



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
REGION I  
475 ALLENDALE ROAD  
KING OF PRUSSIA, PENNSYLVANIA 19406  
MAY 14 1991

Memorandum For: Marilyn Moore, OAC, Region I

From: Paul W. Harris, RE, Projects Section 4B, DRP

Subject: TELEPHONE CONVERSATION WITH ALLEGER REGARDING ALLEGATION  
RI-91-A-0078

1. On May 13, 1991, I telephoned the allegor regarding his harassment and intimidation claim against Catalytic, a GPU Nuclear contractor at Oyster Creek Nuclear Generating Station. The allegor stated that he filed a complaint with the Department of Labor (DOL) within the required 30 days of the incident. He had no additional concerns regarding this incident and did not express any safety concerns.
2. I informed the allegor that the NRC tracks harassment and intimidation claims to ensure that regulatory and safety related questions and concerns are resolved. I also informed him that his file will be dispositioned depending on the DOL finding.
3. This memorandum shall be placed in allegation file RI-91-A-0078.

Paul W. Harris  
Reactor Engineer  
Division of Reactor Projects

cc:

W. Ruland, Chief, Projects Section 4B, DRP  
R. Fuhrmeister, Senior Allegation Coordinator, ORA

G/123

# RECORD OF ALLEGATION PANEL DECISIONS

SITE: Oyster Creek

PANEL ATTENDEES:

ALLEGATION NO.: RI-91-A-0081

Chairman - J. T. Wiggins

DATE: 8 MAY 91 (Mtg. 1 2 3 4 5)

Branch Chief - E. C. Wenzinger

PRIORITY: High Medium Low

Section Chief (AOC) - W. H. Ruland

SAFETY SIGNIFICANCE: Yes No Unknown

Others - C. W. White G. C. Smith

CONCURRENCE TO CLOSEOUT: DD BC SC

P. W. Harris D. J. Holody

CONFIDENTIALITY GRANTED: Yes No  
(See Allegation Receipt Report)

R. L. Nimitz R. C. Brady

R. L. Fuhrmeister

IS THERE A DOL FINDING: Yes No

IS CHILLING EFFECT LETTER WARRANTED: Yes No

HAS CHILLING EFFECT LETTER BEEN SENT: Yes No

HAS LICENSEE RESPONDED TO CHILLING EFFECT LETTER: Yes No

## ACTION:

1) Recontact alleged (coordinate through oca: Callahan) to try to get more details on concern

2) reconvene panel if 1) turns up significant info

3) \_\_\_\_\_

4) \_\_\_\_\_

5) \_\_\_\_\_

G/124

NOTES: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

# RECORD OF ALLEGATION PANEL DECISIONS

SITE: 2800 Creek

ALLEGATION NO.: RI-71-A-0078

DATE: 3/22/91 (Mtg. 1 2 3 4 5)

PRIORITY: High Medium Low

SAFETY SIGNIFICANCE: Yes (No) Unknown

CONCURRENCE TO CLOSEOUT: DD (BC) SC

CONFIDENTIALITY GRANTED: Yes (No)  
(See Allegation Receipt Report)

IS THERE A DOL FINDING: Yes No

IS CHILLING EFFECT LETTER WARRANTED: Yes No

HAS CHILLING EFFECT LETTER BEEN SENT: Yes (No)

HAS LICENSEE RESPONDED TO CHILLING EFFECT LETTER: Yes (No)

## ACTION:

- 1) call allegor to inform him of his rights  
write allegor a ltr for his rights
- 2) coordinate with Holady regarding Dol finding  
no redaction or safety concerns
- 3) 1/2 after Dol findings
- 4) \_\_\_\_\_
- 5) \_\_\_\_\_

6/125

NOTES: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

## PANEL ATTENDEES:

Chairman - Wiggins

Branch Chief - Wenzinger

Section Chief (AOC) - Poland

Others - Foremaster Bob Chief

Holady Harper

Chief W.H.

# RECORD OF ALLEGATION PANEL DECISIONS

SITE: Oyster Creek

PANEL ATTENDEES:

ALLEGATION NO.: RI-91-A-0078

Chairman - J.T. Wiggins

DATE: 8 MAY 91 (Mtg. 1 2 3 4 5)

Branch Chief - E.C. Wenzinger

PRIORITY: High Medium Low

Section Chief (AOC) - W.H. Rubend

SAFETY SIGNIFICANCE: Yes No Unknown

Others - C.W. White D.J. Holady

CONCURRENCE TO CLOSEOUT: DD BD SC

P.W. Harris R.C. Brady

CONFIDENTIALITY GRANTED: Yes No  
(See Allegation Receipt Report)

R.L. Nimitz R.L. Fuhrmeister

IS THEIR A DOL FINDING: Yes No

IS CHILLING EFFECT LETTER WARRANTED: Yes No

HAS CHILLING EFFECT LETTER BEEN SENT: Yes No

HAS LICENSEE RESPONDED TO CHILLING EFFECT LETTER: Yes No

## ACTION:

1) Letter to allegor referring to DOL (parallel that with a phone call)

2) \_\_\_\_\_

3) \_\_\_\_\_

4) \_\_\_\_\_

6/12/6

5) \_\_\_\_\_

NOTES: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

## ALLEGATION RECEIPT REPORT

Date/Time Received: 1 MAY 91 / 11:30amAllegation No. RI-91-A-0031  
(leave blank)

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_

City/State/Zip: \_\_\_\_\_

## Confidentiality:

Was it requested?

Yes \_\_\_\_\_ No X

Was it initially granted?

Yes \_\_\_\_\_ No X

Was it finally granted by the allegation panel?

Yes \_\_\_\_\_ No \_\_\_\_\_

Does a confidentiality agreement need to be sent to allee?

Yes \_\_\_\_\_ No \_\_\_\_\_

Has a confidentiality agreement been signed?

Yes \_\_\_\_\_ No \_\_\_\_\_

Memo documenting why it was granted is attached?

Yes \_\_\_\_\_ No \_\_\_\_\_

Allee's

Employer: UnknownPosition/Title: UnknownFacility: Oyster CreekDocket No.: 50-819(Allegation Summary (brief description of concern(s): Vague statement  
of 'low security' at facilityNumber of Concerns: 1Employee Receiving Allegation: R. L. Fuhrmeister  
(first two initials and last name)Type of Regulated Activity (a) X Reactor  
(b) \_\_\_\_\_ Vendor  
(c) \_\_\_\_\_ Materials(d) \_\_\_\_\_ Safeguards  
(e) \_\_\_\_\_ Other: \_\_\_\_\_  
(Specify)

Materials License No. (if applicable): \_\_\_\_\_

Functional Area(s): \_\_\_\_\_ (a) Operations  
\_\_\_\_\_ (b) Construction  
X (c) Safeguards  
\_\_\_\_\_ (d) Transportation\_\_\_\_\_ (e) Emergency Preparedness  
\_\_\_\_\_ (f) Onsite Health and Safety  
\_\_\_\_\_ (g) Offsite Health and Safety  
\_\_\_\_\_ (h) Other:

Detailed Description of Allegation: Letter from private citizen to  
Senator Bradley (NJ) expressing vague concern of "lax  
security" at the Oyster Creek plant. Letter forwarded  
through OCA as Green Ticket 6430 (assigned to NRR)

## Detailed Description of Allegation:

The alleged stated that he was informed last week (4/24 or 4/25), by William Danner (Catalytic Supervisor - Civil), that he would be "broke back to his tools", meaning, demoted from Foreman to worker. On 4/29, he was notified of the demotion. The reason given, according to the alleged, "lack of productivity". This does not make sense to the alleged since, as he believes, his night supervisor and GE, the outage contractor in the drywell, are pleased with his work. In addition he presented a letter from another Catalytic Supervisor, stating good work (Attachment II). He also has >10 years experience.

Therefore, the alleged attributed this demotion to a 1988 RAR that he generated against William Danner and Jim Thompson (another Catalytic Supervisor - Civil). (Attachment I) This documented scaffolding erection prior to shielding installation causing unnecessary exposure during the previous refueling outage.

G-1128



## Detailed Description of Allegation:

When asked as to how he connected the 1989 RAR to the current action, he stated, in 1988 he was broken back, but did not pass the issue because it was too much of a hassle. Therefore, this recent action was caused by the 1988 RAR. In addition, he stated William Danner wants to protect himself against other unspecified "mistakes".

The alleged stated that he plans to file a grievance with the union, and seemed favorable to filing a complaint with DOL.

The NRC inspector delivered DOL rights verbally emphasizing the need to file within 30 days. Also, a copy of NRC Form 3 was given to the alleged.