

October 15, 1993

MEMORANDUM FOR: James L. Milhoan, Regional Administrator  
Region IV

FROM: <sup>15/</sup> E. L. Williamson, Director  
Office of Investigations Field Office, Region IV

SUBJECT: SOUTH TEXAS PROJECT: ALLEGED HARASSMENT AND  
INTIMIDATION FOR REPORTING SAFETY CONCERNS TO MANAGEMENT  
CASE NO. 4-93-018

This investigation regarding potential wrongdoing was initiated by the Office of Investigation (OI) on April 5, 1993, under OI Case Number 4-93-018. Evaluation of the facts and circumstances surrounding the issues and coordination with your staff indicates that there exists no violation(s) of regulatory requirement(s). Therefore, this office is closing Case Number 4-93-018, by this memorandum.

Copies of all pertinent documents, reports of interview, statements, and transcripts obtained by OI during this investigation will be made available at your request. If at a future date your staff develops additional information which resurfaces the wrongdoing aspects of the issues involved, please advise my office, and we will reevaluate.

cc: J. Lieberman, OE  
D. Murphy, OI:HQ  
J. Weddle, OI:HQ  
R. Wise, RIV

Distribution:  
s/f (4-93-018)  
c/f  
B. Barber, OI:HQ

OI:RIV *agm*  
Armenta  
10/15/93

OI:RIV *ELW*  
LWilliamson  
10/15/93

*v/r*

INVESTIGATION STATUS RECORD

4/5/93

Case No.: 4-93-018 Facility: SOUTH TEXAS PROJECT  
 Allegation No.: RIV-93-A-0040 Case Agent: ARMENTA  
 Docket No.: 50-198 Date Opened: 04/05/93  
 Source of Allegation: A Date of Full-Scale Upgrade:  
 Notified by: OAC-RIV Priority:  
 Category: IH Case Code:  
 Status: EVALUATION Estimated Completion Date:  
 Requested by:

Subject/Allegation: ALLEGED HARASSMENT AND INTIMIDATION FOR REPORTING SAFETY CONCERNS TO MANAGEMENT

## Remarks:

Monthly Status Report:

93/04/05: Case under evaluation.  
 93/04/30: Interviewed allegor. Copy of transcript has been sent to the RIV staff for their review of safety/technical concerns. Awaiting RIV response.  
 93/05/31: NRC staff review of allegor's concerns did not identify any nuclear safety or technical concerns; however, probable improper worker safety practices related to OSHA regulations were identified. Evaluation continues.  
 93/06/30: Evaluation continues.  
 93/07/31: OI will coordinate with OAC-RIV to refer allegor to OSHA.  
 93/08/31: Evaluation continues.  
 93/09/30: No change.  
 93/10/31: Case FOD closed on 10/15/93, with no further action necessary.

Closed: 10/15/93 Closed Action: R Staff days to completion (WAR):

Issued: 10/15/93

✓/1

Peters

STP (CASE CHRONOLOGY) Pg. 1

FILE NUMBER 4-93-018 DATE OPENED 4-7-93 OPENED BY ARMENTA

Table with columns DATE and ACTIVITY. Entries include: 7/14/93 Case Closed - OI to interview alleges; 8/14/93 TC Williamson + Armenta: Story request OSHA req attend - no objection, OI RFD to obtain tape from individuals; 4/14/93 Armenta schedules interview for 12/12/93; 12/14/93 FOD Review - Field work initiated; 1/9/94 FOD Review - repeated Alleges Interviewed - Proposed to RFD for Review. No health + safety concerns, but OSHA concerns; 4-22-93 [redacted] called case agent to let him know that [redacted] has been fired [redacted] called the day before, but I was in LA.; 4-30-93 [redacted] called case agent; 5-5-93 [redacted]; 5-6-93 [redacted]; 5-12-93 [redacted] called, said he was in Dallas for a few dys; left his apt. in Bay City, TX; 5-19-93 [redacted] called, said he was in Little Rock, AR; 5-24-93 [redacted] called to find out if NRC was going to investigate the issues he raised w/NRC; 5-25-93 [redacted] called, to find out what NRC is going to do w/allegations was told by case agent that the matter is still being evaluated by staff from the NRC - no further investigation @ this time; 17 JUN 93 FOD Review - allowed provide to OSHA; 16 JUL 93 FOD Review - Re-ARP; 22 JUL 93 L/M Beach to OSHA - referring concerns; 22 JUL 93 MTB: Williamson + Wise Re: STATUS - Ref to OSHA; 8-15-93 Rec'd call from [redacted] C/A unable to take call but a forwarding tel # was taken; C/A attempted to call [redacted] but did not get through (tel. # was a beeper #). [redacted] did not call back.



UNITED STATES  
NUCLEAR REGULATORY COMMISSION

CASE CHRONOLOGY CONTINUATION SHEET

File No. 4-93-018	THIS PAGE COVERS ACTIVITY FROM: 1 1 TO: 1 1	PAGE 2 OF
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DATE	ACTIVITY	SERIA NO.
	STP - [REDACTED] ACTIVITY 7C/A - ARMENTA	
8-17-93	CIA Attempted to Call [REDACTED] (keeper tel.#) = No success.	
26 AUG 93	FOD Review - Reynon referred to OSHA - OI to Consider Case	
9-3-93	CA Proposed Plan of Action to close case w/ FODI-Chg memo. as per FOD's instructions.	
9-21-93	MTG: Williamson, Armenta, Bill Brown - Discussed subject to get OGC read on protected activity. Brown advised that if these were all OSHA issues, it could be stated that <del>no</del> subject was not involved in protected activity.	
14 OCT 93	MTG: w/ Bill Brown - release was not expressed in NRC regulatory activity, therefore no protected activity.	
15 OCT 93	Close - FOD	

7C Part 10