28, 1988

*Handy paid
L. H.
2/4/83 sh*

INTEROFFICE MEMO

TO: G.R. Purdy
FROM: D. Woodyard
SUBJECT: CPSES, 35-1195
Sue Ann Neumeyer.

March 30, 1984

Ms. Neumeyer's first work assignment, under my supervision, was in March or April of 1983 in the Hanger Walkdown Group. During this time, Ms. Neumeyer informed me, she had received a back injury sometime ago while working at this job site. Around the end of June, Ms. Neumeyer requested leave to enter the hospital, in hope of correcting the injury. She was under a doctor's care from 6/29/83 to 10/4/83. She underwent chemonucleolysis on 7/8/83. On or about August 1st, Ms. Neumeyer called me and ask if she could report to work with a light duty slip. I told her that we did not have any light duty work for an "A" inspector and if she wanted to return to work on a light duty assignment, we would have to reduce her salary accordingly, and referred her to my QC group supervisor.

On August 15th, Ms. Neumeyer returned to work with a request from her doctor, stating she be allowed to work in the Fab Shop with some restrictions - no heavy lifting, climbing or bending. Although she had been told we did not have any light duty for "A" inspectors, inspection personnel were re-adjusted to allow Ms. Neumeyer to work in the Millwright Shop. This condition continued for sometime with some small problems, in which Ms. Neumeyer was asked by the Lead, on several occasions, to stop eating in the Fab Shop (eating during working hours is against site policies).

In September 1983, Ms. Neumeyer took medical leave and vacation (Sept. 12th thru Sept. 30th) to further correct her back problem. On October 4, 1983, Ms. Neumeyer received a "return to regular duties work release" from her doctor. I kept Ms. Neumeyer in the Fab Shop for fear she might injury her back again if she went to work in the field again. I did not want this to happen.

About the end of October 1983, I asked Ms. Neumeyer if she would like to work with the N-5 Certification Group (desk job). She informed me, she would be happy to do so. A desk job would take her completely away from the possibility of further back problems. This continued for about 30 days. She came to me and asked if I could move her to another review group (Inprocess Documentation), she could no longer stand the intimidation she was receiving from the people she was working with (N-5 Group). The problem being the salary she was making in comparison to what the rest of the group was making (\$14.55/hr. vs \$6-\$7/hr). Again personnel was adjusted to allow Ms. Neumeyer to work in a more congenial atmosphere. During this time, she discovered what she felt to be a mistake in an inprocess document. She brought this to my attention. We discussed the mistake, which appeared to be made by a field inspector. Ms. Neumeyer was instructed by me, according to site procedures, she should write a non-conformance

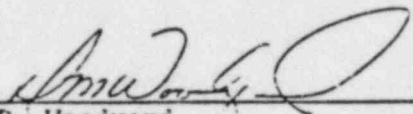
*Woodyard
143
12/4/84
M*

report, which she did. On January 25, 1984 at 3:00 p.m., a meeting was held to discuss the conditions of the NCR. Ms. Neumeyer was in attendance, along with all parties concerned (see attached minutes of meeting). After the meeting was over, I asked Ms. Neumeyer how she felt about the outcome of the meeting. She informed me that she was well pleased.

Around January 23, 1984, Ms. Neumeyer asked for vacation time to take a trip for an interview at another job site, which I had no objection. The point this project was at, anyone who had the opportunity to get another job, should do so.

On February 8, 1984, Ms. Neumeyer gave me a resignation stating she was ending her employment with B&R on February 17, 1984. She indicated she had accepted other employment.

Sometime around March 15, 1984, I received a phone call from a prospective employer asking about Ms. Neumeyer's qualification, dependability, why she left B&R and if I would hire her back if I needed her again, I explained her qualifications, dependability and why she left B&R as best as I could. As for hiring Ms. Neumeyer back, I told him no and I would not make any statement to him as to why.



D. Woodyard
QC Superintendent