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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
OFFICE OF INVESTIGATIONS
REGION IV

CONFIDENTIAL INTERVIEW

[REDACTED]

Friday, April 6, 1984

Cleburne, Texas

The interview was commenced at 2:37 p.m.

PRESENT:

H. BROOKS GRIFFIN, Investigator, Office of
Investigations, U. S. Nuclear Regulatory
Commission, Region IV, Arlington, Texas

THOMAS IPPOLITO, Engineer, U. S. Nuclear
Regulatory Commission, NRR, Washington, D. C.

THOMAS E. CARPENTER, Legal Intern, Government
Accountability Project, 1901 Q Street, N. W.,
Washington, D. C. 20009

[REDACTED] Interviewee

P R O C E E D I N G S

1
2 MR. GRIFFIN: Okay, for the record, this is an
3 interview of [REDACTED]; the location
4 of this interview is Cleburne, Texas, on April the 6th,
5 1984.

6 Present at this interview are Tom Carpenter for
7 the Government Accountability Project; [REDACTED]
8 H. Brooks Griffin, Investigator for the NRC, and Mr. Burns,
9 the Court Reporter.

10 Whereupon,

11 [REDACTED]
12 having first been duly sworn by Investigator Brooks, was
13 examined and testified as follows:

14 Q The first thing we want to go into is, it is my
15 understanding that you desire confidentiality in exchange for
16 your testimony.

17 I am going to give you a copy of our confidentiality
18 agreement here --

19 (Handing document to witness)

20 -- and if you'd read along with me, I'm going to
21 read it into the record; and then as I read it, I'm going to
22 offer you explanations if you do not understand.

23 So if we do enter into an agreement here that we
24 will both have a clear understanding of what the contents
25 require from each other.

1 It says, title, "Confidentiality Agreement."

2 "I have information I wish to provide in confidence
3 to the U. S. Nuclear Regulatory Commission. I request an
4 express pledge of confidentiality as a condition for provid-
5 ing this information to the NRC. I will not provide this
6 information voluntarily to the NRC without such confiden-
7 tiality being extended to me."

8 Do you understand that?

9 A Yes.

10 Q All right.

11 "It is my understanding consistent with its needs
12 to meet legal obligations that the NRC by agreeing to this
13 confidentiality will adhere to the following conditions."

14 Now, this is what the government agrees to do as
15 part of the bargain:

16 "1. The NRC will not identify me by name or
17 personal identifier in any NRC-initiated document, conversa-
18 tion or communication released to the public which relates
19 directly to the information provided by me."

20 Do you understand that?

21 We won't use your name, title, anything else that
22 would -- in our reports that would -- tend to identify you
23 to a person reading that.

24 "I understand that a public release can encompass
25 any distribution outside of the NRC, with the exception of

1 other public agencies which may require this information in
2 furtherance of their responsibilities under law or public
3 trust."

4 An example of another agency that we might be
5 required to furnish such information to would be, like,
6 if you filed a Department of Labor case, or something like
7 that; they would be entitled to the information under the
8 law.

9 "2. The NRC will disclose my identity within the
10 NRC only to the extent required for the conduct of NRC-
11 related activities."

12 In other words, those people that would be involved
13 in following up -- those NRC employees who would be involved
14 in following up technical allegations that you may provide
15 the NRC might require your name to look for your name in
16 records.

17 You know, if they were going to look for a
18 traveler or an inspection which you had done, they would
19 need to know your name to recognize you as the person that
20 made the allegation that something is wrong, that signed
21 something.

22 But the NRC agrees as part of this confidentiality
23 agreement to disclose your name within the NRC on a very
24 limited basis. Only those that need to know will be told.

25 A Right.

1 Q In the inspections -- and that's really what we're
2 talking about here -- that pertain to the technical issues
3 that you raise, that you have raised or will be raising in
4 the course of your -- that are listed in your affidavit --
5 the NRC is putting together a team.

6 The individual inspectors who will compose that
7 team are not known at this time. And it's conceivable
8 and even probable that individuals from Region IV, individual
9 inspectors from Region IV, might be called upon to perform
10 some duties involving inspections that could relate to your
11 specific allegations.

12 So I cannot promise you that no Region IV personnel
13 would be involved in inspection duties at Comanche Peak --

14 MR. CARPENTER: Can we go off the record.

15 MR. GRIFFIN: Let's go off the record for a
16 minute.

17 (Discussion off the record.)

18 MR. GRIFFIN: Okay, I have inadvertently asked
19 Mr. Burns to go off the record. We have not gone off the
20 record. We are going to discuss the details of this on the
21 record so that this issue, I hope, can be put to bed.

22 I understand your concerns about the ability of
23 Region IV personnel to maintain confidentiality of witnesses
24 that come to them. I have heard this concern before.

25 Unfortunately, in the realities of the world and

1 the NRC, we -- the NRC -- have limited staff. Region IV
2 staff is made up of hundreds of individuals, many or all are
3 reputable, honest people who do their jobs to the best of their
4 ability.

5 An indictment by anybody of Region IV in general,
6 I think, is unfair.

7 Now, regardless of the concerns of individuals or
8 groups who have interest in the Comanche Peak proceedings,
9 like the Government Accountability Project or any local
10 intervenors, the NRC is not in a position to exclude our
11 inspection staff from pursuing their duties on a day-to-day
12 basis.

13 NRC inspectors will continue to conduct inspections
14 at Comanche Peak.

15 At this time I have no information or no agreement
16 that exists anywhere that says that no witnesses from the
17 Government Accountability Project or any allegations they have
18 will be excluded from any of our Region IV inspectors.

19 It is understood that the Government Accountability
20 Project -- that the responsibility for following up the
21 allegations at Comanche Peak has been switched to representa-
22 tives from NRR, part of the NRC; and who they select to
23 conduct the inspections is strictly up to them.

24 Now, if you have a concern, if GAP has a concern,
25 as to specifically following who, specifically, follows up

1 your allegations, you can -- I am sure that those people will
2 be glad to receive a phone call at GAP; and you can express
3 your concern to them; but whether they follow your desires,
4 I have not the authority nor inclination to commit to that.

5 Do you understand what I am saying?

6 THE WITNESS: I understand what you're saying.

7 But past experience with Region IV as a whole
8 has been -- has not been one to make you want to confide in
9 them.

10 MR. GRIFFIN: I understand what you're saying.

11 THE WITNESS: And it's a group allegation.

12 MR. GRIFFIN: I sympathize with your concerns.

13 I guess the only hopeful thing I can tell you is
14 that your concerns are being taken into consideration, your
15 concerns as voiced per GAP; and I think one of the purposes
16 at present as to the responsibility for investigating allega-
17 tions at Comanche Peak has been put temporarily under NRR,
18 rather than Region IV.

19 NRR is Nuclear Reactor Research, it's a Division
20 of the NRC that is responsible for the licensing of these
21 plants. When they get near to licensing, NRR presumably takes
22 over and is responsible for determining whether a particular
23 plant gets licensed.

24 At this time it is my understanding that NRR
25 is primarily responsible for following up allegations at

1 Comanche Peak, rather than Region IV -- is responsible for
2 that.

3 And if you all agree to make your concerns known
4 to NRR -- as a matter of fact, the man that will be primarily
5 responsible for the handling of NRCs future inspections at
6 Comanche Peak should be here in a few minutes.

7 If this proceeds, you're welcome to express your
8 concerns to him; I think he's already aware of them. Who he
9 or his superiors pick to do inspections is not in my
10 control.

11 But in a good faith effort I can -- I would like to
12 tell you that every attempt will be made to not only abide
13 by confidentiality, but address your allegations and your
14 concerns on a speedy and equitable basis to arrive at the
15 truth.

16 And I am afraid that there will be limited personnel
17 within NRC who are asking you to take us on good faith.

18 MR. CARPENTER: Speaking for GAP, it is my understand-
19 ing that Region IV would have nothing to do with this
20 investigation so far as eyewitnesses go and their identities.

21 And Ms. Garde has expressed to me and the witnesses
22 that Region IV will have nothing to do with that.

23 MR. GRIFFIN: I don't know who has made any commit-
24 ments to Ms. Garde as to the exclusion of Region IV personnel
25 in future inspections to be conducted at Comanche Peak, which

1 come from GAP witnesses.

2 I do not have any knowledge that any such agreement
3 has been made.

4 MR. CARPENTER: We can't proceed until it's
5 cleared up.

6 MR. GRIFFIN: Okay.

7 Off the record.

8 (Discussion off the record.)

9 MR. GRIFFIN: Let the record show that Tom
10 Ippolito of NRR has joined us here.

11 While we were off the record we were able to resolve
12 the concern by the witness and GAP representative about the
13 use of Region IV personnel.

14 Their concerns have been duly noted.

15 To continue with the confidentiality agreement:

16 No. 3 -- if you'll read along with me?

17 "During the course of the inquiry or investigation
18 the NRC will also make every effort consistent with the
19 investigative needs of the Commission to avoid actions which
20 would clearly be expected to result in the disclosure of
21 my identity to persons subsequently contacted by the NRC."

22 In other words, as we make our inquiries, we will
23 attempt to do it in such a way that you would not be
24 identified as the person having made the original complaint.

25 Okay.

1 "At a later stage I understand that even though
2 the NRC will make every reasonable effort to protect my
3 identity, my identification could be compelled by orders or
4 subpoenas issued by courts of law, hearing boards, or
5 similar legal entities.

6 "In such cases the basis for granting this
7 promise of confidentiality and any other relevant facts will
8 be communicated to the authority ordering the disclosure
9 in an effort to maintain my confidentiality."

10 And what this means is that a court of law could
11 compel the NRC to give your name. They have the legal
12 authority to compel.

13 If they did, the NRC would resist this in every
14 possible way.

15 A common way, or an example I might give is that
16 if a court of law or hearing board said, "Tell us who gave
17 you the specific allegation," and we resist it in every way
18 possible, and they still demanded it, we would then attempt
19 to release it only to the authority, itself like a Federal
20 Judge. We'd probably ask him to go in Chambers and say,
21 "Okay, the person's name is so-and-so; are you
22 satisfied?"

23 "Yes, I'm satisfied, and it remains confidential."

24 But we would do everything in our power to abide
25

1 by the confidentiality.

2 The last sentence in that paragraph says:

3 "If such efforts prove unsuccessful, a representa-
4 tive of the NRC will attempt to inform me of any such action
5 before disclosing my identity."

6 What that means is that if the NRC were compelled
7 after all resistance to give your name, we would attempt to
8 let you know in advance.

9 I hope -- I see no reason why this should ever
10 be the case, now or in the future; and certainly not in
11 your case.

12 Okay, now, the next paragraph involves your part
13 in the bargain; which is what you have to agree to for us
14 to reach this contract.

15 "I also understand that the NRC will consider me to
16 have waived my right to confidentiality" -- that means to
17 have given up your right to confidentiality -- "if I take
18 any action that may reasonably be expected to disclose my
19 identity" --

20 For instance, if you get up from our interview
21 today and you go out where you live and you start telling
22 people, "I was up talking to the NRC and this is what I
23 told them," -- and we find out about that; we will, you know
24 be aware that you have disclosed this confidential nature;
25 you have already released it and broken the agreement.

1 "I further understand that the NRC will consider me
2 to have waived my rights to confidentiality if I provide
3 or if I have previously provided information to any other
4 party that contradicts information that I provided the NRC,
5 or if circumstances indicate that I am intentionally providing
6 false information to the NRC."

7 Do you understand that?

8 THE WITNESS: Yes.

9 If I'm lying, you got me!

10 MR. GRIFFIN: Well, "we got you" as far as it would
11 violate the terms of the agreement.

12 Are the terms agreeable to you? Can you abide by
13 your part of the bargain so far as you maintaining your
14 confidentiality?

15 THE WITNESS: Yes.

16 MR. GRIFFIN: And is it your wish that we enter
17 into this agreement?

18 MR. CARPENTER: I would like to put on the record
19 now GAF's additions as expressed yesterday by Ms. Garde; also
20 GAP, since we are representing [REDACTED] in these proceedings,
21 consistent also with the [REDACTED] we would like to be
22 assured that the NRC send a copy of the investigative report
23 when it is completed by this team; and, secondly, that we
24 would expect you to follow the normal OI policies and retain
25 all material that you collect during the course of the

1 investigation as it relates to [REDACTED]

2 In other words, hold onto your notes and other
3 kinds of things so we can examine the basis of your
4 assumptions and conclusions.

5 I think that was fairly well expressed yesterday.

6 Lastly, I would like to reiterate [REDACTED]
7 concerns concerning Region IV's investigation personnel, the
8 use of them; and we would like to point out on the record
9 that based on [REDACTED] understanding of past experiences
10 with other "whistleblowers" that have been disclosed to the
11 utility -- intentionally or unintentionally -- she would
12 not like to see Region IV personnel investigate. We understand
13 you cannot promise that; but we would like you to take that
14 into consideration.

15 MR. GRIFFIN: Okay.

16 In response to your conditions, the NRC agrees
17 to provide [REDACTED] with a copy of the portions of the
18 report when it is released to the public; that does not include
19 the whole report, just that which is released to the public.

20 We are prepared to follow our own policy, obviously,
21 and we will do so faithfully.

22 We note your concern about Region IV personnel.
23 But we can make no promise as to what personnel will be
24 used in the course of follow-up inspections as to your
25 allegations.

1 Do you wish to enter into an agreement with the
2 NRC to grant confidentiality?

3 THE WITNESS: Yes.

4 MR. GRIFFIN: Okay.

5 It says: "I have read and fully understand the
6 contents of this agreement, and I agree with its provisions."

7 Is that agreeable to you?

8 THE WITNESS: Yes.

9 MR. GRIFFIN: Okay, I need you to sign right where
10 it says "Signature of Source of Information". And you may
11 also date it.

12 (Witness signing document.)

13 MR. GRIFFIN: This is April 6th.

14 Okay, Tom, why don't you witness?

15 (Mr. Carpenter signing document.)

16 MR. GRIFFIN: Okay.

17 (Investigator Griffin signing document.)

18 MR. GRIFFIN: Okay, we do not have a Xerox or a
19 copier here, but I will be glad to mail you a copy.

20 You are also entitled to a copy of the transcript
21 of the proceeding here when it becomes available to us. And
22 I will, also, at the same time send you a copy of the agree-
23 ment.

24 I would like to go on into the interview now.
25 I plan to follow the affidavit that you provided for

1 continuity. What we will do is we will be taking your
2 affidavit and trying to expand on the information by adding
3 specifics, information that will help us perform our
4 follow-up investigations and inspections.

5 EXAMINATION

6 BY MR. GRIFFIN:

7 Q Your name is [REDACTED]

8 A Yes.

9 Q Would you tell me how you were employed at Comanche
10 Peak Steam Electric Station?

11 A I was Quality Control Inspector, Weld Inspector,
12 Level-2, with an A-grade and NDE Technician.

13 Q This is for Brown & Root? .

14 A This is for Brown & Root.

15 Q And at the time you left Brown & Root, did you still
16 hold this position of Level-2?

17 A Yes.

18 Q When did you begin your employment with Brown &
19 Root?

20 A [REDACTED]

21 Q And what was the date that you ended your employment
22 there?

23 A [REDACTED]

24 Q What was your job -- your job title was Quality
25 Control; is that right?

1 A Yes.

2 Q Level-3?

3 A Yes.

4 Q And what did you inspect as far as to your duties?

5 A In the course of my employment, I have inspected
6 pipe supports, conduits, stainless steel liner, mechanical
7 equipment, snubbers -- just about everything.

8 Q The first allegation that you addressed in your
9 affidavit here relates to the fabrication of I-bolts on-site.

10 Could you tell me about that?

11 A Well, it was when I was first transferred in to --
12 back into ASME; I had been in non-ASME first as lead person
13 for the radwaste monitoring system before it was called
14 non-ASME.

15 And then after they organized and called it
16 non-ASME, they wanted to put someone else as the foreman so
17 they could justify my being foreman over such a small group;
18 and so I, at that point, I went into stress analysis as-built
19 program on nights.

20 I asked that I go nights so that I could go to
21 TCJC and take some courses that I wanted to take toward
22 an Associate's Degree.

23 Q And what was the time frame for this?

24 A I believe it was in March of '81.

25 Q Okay.

Start of Allegation
AQ-77

1 Just as a reminder to you, looking at your
2 affidavit here as it relates to your concerns about I-bolts,
3 you reference June of '82?

4 A Oh, I'm sorry.

5 Okay, that's right: '82; '81 was when it was
6 radwaste.

7 Q Okay.

8 A Then, after that, I went into the hospital. And
9 when I came out they transferred me back into ASME on the
10 night shift; and put me in the pipe fab shop, so I wouldn't
11 have to climb.

12 And that was in June of '82. And that's when I was
13 in the fab shop.

14 I was on inspection out there. I had been out there,
15 I guess, about a week; and I saw them welding an I-rod.

16 And so I went over and I asked him, "What are you
17 doing," you know; I thought he was making some special project
18 or something; you know, just in conversation.

19 And he said, "well, I'm making an I-bolt."

20 And I said, "What for?"

21 And he said, "Well, for a hanger in the reactor."

22 And I said, "Well, where's your documentation?"

23 He said, "I don't need any documentation."

24 I said, "You can't put anything in a Class-1
25 structure with no documentation. What does it go to?"

1 And he said, "Well, it was a vendor hanger, it
2 came in; and they lost the I-bolt. And so when they lose
3 them, they just send up here and give us the measurements;
4 and we weld them up."

5 And I said, "What are you welding them with?"

6 "Miscellaneous rod. Do it all the time."

7 Q Who was this that you were talking to?

8 A I was talking to a craftsman, and I can't -- I
9 really can't remember his name -- at that time. It's been
10 a while and, also, at that time I was new in the shop. So
11 a lot of the craftsmen I didn't know.

12 Q Okay.

13 In your affidavit you referred to a fellow by the
14 name of Joel, and the fabrication shop foreman? Would this
15 be who you are referring to?

16 A Okay.

17 Well, it wasn't Joel.

18 Q Okay.

19 A Then I went to Joel about it, to tell him that they
20 were not -- what they were doing; they were not supposed to
21 do it.

22 And Joel thought -- he said, "Well, we do this
23 all the time." He said, "There's nothing wrong with it,"
24 said, "it was a vendor product and we lost it; so we just
25 make another one; it's already got documentation on it; we don't

1 have to make any more."

2 "You cannot do that!"

3 So I stopped them from doing that. And --

4 Q Did you write an NCR?

5 A No, I didn't.

6 I called up my supervisor and he came up and I told
7 him about it.

8 Q Who was your supervisor?

9 A Jim Reagan (phonetic).

10 And I had made a list of about eight different
11 problems I had found in the shop that I felt were out of
12 procedure. And I gave them to Mr. Reagan and he took them
13 to the day shift superintendent, Mr. Seavers; and they told
14 Reagan that they would take care of it and make sure that
15 these things were straightened out.

16 And they were going to get -- I had a problem with
17 material traceability, because they would just go out into
18 the yard if they wanted a Class-1 or Class-2 material, and
19 they couldn't find that material in a Class-1, well, then, they
20 would just go find an MR with a Class-1 number.

21 MR. IPPOLITO: You're going on to the next one.

22 THE WITNESS: Yuh, right. I'm sorry.

23 MR. GRIFFIN: I can understand why you're doing it.

24 But what we need to do first is we want to get all of the
25 specifics we can about the I-bolts; and then we'll go along

1 with the others.

2 THE WITNESS: Okay.

3 MR. GRIFFIN: We recognize that that's another of
4 your concerns.

5 MR. IPPOLITO: I'm not that familiar with the
6 site. And I understand there are a number of fabrication
7 shops.

8 So, is there a title to the fabrication shop which
9 you had?

10 THE WITNESS: It's the iron fab shop, it's what we
11 called stainless -- the structural steel, iron fab shop,
12 I believe is the real title of it.

13 MR. IPPOLITO: That will help us zero in on the
14 right one.

15 THE WITNESS: Okay.

16 MR. IPPOLITO: I don't want to go looking in one
17 place when I'm supposed to look at another.

18 THE WITNESS: There are several fab shops; you're
19 right.

20 MR. IPPOLITO: Yuh.

21 BY MR. GRIFFIN:

22 Q And you are sure that these hangers were safety-
23 related?

24 A Yes, I know they were.

25 Because, the men didn't even realize that they were

1 doing anything wrong, because, like, they told me, they said,
2 "We've been doing this all the time."

3 And so when we went to Joel about it, well, he was
4 really honest about it, too; because he had been doing it
5 since he'd been there, you know.

6 And then when I called the supervisor up and he
7 found out that it was not appropriate that he should be doing
8 it, well, then, he got really upset about it.

9 But Reagan took what we had to the day shift to
10 let them know what was going on; and they were going to do
11 something about it.

12 And they'd keep telling us -- and I'd keep asking
13 and Reagan would keep asking day shift, "What are you doing?
14 What's been done about this?"

15 "Oh, nothing; don't write it up; don't worry about
16 it; we're taking care of it."

17 That was just what we got all the time.

18 Q Can you think of a way to identify hangers that
19 were actually nonquality, nonpedigreed materials were used?

20 A If they're not painted, then it's easier to identify
21 arc welds from vendor welds for an inspector that's been out
22 there.

23 Q Do you know of any --

24 A But I couldn't -- I wish I had kept some numbers,
25 but...

1 Q What we're left with there is --

2 A An allegation.

3 Q Well, what we would like to do is, if there are
4 many of them, we would like to find them to corroborate your
5 statement.

6 Can you think of anything, anybody we can talk to,
7 any records we can look at, that would direct us to either
8 the hangers you're talking about that you ran into here;
9 or have you got a hint for us that would direct us to
10 one that contained the use of scrap metal?

11 A There's a guy out there called "Rabbit" -- but I
12 don't know what his real name was; but we just called him
13 "Rabbit".

14 (Laughter)

15 Q Would he --

16 A He would probably know, because -- thinking about
17 it, I believe it was "Rabbit" that was doing the welding.
18 Because we only had two welders in the shop at that time.

19 Q Who were they, Rabbit and who else?

20 A Rabbit and -- I can see him so well, but I can't
21 think of his name.

22 Q Okay.

23 A Woodie, Woodie -- because he had a false leg.

24 Q Okay. I'm sure we can identify him from that.

25 If we talked to Woodie and Rabbit, do you think that

1 they would corroborate what you said on the use of this type
2 of material for vendor items?

3 A I think that Rabbit probably would. I don't know
4 about Woodie.

5 And I know Rabbit's not there; he went -- he left;
6 I think he -- I heard he was going to Alaska to the pipeline
7 there. So, I don't know.

8 MR. IPPOLITO: Well, I think you said they were
9 doing this without paperwork?

10 THE WITNESS: Yes, sir, there was no paperwork.

11 MR. IPPOLITO: So, therefore, you wouldn't expect
12 the paper trail to tell you; would you?

13 THE WITNESS: Well, no, you wouldn't, but --

14 BY MR. GRIFFIN:

15 Q If I understood you correctly, you said in the case
16 of I-bolts they were vendor items that were lost; so I
17 presume that the paper trail for that particular hanger would
18 be that -- if the original E-bolts were still there, that
19 would be the indication on the paper; is that right?

20 A Um-huh.

21 Q Okay.

22 That's right, because you see, there would be -- the
23 only thing they would have gotten was a phone call; and they
24 would have written it down on something like a memo, a three-
25 part, or stuff like that. And I don't believe they would have

1 attached that to any of the hanger packages; although they
2 might have. Because they didn't think they were doing anything
3 wrong; so they may very well have attached those memos
4 to the packages.

5 Q Do you know of anything in procedure that
6 addressed the problem of the loss of vendor parts for hangers
7 or any other items that would have been handled by the fab
8 shop?

9 Do you know what the procedure was for that?

10 A No, I can't specifically think of anything that
11 had to do with lost vendor parts at that particular time.

12 Q Okay.

13 As the quality control inspector, what should they
14 have done when they identified that parts were missing?

15 A As the quality control inspector I would think they
16 should have -- it should have been identified by craft to
17 QC, if they had lost a piece, they should have let QC know
18 about it; so that we could have written the proper paperwork
19 and NCR'd probably.

20 Because that's really about the only thing we had
21 left at that time, NCR; so that there would be -- so that
22 we could start a paper trail: "This item's been lost," then
23 we could get the right documentation, RPS, to make the item
24 or manufacture an item.

25 Q "RPS" means?

1 A Repair Process or Manufacturing Record Sheet,
2 something so that we could have traceability on it.

3 Q Okay.

4 Did they give you any indication as to how long
5 they had been using an informal system of using scrap?

6 A No.

7 His comment was, "We've always done it like this."

8 You know, but it's wrong, you can't do that.

Because we don't know what material they used.

9 Q Okay, now, where we interrupted you a while ago,
10 you indicated that the use of scrap material was a regular
11 practice in fabricating Q-material?
12

13 That's what you're saying in your affidavit here.

14 And my question to you is:

15 Do you know of any other specifics, other than the
16 I-bolt situation, in which you actually saw scrap material
17 being used in quality --

18 A Could you show that to me, please?

19 Q I'm in this paragraph, right here (indicating
20 document)?

21 (Pause)

22 A Well, I was wondering about the word "scrap,"
23 because what I've indicated, or what I meant to indicate,
24 was that we had material out there that -- in the laydown yard
25 -- and it had heat numbers on it.

Start of Allegation

~~AP-5~~

AP-5

3 AP-12

1 By the heat number then you can go to the material
2 requisition, which you're supposed to have the receiving
3 inspection report referenced on it; that gives you the code
4 class that that material is to be used on.

5 Q Um-huh.

6 A Nothing but Class-1 material can be used on
7 Class-1.

8 Now, Class-1 material can be used on Class-2 and
9 3; that's all right. But you can't go up; you can go down.

10 So what happened would be that they did not have
11 what they needed of I-beam, 2 x 12 I-beam, or something like
12 that.

13 Okay, they'd get out there, they didn't have that
14 I-beam in a Class-1.

15 So what would happen, if on this end of the material
16 here (indicating) would be the heat number that was put on
17 by the factory. Okay. So what would happen is they'd come
18 down here (indicating) and look in the MR that they had
19 pulled out of the book --

20 Q "MR" meaning what?

21 A Material Requisition -- that says, Class-1, here's
22 the heat number for the Class-1 material on this type of
23 I-beam, whatever.

24 And then they would put that number on there. And
25 then they'd cut it off, and then bring it up there and put

1 it down on the pile and say, "I need to cut a piece off of
2 this for the hanger that I'm fabricating for the MIL."

3 Well, there you were with just a new number stamped
4 on there, and no way of knowing had that piece come off?
5 Was the "mother number" that heat number? Or was the
6 mother number another number?

7 And I found several times, I found pieces out there
8 that had -- where they had just taken the piece -- in this
9 particular piece it was quarter-inch plate, where on one side
10 it had a heat number for Class-1 material.

11 I turned it over and on the other side it was
12 Class-2 heat number!

13 And I had them take the whole thing out there and
14 I sprayed the whole thing red, with red paint; so nobody
15 would stick it up and no way it could be covered up.

16 And then again went to my supervision, who again
17 went to day shift supervision, who again told us that they
18 would do something.

19 What I finally instituted was that I would, when
20 they had to move a piece from the original number, the mother
21 number, then, I would go out there and they would show me:
22 here's the original number; I would get the MR; then, they
23 would transfer the number to another end, another place; then
24 I would stencil it and initial it and date that -- to let any
25 other inspector know that, yes, although this is a new-stamped-in

1 number and not the factory number, this is good, because I
2 watched it: I saw it done.

3 Q Let me ask you, because of my limited understanding
4 of craft shop procedures:

5 If you had a piece of I-beam that was 50 feet long
6 and in the fab shop they needed to cut it into 50 one-foot
7 pieces, would you not have to transfer the same heat number
8 to each of those pieces, with a QC inspector present, --

9 A Yes.

10 Q So that would have been your job, to sit there and
11 watch it being transferred?

12 A Yes.

13 Q And are you saying that they, on occasion,
14 transferred other numbers?

15 A Yes.

16 What I'm saying is that --

17 Q Invalid numbers?

18 A No, they're good heat numbers.

19 But they weren't for that piece of material.

20 Q Why would they bother? Is it that they didn't know
21 what the heat number was?

22 A No, it would be because they needed a specific kind
23 of material and in a class that we didn't have.

24 Q Okay, you're saying the heat number would indicate
25 the class -- Class-1, 2 or 3?

1 A Yes.

2 Q So they would change heat numbers to upgrade them?

3 A Yes.

4 Q Okay, I gotcha.

5 Can you think of any instances where you were
6 present when this occurred? -- and where you can identify
7 to us the people that were involved, so that we can under-
8 stand?

9 A The one that I told you about, the first two that
10 I found, you know, when I first came up there -- and this was
11 in the first week I was up there -- I cannot tell you who the
12 craftsmen were involved.

13 And I don't even know that it was my craftsmen that
14 were involved, you know, that they were the ones.

15 What they brought me was a piece of plate that
16 had a heat number on it; and they said, I need this. It was
17 a number that had been stamped in by somebody. I don't know
18 if it was them, because I didn't see them put the number there.

19 But then when I turned it over -- just, you know,
20 I turned it over -- to look at it, well, there's another
21 heat number on it.

22 Q So you knew that somebody had been tampering with
23 it?

24 A I knew somebody had tampered with it.

25 This had been a concern of mine because when they

1 would have to cut off for some reason, they had to get it on
2 the floor or something, they had to cut off the original
3 numbers from the factory. Then they were stamping a number
4 on there.

5 So there was no QC verification; QC was not there
6 verifying that they stamped the right number on there. They
7 could transfer any number.

8 Q Were you the only QC inspector in the fab shop?

9 A On nights, I was; yes.

10 Q And you would have witnessed all transfers while on
11 nights when you were in the fab shop?

12 A Yes.

13 Q And how many instances would you say you found
14 where you believe heat numbers had been improperly or
15 illegally transferred?

16 A Well, I really -- I can't answer that; because the
17 first week that I was there I changed a lot of things.

18 I changed the way the shop was going, because I was
19 picking up things that they had not been paying attention to.

20 Q Do you think that your coming there as an inspector
21 caused them to tighten up on their adherence to procedures
22 and requirements?

23 A Yes.

24 Q Okay.

25 A That, and I was trying to get something done

1 about the maintaining traceability on the material -- if you
2 took a piece of pipe, say, 10 feet long; and you got a
3 mother number here (indicating).

4 And they cut the mother number off. They transfer
5 the number over here (indicating).

6 Okay, you take 2 feet off of that, and your mother
7 number -- she's gone.

8 You got 8 feet left. Okay, what you got in here
9 is a new number, the number you transferred over here
10 (indicating).

11 Then they take it, they put it on the crane; they
12 lift it back and drop it in laydown yard.

13 They may come back and get it 6 months later. Well,
14 when it comes back in, there's nothing on there that indicates
15 that that was the true number that was transferred, unless
16 the QC inspector has circled it and dated it.

17 And nobody was doing that.

18 Q I understand.

19 When you say "circle and date," you're not talking
20 about on the piece, itself; are you?

21 A Yes, I'm talking about the piece, itself.

22 Q What do you use to circle the date on there?

23 A I would use a Marsh Marker to circle the number and
24 then I would put my initials on there; and then I would date
25 it.

1 What they kept telling me was that they were going
2 to get me some kind of a special stamp so that each one of
3 us that worked in the fab shop would have a designated stamp;
4 and we could take and knock into that number, to let every
5 other inspector know that this number has been verified.

I 6 Q And by the time you left your employment at Comanche
7 Peak was this marking system still in effect?

8 A I believe it was.

9 MR. GRIFFIN: Do you have any questions?

10 MR. IPPOLITO: My background is not materials.
11 I have some knowledge about materials.

12 And when we talk about the number that's stamped on
13 the material, it is my understanding that that number
14 represents the pour of the materials. That means they can go
15 back and trace what materials were put into that -- into the
16 oven, you know, to mix up that steel and to pour it out.

17 THE WITNESS: Yes.

18 MR. IPPOLITO: So what we have with numbers --
19 I hope you understand that it could be the same steel with
20 these numbers: they made a pot yesterday, and they made a
21 pot today; so the numbers, while they're different, they
22 may still be the same steel.

23 That's the only thing I wanted to say to you.

24 Did you know that?

25 THE WITNESS: They may be, but if it were, if

1 everything in it was for Class-1, then why wouldn't every-
2 thing on the site be called Class-1 material?

3 That would have made it much simpler for all of
4 us if everything was Class-1.

5 MR. IPPOLITO: It could be that the melts
6 signified by that number was a specific different melt than
7 the others; I would guess Class-1 is probably a different
8 melt.

9 THE WITNESS: Well, I don't know.

10 MR. GRIFFIN: I think we're digressing here a bit,
11 but your understanding is the same as mine.

12 BY MR. GRIFFIN:

13 Q Let's move on to your -- you made allegations here
14 concerning a September 2nd, 1982 NCR you wrote on piping
15 that was out of round, egg-shaped; can you tell us about
16 that?

17 A Yes.

18 I was called to the pipe fabricating shop, which
19 is on the other end; --

20 MR. IPPOLITO: This is a different shop?

21 THE WITNESS: This is a different shop.

22 MR. IPPOLITO: This is the pipe fabrication shop?

23 THE WITNESS: Yes.

24 To -- they were cutting some pipe for, I believe it
25 was for four different ITT Grinell spools; they were going to

*Start of Allegations
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1 do some -- they were ITTs, they came in as ITT spools, and
2 they were going to change them over to -- they were going to
3 put in Brown & Root spools-- pieces of pipe?

4 MR. IPPOLITO: Right.

5 THE WITNESS: When I got there to witness the
6 heat numbers on there and witness the cutting and everything,
7 then I saw the pipe was really badly out of round.

8 So I measured it. It was $\frac{1}{4}$ -inch out of round.
9 The whole length, the whole spool was out; everything.

10 They had already--they had cut two other pieces
11 earlier in the day, and two other inspectors had signed for
12 those pieces; but they were still in the fab shop.

13 Then the whole length, I think it was about a
14 40-foot length of pipe, and the whole thing was out of
15 round.

16 So when I said that, you know, we could not use
17 that pipe -- and the thing is, they needed that; because
18 that was the only pipe that we had of that particular grade
19 on-site.

20 BY MR. GRIFFIN:

21 Q This was on the quality system?

22 A Yes.

23 And it was to go -- so they called craft, my
24 shift supervisor --

25 Q Did you NCR and put a hold tag on it?

1 A Yes, I did.

2 Q Okay.

3 I notice in your affidavit you identify the
4 hold tag number as 40-15-S; is that correct?

5 A 40-15-S.

6 Q Okay.

7 Go ahead, please?

8 A Anyway, I put hold tags on that pipe, and identified
9 it on the NCR.

10 And two pieces were -- one was in the north laydown
11 yard and one was off the turbine deck; and I had to go find
12 them; put the hold tags on there.

13 In fact, I was training a girl at that time --
14 Mary -- and she went with me.

15 Q How did you determine -- what record did you go to
16 to find out where these pieces had gone?

17 A Well, they still had the craftsmen still working
18 all the MRSs in their hands, material requisitions that they
19 were cut from.

20 And they said this one is, you know, this one is
21 up -- they gave me the area where it was.

22 Q Were you able to locate them and put a hold tag
23 on?

24 A Um-huh.

25 And, anyway, they called the night shift supervisor,

1 and then, Jim Reagan, my supervisor, and Sam Vail came up
2 there; and everybody looked at it and everybody said, you
3 know, how could a pipe get out like that? And so everybody
4 was aware of it on my shift of what it was. And I had no
5 problem about that.

6 But then later on I was called back to the office.
7 I was still on night shift. And when I first came in, they
8 said Al Pononi wanted to see me.

9 Q Let me break in here for a moment:

10 When Q-material is received on-site, is it not
11 accepted by QC inspectors?

12 A Yes, it is.

13 Q And isn't paper created at that point showing --

14 A Yes.

15 Q And doesn't that paper travel with that pipe?

16 A Well, it does and it doesn't.

17 It comes in on an MR. See, they have -- you have
18 books like this of an MR, which refers to a certain receiving
19 inspection report, you know; on that receiving inspection
20 report you may get 40 feet of that pipe.

21 But when we go to cut it, because we have such a
22 book, you just grab the first sheet number we come to with
23 that heat number. It may not be that RIR.

24 But we find that heat number and we just use that
25 MR to fill the requisition. And you may, if you went back

1 through the MILs, Manufacturers' Item List that were made up
2 in the fab shops, then you might find heat number 40N6498;
3 if you had that and could run it in a computer, you might
4 find that we had -- we showed we installed 997 square feet
5 of it, when, actually, of that particular heat number on
6 that particular RIR all we got was 20 or 40 feet of it.

7 Q Okay.

8 A So, really...

9 Q So would this method you used of taking what you
10 found with that heat number, was that in accordance with
11 procedure?

12 A Well, it wasn't against it.

13 Q As long as the heat number was correct, you all felt
14 like you were in accordance or within procedure?

15 A Right.

16 Q Okay.

17 Tell me about Mr. Pononi?

18 A He said that he wanted me to rewrite my NCR because
19 he didn't understand it.

20 And I told him that my NCR was written -- he wanted
21 me to take off the ITT spools and the drawing numbers that
22 I had separated it to, and the piece numbers.

23 I had put down, like, the drawing number, the ITT
24 spool, and the piece that we had cut of it.

25 And he said that he did not want that on there,

1 that that just muddled up the NCR.

2 And I told him that that -- in order for you to be
3 able to find those pieces and know what they were, you had to
4 have all that information.

5 But he kept on at me and told me that I had
6 to do it.

7 So finally I sat down and I wrote it, and I wrote
8 it against the heat number.

9 Q Okay. At the time he was telling you to do this,
10 what did you believe his reasoning was for asking you to
11 delete the specifics on your NCR?

12 A Really, I thought he was dumb!

13 I really thought he just didn't understand what was
14 going on.

15 Q Did he make any statements to indicate what his
16 thinking was?

17 A He told me he didn't understand, he just couldn't
18 understand the NCR that I had written.

19 And I kept telling him that it was necessary to
20 have the drawing and the ITT spool number and the piece
21 number on there.

22 And he kept telling me that it messed it up, he
23 couldn't understand it.

24 Q So you eventually followed his directions and you
25 removed this information?

1 A Um-huh.

2 And so, then I believe it was on disposition to it
3 that was made by the engineers, was that that particular
4 heat number was to be picked up and taken to the structural
5 steel fab shop and used as hanger material.

6 Well, then, later on I had reason to look up that
7 NCR and see what happened to it; because I found that piece
8 CT pump system, that piece 38 that I had written up.

9 Q Is that a quality, a safety system?

10 A Yuh, that's right.

11 Right there coming off the pool.

12 MR. IPPOLITO: Excuse me.

13 Do you recall the number of the NCR?

14 THE WITNESS: I believe I found it, yes, sir;
15 I believe it's in here.

16 (Pause)

17 Oh, isn't it in here?

18 MR. IPPOLITO: I don't remember having seen it.

19 THE WITNESS: Well, I have that NCR number. I
20 didn't bring it. I have a little slip of paper.

21 I have it and another NCR that was written on
22 the same day by another inspector.

23 BY MR. GRIFFIN:

24 Q Okay. Will you get those to us?

25 A Oh, yes.

1 I'm sorry, I thought, I mean...

2 Q That's all right.

3 MR. IPPOLITO: Would one of you two make a note of
4 that? -- the NCR number?

5 MR. GRIFFIN: Because that would really help us,
6 you know.

7 THE WITNESS: Well, if you pull the package,
8 CT1FB -- let's see -- CT1FB14, okay, Piece 38, well, there
9 was also a problem with that -- I guess I better get to that
10 later.

11 Anyway, when I went back to the NCR, it had been --
12 it was on Rev.-5, it had been revv'd four times after I
13 saw it by the engineers.

14 And by then it didn't say anything in the world
15 like what I had started out with. But the copies should be
16 or are available in the vault -- should be a copy of the
17 original rev.

18 MR. IPPOLITO: The original rev?

19 I didn't realize, but what you are telling me:
20 you can revise an NCR numerous times?

21 THE WITNESS: They do. They do; yes.

22 MR. IPPOLITO: I didn't know that.

23 BY MR. GRIFFIN:

24 Q To disposition them; right?

25 A Yes.

1 What they had done was they -- when they disposition
2 an NCR, to use that pipe to the fab shop and use it for
3 hanger material -- then it turned up in the TC system.

4 And another inspector wrote it up.

5 So they had revised it to where they used it anyway,
6 because they already had it welded in. And I remember that
7 system, because it took two weeks to get that welded in.
8 They couldn't get the pipe to fit.

9 And the reason they couldn't get the pipe to fit
10 is because it was like this (indicating)!

11 It was out of round.

12 Q Okay.

13 Will the CT number and will the NCR number that
14 you will provide us, will this give us what we need to go
15 and locate --

16 A Yes.

17 Q -- locate not only the piece but where it's
18 installed?

19 A Yes.

20 Q Do you have every reason to believe that it's
21 still on-site?

22 A Yes, sir, it still is. Last time I was there it
23 was.

24 Q And it's still egg-shaped?

25 A Well, it's kind of round now; but what they did, is

*Study Allegation
AP-15*

1 they issued -- there's an RCS issued -- you got to get this
2 whole package; because there's an RCS issued, and what they
3 did was they buttered it. They buttered it. I think it was
4 starting at the center of the weld, they buttered just like
5 1½-inch all the way around because of minimum wall violation.

6 And it's buttered almost all the way around the
7 pipe. 1½-inches all the way around.

8 Do you understand "buttering"?

9 MR. IPPOLITO: I know what buttering is.

10 THE WITNESS: Yuh, okay.

11 MR. IPPOLITO: But it's hard for me to understand
12 -- well, I guess what you're saying is it looked like it was
13 buttered all the way around?

14 If they were going to make it round, obviously,
15 it had more material on the -- on one side than on the
16 other sides, because that would then make it round?

17 THE WITNESS: Well, okay -- well, now, what I have
18 seen done, and I didn't see this done -- well, I don't know.

19 But somehow that pipe was half an inch out of round.
20 I had a night shift supervisor up there from craft, I had my
21 supervisor, my lead man, and everybody up there; and they all
22 checked me to be sure about that pipe.

23 And they all concurred that, yes, that pipe is in
24 bad shape.

25 Now, somehow that pipe ended up down there and it's

Started
delegation
AP-14

1 more or less round.

2 MR. IPPOLITO: Okay.

3 THE WITNESS: And what I've seen done is they
4 have some kind of a T-jack, like this (indicating) and they
5 would apply heat and keep going like that (indicating) until
6 they would get the pipe more rounded.

7 BY MR. GRIFFIN:

8 Q Is there a procedure that allows them to do this?

9 A No.

10 But what I saw them do it on was stuff that was
11 not ASME stuff.

12 Q I see in your affidavit here you say: I have
13 knowledge about cases where craft received out of round
14 piping and pulled it so as to achieve roundness.

15 Tell me about this?

16 A That was when I was working in the pipe shop, I've
17 seen them do that. And I've seen them do that out in the
18 field.

19 When I would see them doing it, I would go up to
20 see what it was they had. And they were always working on
21 Class-5 or 6, something like that, 4, 5, or 6; so back then
22 we were just -- it was Class 1, 2, or 3; and 4, 5, and 6 they
23 didn't pay any attention to.

24 Q Okay. But in your affidavit here you refer to
25 stainless steel?

1 A No, the one that I'm talking -- where I'm referring
2 to the stainless steel, that was stainless steel that went
3 into the CT line. That was stainless steel that I wrote
4 up.

5 Q And you are saying stainless steel pipe was the
6 one that was buttered?

7 A I know it was buttered; I signed it off.

8 Q Okay.

9 I went down there when they put the welding on it.
10 And I measured it. And it measured about $1\frac{1}{2}$ or $1\frac{1}{4}$ inches
11 showing that they had welded that far; and then they took
12 a grinder and they ground it down smooth and everything so
13 it blended in with the pipe and looked just like the pipe.

14 And you would have to do an etch to find it.

15 Q How long a piece of pipe was this?

16 A I think we're talking about 12-inch pipe.

17 MR. IPPOLITO: I believe you mean length?

18 THE WITNESS: Length?

19 MR. IPPOLITO: 12-inches in diameter.

20 How long?

21 THE WITNESS: $4\frac{1}{2}$ foot, something like that.

22 BY MR. GRIFFIN:

23 Q It sounds like an awful lot of work to heat and make
24 it round and then butter it off -- isn't that an excessive
25 amount of work to make just one pipe fit?

1 Did you ever hear anyone give an explanation as to
2 why they wanted to salvage this?

3 A It was the only material that they had on the site
4 that could go in there.

5 Q Is all this work simpler than just getting another
6 spool?

7 A I wouldn't think so.

8 But I know that it was Piece 38. And I know, too,
9 that if you'll go back and look at the package, when you get
10 to -- there's a CMC which also will be able to give you the
11 number on -- I didn't give it here.

12 The CMC was 123, -- I believe it goes up to 5 --
13 in CMC 3 which is what we had then, it was called Piece 38.

14 CMC Rev 3 was not in the package, you couldn't
15 find it, where it referred to it as Piece 38.

16 Now, on the drawing and everywhere it's called
17 Piece 48.

18 Q So somewhere during the revisions they dropped a
19 piece number, and then in later editions they added another
20 piece number?

21 A It became, instead of Piece 38, it became Piece 48.

22 But you have to have Rev.-3 to know that it was
23 Piece 38 on Rev.-3, and then Piece 48 on Rev.-4; because if
24 you don't have 3, and you didn't know what happened, you're
25 not even going to know anything happened.

*Start of
allegation
APP-1*

1 MR. IPPOLITO: Just so I understand: do you
2 understand the paper control system that they are required
3 to save all -- what you call a CMC and all revisions?

4 THE WITNESS: Yes, sir, but I understand a lot of
5 stuff gets lost.

6 MR. IPPOLITO: But they're supposed to?

7 THE WITNESS: Yes, sir. They're supposed to.

8 MR. IPPOLITO: So in other words, -- Revision 5,
9 they don't throw away -- they're not supposed to throw away
10 Revisions 4 through 1?

11 THE WITNESS: Right.

12 MR. IPPOLITO: They are supposed to have 1, 2, 3,
13 4, 5?

14 THE WITNESS: That's right.

15 They're supposed to be in the package.

16 But what I had was the final package that was
17 going for N5; and that's what I was looking at. And the CMC
18 Rev.-3 was not in there; because this was just before I was
19 leaving, and I wanted to get this information. I wanted to
20 see what had happened.

21 Because on this particular one, when I kept going
22 back and pulling it, when I found that down there in the field,
23 installed -- Piece 38 -- the one that I had rejected -- and
24 saw the buttering on it, then I went up there to Bill Darby
25 in Document Control, and I said, "Bill, I want to see

1 the package on so-and-so."

2 And he said, "Oh, I know about that. We got that
3 one pulled and in a special file. That one is a bad one,"
4 you know.

5 And I said, "I know it's a bad one." I said,
6 "Did you know there's an NCR on that, that I wrote, and it's
7 down there in the system?"

8 He said, "Yuh, I know it; that's why we got it in
9 a special file."

10 And so I kept going back about it.

11 And so finally Bill came to me one night and he
12 said, "Sue, if you value your job, you better be quiet about
13 this. Benepzen has already gotten mad about your pursuing
14 this on this piece of pipe; and he said you'd better watch
15 your step around here."

16 BY MR. GRIFFIN:

17 Q Is Darby still on site?

18 A Yes, Bill Darby is still there.

19 Q And Benepzen?

20 A Greg Benepzen.

21 Q Did Darby indicate where this file was?

22 A Yes, he showed it to me. He gave it to me. In fact,
23 I had it.

24 And then I went in to where there were copies of
25 the NCRs in another room. See, this is night shift, and

1 there wasn't that much supervision, so I could do things
2 then.

3 And I went in to look for the NCR to see what had
4 happened to it. And there was it, it was Rev.-5 of an NCR
5 that I hadn't seen since it was Rev.-1 and was to be sent
6 to the iron fab shop.

7 And there's another piece that ended up that I
8 wrote up on that NCR that's in the yard tunnel; and I'll
9 have to hunt the number of that. But I believe it's in
10 AFlyB003. I believe that's the number that it's in.

11 And that's two pieces that I specifically numbered
12 and used on that first NCR.

13 Now, looking back, I think the reason they wanted
14 me to change that was because -- no, that's not the one; no
15 (indicating document).

16 MR. IPPOLITO: Let me ask you a question -- talking
17 about this buttering: if we can't find this missing Rev.-3,
18 okay, is it possible by tracking some other paperwork, like
19 the work authorization -- there may have been a work
20 authorization for the welder to make it--the butter?
21

22 THE WITNESS: There's an RPS that's with the
23 package.

24 MR. IPPOLITO: Oh, it should be in the package?

25 THE WITNESS: Yes, sir, the RPS.

MR. IPPOLITO: And that thing should say, buttering,

1 or something?

2 THE WITNESS: Yes.

3 It's up at the top -- let me show you what it will
4 look like.

5 Okay, it's right up here (indicating), it will
6 give you -- it gives you the instructions and how much they
7 want it buttered, how far around.

8 Okay, then down here is the hold point that shows
9 you the welds that I had to sign off on.

10 I signed that off.

11 No, not this one, this is just one to give you an
12 idea what it's like.

13 Okay.

14 I signed it off, and I wrote down here, how much,
15 how far around the pipe they went; and how far back they
16 welded. I measured it and then I wrote that down up here
17 (indicating).

18 The weld tech had put up here (indicating) what
19 they wanted; and I wrote down here (indicating) what they
20 had; and then I signed here (indicating) yes, that's what's
21 there.

22 And that's when I got that, that's when I started
23 looking; and that's when I started to pursue this particular
24 NCR and kept watching it to see what was happening with it.

25 MR. GRIFFIN: This document we're using is an example

1 of a Repair Process Sheet, just as an example; this isn't
2 the specific document that she's referring to.

3 BY MR. GRIFFIN:

4 Q So you think the CMC and the NCR and CT number we
5 have will be in that paperwork?

6 A Yes, sir. I think with the drawing number -- you
7 want the whole package -- and the RPS will be in there,
8 the NCR number should be in there; and then go look for the
9 NCR; and then request the original revision -- because they
10 won't have them out there for you.

11 They'll only have the last one.

12 And if you'll request all the revisions, when you
13 get an NCR on anything that's been revv'd, it would be a good
14 idea, particularly if it's gone past Rev.-1, to ask, "I want
15 the rest of the revs."

16 Because if they've been revised by engineers,
17 they probably don't say what the inspector saw when he was
18 there.

19 Or that's been my experience.

20 MR. IPPOLITO: Let me ask you a question:

21 You say you were the QC inspector that measured
22 the weld and all that?

23 THE WITNESS: Yes, sir.

24 MR. IPPOLITO: Is the buttering on that particular
25 pipe, was that according to procedure?

1 THE WITNESS: Yes, sir.

2 And I had an RPS that was signed by ANI; they
3 concurred with it.

4 BY MR. GRIFFIN:

5 Q Do you know how the rest of this same spool was
6 used?

7 A No, I don't. I just know where two pieces of it
8 went.

9 I know one of them went in this CT line, and I know
10 another one went in the line in the yard tunnel.

11 Q Is there any way we can identify them that you can
12 think of?

13 A I can give you the numbers, the package numbers.

14 Q Okay.

15 A And if you'll get the original NCR that I wrote
16 for those package numbers and follow the ITT spool and heat
17 number, and then be sure and watch the CMCs to watch them
18 change that number on you, then you'll find that they're
19 in there.

20 Q Is there any reason to believe that the change of
21 Piece 38 to 48 was anything other than just a typographical
22 error?

23 A Well, I think it was intentional.

24 Q Did anybody ever indicate to you that the change
25 was intentional?

1 A I think because I was told to let it alone, and --

2 Q Who told you this?

3 A Bill Darby told me. He said, let it alone that he
4 had Greg Benepzen, and Greg Benepzen was a supervisor
5 discussing me and that piece of pipe; and if I had anything
6 more to say about that piece of pipe, I was going to be in
7 trouble.

8 Q Were you actually threatened by anybody?

9 A No.

10 I was just warned by Bill.

11 Q Do you think Darby would remember this incident?

12 A I think Darby will, but I doubt that Darby will
13 cooperate with you at all.

14 Q Okay. Let's move on to the --

15 A In fact, I know Ralph, his brother, and Bill, both
16 will remember this incident.

17 MR. IPPOLITO: You know, on that same subject,
18 you have a small sentence here that says, "This incident
19 was not isolated." I mean, you give an example, and then you
20 say: this incident was not isolated.

21 Can you add any more, any other -- obviously, we're
22 trying to identify all that we can here, if they exist?

23 THE WITNESS: Okay. Well, what I meant was this
24 incident of a QC inspector being called down and told to
25

1 change their NCRs and then of engineering taking our NCRs
2 and changing them; it's not an isolated instance.

3 MR. IPPOLITO: Has it happened to you beyond what
4 you've recorded here?

5 THE WITNESS: That's the only one that I have
6 gone down and changed the wording on at all.

7 And I gave them such a hassle that they wouldn't
8 ask me any more; I guess if they wanted to change mine, they'd
9 change them themselves.

10 MR. IPPOLITO: I don't want to put words in your
11- mouth: is the rest just hearsay on your part?

12 THE WITNESS: No, sir. It's for real.

13 I know Ralph Darby was called down -- he was in
14 Review -- and Ralph Darby was called down about the same time
15 that this happened, just before this happened to me.

16 BY MR. GRIFFIN:

17 Q But you heard of that from some other people, did
18 you not?

19 A I heard about this from Ralph, he called me.
20 He was really upset.

21 He had been called down there and they had made him
22 rewrite an NCR 3 times because they didn't want it to say
23 what's actually there.

24 And Ralph was really upset. And they had threatened
25 him.

1 Q Threatened him in which way?

2 A Threatened him with that he could hit the gate; he
3 could either change it or he could hit the gate.

4 And he was really upset.

5 Q Who was he arguing with?

6 A He was arguing with Pinoni and Seavers.

7 Q All right. Let's move on.

8 The next thing in your affidavit is you address a
9 problem on site regarding the upgrading of the code class
10 material; would you tell us about that?

11 A Okay. Well, when I went in to the structural
12 steel fab shop, I had a piece of material that was a Class-2.
13 They wanted to use it in a Class-1 assembly.

14 I said, "You can't, that's Class-2."

15 "Oh, no, that's been upgraded by IM."

16 I said, "IM? What in the world is an IM?"

17 And they said, "Interoffice memo."

18 I started laughing.

19 Because I thought they were pulling my leg, you
20 know; I thought, it's just the guys giving me a hard time.

21 And they said, "No, it really is; there's inter-
22 office memos."

23 And I said, "Well, let's see?"

24 So I go in there. They go in, look through their
25 book, and they find -- and a lot of the interoffice memos are

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1 tacked up on the wall, with numbers, upgrading material.
2 And they stood there till they found that heat number, and
3 it would be upgraded to -- you can use this as a Class-1,
4 you know. And it was signed by an engineer.

5 But upgrading by IM, there's nothing in -- there's
6 no --

7 Q Did the pedigree of this material, did it still
8 identify it as a Class-2 or Class-3? How did the IM change
9 the paper that traveled with the material?

10 A There was nothing that traveled with this material.
11 This was an IM.

12 Q Just a piece of material with a heat number on it?

13 A A piece of material with a heat number and the
14 craftsmen would say, "Oh, that's been upgraded by IM."

15 And you'd go look up the IM, and I would take -- on
16 the bottom of the MIL, where we put how many pieces, what
17 size and what the heat number was -- and I would asterisk
18 that and put up here (indicating) "material upgraded per
19 IM" and then put the IM number.

20 Q Okay.

21 You said earlier, I believe, if I understood you
22 correctly, that the heat numbers indicate heat class material?

23 A That's right.

24 Q So did they change the heat number or did they
25 just say that this heat number is now a different class?

1 A This heat number has now been upgraded.

2 Q Do you know of any procedure or procedures that
3 engineers used that allowed them to do this?

4 A No, sir, and I don't know of any traceability on
5 those IM's, either. I don't know what happens to them.
6 They go in the trash cans.

7 Q Do you know of a central repository where all
8 IMs for upgrading material are kept?

9 A No.

10 Q Do you know where we can go on site and find these
11 IMs used for this purpose?

12 A Yes, sir, you can go to the iron fab shop and
13 tell the foreman or the -- whoever the goldhat is up there--
14 that you want to see the IMs. And they can show them to
15 you.

16 Q And they plainly state that such and such a heat
17 number has been upgraded?

18 A Yes.

19 Q And you know of no procedure in the fab shop that
20 allows that?

21 A Not by IM, no, sir.

22 Q Is there a system at Comanche Peak in the fab shop
23 that allows upgrading?

24 A It can be upgraded by engineers. But the thing,
25 my problem with an IM is it has no traceability; you don't

1 know -- there's nothing you can go back to at some later
2 date that tells you that -- if you pull the MIL on everything,
3 and I had not put the note on there, then you'd say, well,
4 hey, she's used a Class-2 on this container here that calls
5 for a 1 - material.

6 Q Um-huh.

7 A Then you say, why did she do that?

8 I can't tell you why. I can't tell you; but
9 because I put that note down there, "upgraded per IM," --
10 that that's why I did it.

11 So at a later date I don't think you're going to
12 be able to find it as a Class 1 or Class 2.

13 MR. IPPOLITO: You kept saying "fabrication shop" --
14 any fabrication shop?

15 THE WITNESS: Iron fab.

16 MR. IPPOLITO: If I were to go to the iron fab
17 shop and say I want to see your IMs:

18 THE WITNESS: Yes.

19 And in fact, if you go in there -- back into the
20 office -- and look on the walls before you walk out on the
21 shop, there's two doors. Okay. And look on the wall for
22 the IMs tacked up there on the walls. Or they were
23 when I was there.

24 And I tried to find out where the IMs, what
25 happens after; and nobody could tell me.

1 Because I thought an IM was a joke, interoffice
2 memos to upgrade material.

3 Q Okay. In your affidavit here you refer to the
4 stamping of pipe with a number on the plate that incorrectly
5 identifies the type of material. What's your concern about
6 that?

7 A Okay, that was what I told you about earlier,
8 was that --

9 Q About the cutting of pieces and the stamping?

10 A Yes.

11 Q Okay, we've heard that.

12 A I think I got out of sequence on it.

13 Q You also make a statement: I once saw a document
14 that said there are 70,000 IMs that upgraded material for
15 pipe fabrication shop alone.

16 Is this true?

17 A That should be "iron fab shop".

18 Q What kind of document was this?

19 A It was just an IM, which said 70,000.

20 Q Okay. And you took this to mean that there must
21 have been --

22 A Well, I knew that there were at least 70,000 of
23 them.

24 Q But not all IMs have to do with upgrading of
25 material, do they?

1 A As far as I know, they do.

2 Q But IMs are used for other purposes, other than just
3 upgrading materials?

4 A They may do it, but I don't know. The only IMs
5 that I have ever seen were those in the iron fab shop; that
6 was the first I had ever heard of them, the first time I
7 had ever seen them.

8 Q Okay. Well, I think we can run this one down.

9 Okay, now, let's move into the instance that
10 involves in June 1983 in which you were approached by
11 Seaver, Woodard and Blixt; tell us about that?

12 A Well, they came in, it was -- I was working night
13 shift, and they had decided to take my supervision, was
14 Jim Reagan, on nights, -- and they had decided to take our
15 night shift supervisor and put him on days; and put some of
16 the day shift supervisors and rotate them on nights, saying
17 that they were going to find out what went on on nights and
18 what went on on days.

19 So that was the first day that Mr. Reagan was on
20 days, and they had put Dwight Woodard to work that night
21 as our supervisor.

22 And when I got through, well, then Seavers and
23 Blixt -- Seavers told me, "[REDACTED], we have this special project
24 for you." And he said, "We want you to go over, we've got
25 approxiamtely, somewhere, 112 - 142" -- he said 142 at one

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1 point and then he come back and said 112 -- so I really
2 don't know how many there ended up being; but it was a lot.

3 Q A lot of?

4 A Travellers, over in the millwright shop on the
5 stainless steel liner.

6 Q And this is stainless steel liner plates for the
7 spent fuel pool?

8 A Yes.

9 Q Okay.

10 A That we are -- that the inspectors for some reason
11 neglected to sign off on.

12 And I said, "Well, how can I sign them off when I
13 didn't do it?"

14 Q QC Inspectors?

15 A Seavers was the superintendent.

16 Q Okay, but QC inspectors were required to sign off
17 on these hold points?

18 A Yes, the ones that did it. They were required to.

19 Q And they had neglected to?

20 A Yuh, they were not signed off.

21 Q Okay.

22 Q So he said -- I said, "How can I do it?"

23 And he said, "Well, they got a little chit," which
24 was a little piece of paper about like this little piece of
25 paper right here (indicating); white; "and if they'd fit up one

1 and then it was signed by some inspector." Some of them were
2 '78 - '79. Well, '78, that was before I came.

3 But there was one inspector that was on those
4 chits, Larry Wilkerson, and he's still out there. He's
5 left a couple of times to go other places but has come back.

6 So I said, when I saw what they had, I said,
7 "Well, call Larry, because I don't believe that's what this
8 is for."

9 I had anywhere from six to eight hold points
10 to sign off.

11 And over here at the side, it said under the rods
12 being drawn, it said, "fit-1, fit-2, fit-3, fit-4" --

13 Q Six to eight on each of the travellers?

14 A Yes.

15 Q Okay.

16 A And, I said, "this doesn't make sense, because the
17 chit plainly says, fit-1." And I said, "so it can't apply
18 to all the rest of these. It can only apply to fit-up-No. 1."

19 And, in fact, on some of them it didn't even
20 show that they had drawn rods on all the fits; it just showed
21 they had drawn rods on part of them.

22 And he said, "Don't worry about that. We've got
23 to have these in by -- ASME is going to take over the stainless
24 steel liner, but -- non-ASME is going to take over -- but
25 they won't take the paperwork until it's all signed off, what

1 ASME was supposed to do."

2 And they wanted me to sign off all those so they
3 could get them to ASME on Monday morning.

4 And I kept telling, I said, "This could not be
5 what it's for, or it wouldn't specifically state fit-1."

6 Q Okay.

7 They wanted you to sign these things off, put your
8 initials --

9 A My name.

10 Q Your name, and would that also require that you
11 date it?

12 A I dated it the day that I did it, that I signed it
13 off.

14 Q Now, do I understand you're saying you're signing
15 off on a hold point on something that the rest of the record
16 would have indicated it was installed years earlier?

17 A The only thing that indicates it was installed
18 years earlier is that one little piece of paper; that's it.

19 Q The chit indicates it was installed earlier, but
20 when --

21 MR. IPPOLITO: Excuse me.

22 Travellers not dated?

23 THE WITNESS: No, sir.

24 The traveller is dated, but the date that I put on
25 it, that is not the date that the work was done.

1 I kept telling them that the chit was for fit-1,
2 and Billie Catness (phonetic) and I, we got the drawings,
3 and put them up on the wall there in the millwright shop;
4 and went over to it.

5 And what fit-on was where the two pipes were
6 together, and they put a backing strip here; welded it; that
7 was fit 1.

8 But what they did was weld them all out and then
9 took a crane and lifted them and dropped them down into the
10 liner; because once they were in the liner you couldn't
11 get to the back of them and do that weld.

12 Then they went around to the front and they made
13 those welds, down, the corner, the horizontal weld, and
14 all that.

15 That's what I was signing off for!

16 A bunch of welds that I had no documentation
17 telling me had been done. All I had was a chit.

18 And I kept telling them that I couldn't sign it
19 off, not to do it.

20 And so then they got Fred Evans and sent him over
21 there and --

22 BY MR. GRIFFIN:

23 Q Is this another QC inspector?

24 A Another QC inspector.

25 And they said, they told -- I got up there and I

1 left. I went out the back.

2 Anyway, well, I got really upset about it, because
3 I had been haggling and haggling with them -- with Blixt
4 and with Dwight, and told them that this is not what -- that
5 I couldn't sign this stuff off.

6 So I left and went to the QC shack, and then I
7 called a friend of mine. And I told him, I said, "this is
8 not right; I know it's not right. And I told them it's not
9 right."

10 And so, anyway, I went back over there and they
11 had sent Fred Evans over to help me.

12 Oh, what happened then is Dwight and Ted Blixt
13 came in and told me there in the QC shack, said, "█████ this
14 stuff has got to be done by Monday; and you'll stay here and
15 do it if it takes you all three days to do it. You will stay
16 here until it gets done."

17 Then they sent Fred Evans over there to help me
18 do it.

19 And I told Fred then, I said, "Fred, in order to
20 cover our asses -- because this is wrong -- the only thing
21 what I'm going to do is I'm going to askterisk these things,
22 and I'm going to put a note down here that I signed for a
23 chit; and then I gave them a number, the page and the number."
24 Like, I had two -- some of them had two pages, some of them
25 had three.

1 BY MR. GRIFFIN:

2 Q Each traveller was, like, one or two pages?

3 A One or two pages.

4 And then a chit.

5 So what I did was I numbered, like, this was one,
6 page one of three, page two of three, and then I gave the
7 chit a number, three of three.

8 And then I referenced this down here (indicating),
9 that way, so they had to keep that chit on there. Because
10 I was just trying to cover myself.

11 Q Okay.

12 What did the travelers look like when you received
13 them? Were they blank?

14 A No.

15 Q What did they have written on them?

16 A Okay, they had written on them, like this (indicat-
17 ing), and on this side right here (indicating), up here it
18 says, "the liner plate" and everything, up here (indicating)
19 and right in here (indicating) it's the little squares,
20 little lines, kind of like this right here (indicating),
21 and it says the fit, and then the welder's signed out and
22 the rods that he signed out.

23 And then on this side over here, it's the QC hold
24 point. And that's where I signed it.

25 Q Is this a QC checklist type of thing?

1 A Yes.

2 Q Is there any way that you can direct us to where,
3 or can you tell us where these travellers would be now?

4 How can we find these travellers?

5 A They turned them over to the non-ASME filer house.

6 Q And they were for the backing strips in the spent
7 fuel pool?

8 A But what I signed off on was for the front row of
9 everything.

10 Q Okay. Go ahead with your story?

11 A Well, anyway, we signed them off. And later on
12 Fred went over there and told everybody, said, "Well, I got
13 old [REDACTED] she's over there raising hell; I got her busy and
14 we got it done."

15 But he didn't see anything wrong with it, what we
16 were doing. And I don't think he even put the asterisks on
17 there or anything. He thought I was just -- he thought --
18 he said, "they told us to do it, the supervisors told us to
19 do it; and just do what they tell you to do."

20 Q This is what Fred was saying?

21 A Yes.

22 Q In your affidavit you also indicate that you were
23 told to sign these off, but you said you heard talk on site
24 the QC supervisors were threatening to have you fired
25 for signing off?

1 A Yes.

2 Q The supervisors found that you obviously signed
3 something wrong and they were under the belief that it was
4 your responsibility?

5 A I don't see how they could have been, because
6 the same ones that told me to do it were the same ones that
7 were in the meeting.

8 But they were going to let me take the fall.

9 Q Somebody down there was criticizing you, is that
10 right?

11 A Yuh, well, certainly.

12 Q Who were these people that were --

13 A I don't know who all they were. I really don't.
14 I know that they were my supervisors, and I know
15 that except --

16 Q Which supervisor was that?

17 A At that time it was Seavers and Blixt and Woodard.

18 Q Who did they work under?

19 A Gordan Purdy.

20 Q In your affidavit you say the following Monday you
21 heard QC supervisors threatened to have you fired for signing
22 off on hold points.

23 Which QC supervisors are you referring to?

24 A I don't know. That was rumor.

25 Q That was a rumor?

1 A That was just a rumor.

2 Q Well, if it wasn't the people that gave you the
3 directions, who --

4 A It would have had to have been, because they are
5 the only ones who go to those meetings, and they're the
6 only supervisors there are.

7 Q Okay.

8 Now, you said that Reagan intervened for you?
9 Who would he intervene with?

10 A Well, I guess with the -- with whoever it was.

11 Reagan, when he came back on -- they put him back
12 on night shift, and the first thing he did was call me in the
13 office and ask me about it.

14 And I didn't want to tell him what had happened.

15 And he says, "Don't worry," he said, "tell me
16 what happened."

17 He'd been my supervisor for, you know, 2 $\frac{1}{2}$ -3 years.
18 He was a straight guy.

19 So I told him what had happened. And he said,
20 "Well, don't worry about it."

21 But I went to Fred and asked him, "Fred, have you
22 heard anything that they threatened to get rid of you?"

23 And he said, "No. It's no big deal."

24 Q And in your affidavit you say, now the liners are
25 in the plant and there's no way of knowing, short of

1 dismantling the spent fuel pool and finding out if those
2 plates are free of problems.

3 Now, the chits, the travellers that you were
4 looking at, I believe you subsequently decided were not for
5 the liners, themselves, but for the backing strips; is that
6 right?

7 A Right.

8 Q Now, does your concern lie with the liner plate
9 or with the backing strips?

10 A My concern was with the whole, with all the other
11 welds that I signed off, that I didn't see; and as far as I
12 know, nobody else did.

13 Q Now, you're saying when they discovered all this
14 signing off that you had done, had been for something other
15 than what they thought it was --

16 A Um-huh.

17 Q -- did they continue to use these traveller
18 documents -- I mean, the documents containing your sign off?

19 A I think --

20 Q To represent some of these hold points had been
21 inspected or had been examined?

22 A I'm not for sure what they did.

23 What I heard is that they decided that then it had
24 been -- all of it had been NDE'd, it had been penetrant-
25 tested, and it had been vacuum-boxed and passed that; and

1 then it was okay.

2 Q So no NCRs were written, and you don't know what
3 happened to the travellers?

4 A No.

5 And at that point I knew not to pursue it any
6 further.

7 Q The travellers and chits were attached?

8 A I attached the travellers to the chits, myself.

9 Q Who could I go and ask that could tell me where
10 these travellers are now?

11 A I don't know. You might ask the non-ASME side of
12 the house; they are the ones that got them.

13 MR. IPPOLITO: The only reason why it would be
14 difficult to find these particular travellers is because they
15 were transferred from ASME to non-ASME shop; is that correct?
16 But you would be able to track them had they stayed in
17 ASME; right?

18 THE WITNESS: I should think if they got ASME
19 signatures on them, they should be in the vault, is where
20 they should be.

21 That part should be, because their part took off
22 after this.

23 I think what they were doing was the elevators
24 and attachments, was what they were going to do; because
25 non-ASME is seismic; so it's still not BOP.

1 BY MR. GRIFFIN:

2 Q Okay.

3 And there were no weld techs involved in any of
4 the inspections on the liner plate or the backing strips,
5 were there? It was all Q; right?

6 A It was all Q.

7 Q Okay.

8 Now, give me some advice based on your knowledge
9 as an inspector: if I went to somebody on the ASME side
10 now and I asked them to help me locate all travellers for
11 the backing strips to the liner plate in the spent fuel pool,
12 wouldn't they be able to produce those?

13 As a group, wouldn't they be together?

14 A They should be.

15 Q Or would they be in packages that related to each
16 of the plates in the spent fuel pool?

17 A I don't see how it could be in the package for the
18 plate, or you'd have to have two separate file sheets.

19 Q Okay.

20 A Because you're putting two plates together.

21 Q I see, right.

22 A I can tell you this: when you all come on site,
23 what's always happened before, is one, they call us in and
24 told us that we were not to talk to you all; if we were
25 approached by the NRC, we were to tell the NRC that we had

1 an inspection we had to go on, or we had to go to our super-
2 visor and talk to him, and take you to our supervisor.
3 We weren't supposed to talk to you all.

4 And also that when you come on site they know
5 ahead of time when you're coming; they've always known ahead
6 of time.

7 Q This is digressing just a minute, but about 6 or 8
8 months ago, did you hear from your fellow inspectors that
9 the NRC was calling in a lot of QC inspectors and interviewing
10 them about freedom to inspect and were they allowed to
11 report deficiencies?

12 A Yes.

13 Q Did you hear anything about that?

14 A Yes, I did.

15 Q I guess you were not one of the ones that --

16 A No, I've never been called in. Only one time.

17 Q Did you ever talk to any of the people who had been
18 questioned by the NRC?

19 A Yes.

20 Q Some of your fellow inspectors were called in?

21 A I had a good friend that was called in.

22 Most of them, you know, they didn't give you any
23 information; that's what they would always tell; because they
24 would come back and tell the bosses they didn't give you any
25 information.

1 "Well, I don't have any problem here, no problem
2 here." That's what they would say.

3 Q It sounds like, without identifying your friend,
4 that your friend, is it safe to say, had information but he
5 refused to give it?

6 Or did he indicate that he thought they had
7 freedom to inspect?

8 A They indicated they had not given any information
9 no matter what. Because they were afraid.

10 Q Okay.

11 Let's move on to the next one here, it says, about
12 CMCs, commodity modification cards on welds. Tell me about
13 that?

14 A Okay, what I was talking about is they would want,
15 like, you had a 3/16 weld, fillet weld --

16 Q Okay.

17 A -- okay, and they decided through stress analysis
18 or something that it should be a 1/4 inch.

19 Well, all they'd do is they'd just go up there and
20 they'd just put -- tch-tch-tch -- a quarter inch of weld
21 on there, you know? And that's all they did.

22 And unless I misunderstood what was supposed to
23 happen, what's supposed to happen is they're supposed to put
24 a minimum amount of weld on there. You can't just go up there
25 and put a quarter-inch weld on that thing.

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1 You've got to put more than that. You've got to
2 put --

3 Q Did you ever witness anything like this?

4 A Oh, yuh, all the time; because that's what we did
5 all the time.

6 On those walkdowns and those backfits, that's
7 what we were doing, is adding weld like that; the whole time.

8 Q And it's your understanding it's a violation?

9 A The VCD walkdowns, that's what we did.

10 Q What is a VCD walkdown?

11 A Vender Certified Drawing, we'd make walkdowns on
12 the vender certified drawings; we would measure the weld that
13 was on there and the weld that the engineers said they
14 wanted on there; and if it wasn't right, then we'd write it
15 up.

16 And they'd issue an RPS to go out there and put
17 a quarter-inch weld on it.

18 Q The addition of the weld material was done with
19 engineering approval?

20 A Yes.

21 Q Don't the engineers have the authority to request
22 and have this happen within procedure?

23 A Well, the engineers have the authority. I just
24 don't think it was right.

25 Q Well, we'll have to evaluate that.

1 A That's a concern of mine, I didn't think it was
2 right.

3 Q I see your concern.

4 It would help -- could you identify the area or
5 the pipe where they have done this with the CMCs?

6 A Yes, sir.

7 If you go to the stuff that was in the VCD walkdowns,
8 if you will go there and pull the documentation on that,
9 you'll see where what we did, we went in and measured how
10 much weld was there. And we would write it in there, how
11 much weld was there.

12 And then we would go back and they would repair
13 the weld; they'd have an RCS, a repair card to add that
14 quarter-inch weld on there, or whatever, put a half-inch
15 weld on there or 1/16; we would measure it again; and we
16 would write it down.

17 Q And the CMCs were prepared by the engineers
18 specifying this was what was to be done? -- that there was
19 to be additional weld material added?

20 A Yes.

21 Q There are many of these, and if we looked at
22 the -- if we pulled these records, we'd have no trouble finding
23 an example?

24 A Right.

25 Q I'm asking now, are there numerous examples?

1 A There are numerous examples -- I'm trying to think
2 on the CMCs -- I wouldn't worry about the CMCs; I'd get the
3 VCD walkdowns and look at those; because those tell the whole
4 story.

5 When we started out, they called them "red
6 packages". And we started out doing the program that way.

7 And then they said, well, that didn't work out;
8 so they called us back in and they set up another program
9 that they called VCD walkdowns.

10 And that one didn't quite go, so they set up
11 another one; and we did it again.

12 So we started the program over three times.

13 Q Okay.

14 Another issue you raise in here is undocumented
15 weld repairs; would you tell me about that?

16 A Well, I wish I could give you an example, I could
17 give you a number or something.

18 Q Um-huh.

19 Anyway, these repairs were done without QC
20 inspection; craft would just go out and --

21 A Yuh.

22 Q -- dig them out, repair them?

23 A Okay -- it's several times I've been over this
24 today, so I forget where I've been.

25 Q Okay.

*Starts
Allegation
Aq-27*

1 A Okay.

2 This one was an NCR that I wrote, and this was when
3 we were doing the walkdowns, that I had written up a weld
4 for being insufficient.

5 And when I went back up there to look at the weld,
6 well, they had come back in behind me and the weld tech had
7 taken and had craft, just on the back of a piece of paper,
8 and told them to add metal to that weld; and they had no
9 documentation for it, and no ANI sign off on it, or nothing.
10 They just came in there and added metal.

11 Q And who are weld techs?

12 A Well, what they decided to do, because we were
13 finding so many discrepancies, that they were going to take
14 a weld tech and send them ahead of us to identify problems;
15 and then they could turn it in and the craft would go ahead.
16 And that way they didn't have to do paperwork; see?

17 Q But these are Q-systems, Q-materials?

18 A Yuh.

19 Q And yet they're bringing BOP inspectors in to look
20 at what you're inspecting? Ahead of you?

21 A Yuh.

22 Q To --

23 A Look at it ahead of us.

24 Q -- speed it up?

25 A They brought some of them in from craft.

1 Q Who was directing that this be done?

2 A Bob Seavers and Bill Baker.

3 Q What time frame did this occur?

4 A This was in '82 or '83.

5 Q What systems?

6 A All of them.

7 Q This was just a common practice?

8 A It was all of them. They would just get a drawing
9 see, and they would just follow that drawing; and all the
10 hangers that were on there, VRHL, and all the hangers that
11 were on there, that's what they would do.

12 Q So the weld techs were preparing IRs on deficiencies
13 they found?

14 A No. They just wrote little notes.

15 Q Did they put a hold tag?

16 A No.

17 Q Were they applying reject tags?

18 A No.

19 Q They were just pointing out the deficiencies?

20 A Craft would follow them doing what they pointed out.

21 Well, things happened, you know, in a system when
22 you're doing something like that, well, then they started
23 getting the drawings that we had already completed.

24 And so there we had either already bought something
25 off or rejected it, and they had it; and they would go up

1 there -- we'd bought it off; they would reject it; and
2 they'd come back in and weld it; and then they'd call us to
3 come up there and look at the weld.

4 Q Was there any procedure that allowed or created
5 the precedent for them using weld techs to inspect welds in
6 advance of QC?

7 A No, it was just something they decided it'd be a
8 good idea.

9 Q Did the weld techs sign off on the weld sheet?

10 A No.

11 Q It was kind of an informal inspection system?

12 A Yes. (Nodding affirmatively)

13 Q Help me here because I'm not familiar: some of the
14 systems have hold points for the welds that were being
15 performed?

16 A If they hadn't had weld techs doing it, yes.

17 If I had gone up there and rejected the weld, then
18 I would have written an NCR and rejected that weld.

19 Then they would have had an RPS.

20 The way they were doing it, then they didn't have to
21 have an NCR; they didn't have to have an RPS.

22 Q Give me an example: can you remember some system
23 -- you say it was done in general -- but, can you remember a
24 specific system?

25 A Heat exchangers, Unit 1 heat exchangers.

1 Hangers.

2 Q Okay.

3 When?

4 A '82; '81, '82.

5 Q When did this come to an end?

6 A As far as I know, they're still doing it.

7 MR. CARPENTER: Can we take a 3 or 4 minute break?

8 (Recess)

9 MR. GRIFFIN: Okay.

10 BY MR. GRIFFIN:

11 Q As regards undocumented weld repairs, you indicate
12 an instance where you caught craft welding metal on a hanger
13 that had already been bought off.

14 You said you went to Quality Engineering to get an
15 NCR number, and they resisted you; and then you went to another
16 office and finally got the number. Is that right?

17 A Yes.

18 Q It was 7912?

19 A Yes, sir.

20 There was an unattended office in the admin
21 building, and I went there to get the number. They put the
22 numbers on a sheet on the door, and then you just fill it in.

23 So I put the number on my NCR and left it there,
24 and filled in the blanks there with what I had written up.

25 Q Do you know -- well, if this NCR was -- how it was

1 dispositioned?

2 A No.

3 Q You never went back and looked?

4 A I couldn't. I went on days right after that.
5 They put me on days, and so I couldn't check it. It wasn't
6 like at night. At night I could go around and find things
7 out if I wanted to. But on days you couldn't.

8 Q But we could go and look at the NCR log and --
9 under 7912 --

10 A Yes.

11 Q -- and it should be there, and it should be
12 dispositioned by now?

13 A Yes.

14 Q Okay.

15 We may have already covered this, but what time
16 frame were we talking about for this particular incident?

17 A I think we're talking around June of '72.

18 Q '82?

19 A '82, I'm sorry.

20 Q June '82.

21 A I think I can get a copy of that. I was going to
22 do that, --

23 Q We can get a copy of it.

24 A Okay.

25 And find out what happened to it. But I know it

1 really upset them because they had done the work and they
2 didn't have an ANI; and I went and got an ANI. And he came
3 up and I showed it to the ANI man, John Harper. And he came
4 up there and we did verbal battle with them over it.

5 And the guy didn't want to give me the NCR number
6 but, like I said, I went down the hill and got me one anyway.

7 Q Okay.

8 You indicate here another NCR that you wrote in
9 January 27, 1984 in which a weld tech was called in and
10 performed inspections on QC hold points incorrectly?

11 A Yes, sir.

12 According to procedure, if a final NDE on the weld
13 data card has been bought off, then if there is an RCS to be
14 issued, if for some reason the weld failed, an RT, then,
15 you are to -- the RPS is assigned QC hold point.

16 The final NDE had been bought off on the 14th;
17 on the 15th they did an RT on it. It busted. It was not good.

18 So they issued a repair process sheet on the 16th.

19 I have that here somewhere.

20 They issued the RCS on the 16th and they issued
21 it with weld tech hold point.

22 So in order to cover -- to me, in order to cover
23 what they had done, where it should have been QC instead of
24 weld tech, they went to Jack and they told Jack that they
25 wanted him to line through date of the 14th, and put down the

Handwritten notes:
Accepted
AQW-30

1 17th.

2 And Jack said that he didn't want to do that.
3 He didn't think he was supposed to do that.

4 Q And Jack?

5 A Quality control inspector.

6 They wanted to change his inspection date to the
7 17th, which would make what they did okay for procedure.

8 So, now -- I'm jumping around here -- I went to
9 Terry Concini and I showed it to Concini, and I said, Terry,
10 something's wrong here.

11 I said, if Jack forgot to put "late entry" on the
12 bottom of this, then I've got no problem with it.

13 But the way it looks now, I've a bad problem.
14 And I said -- he said, "Oh, don't worry about that. That
15 RT was an information RT and it didn't count."

16 I said, "That doesn't make sense."

17 Well, come to find out, on that AF system, --

18 Q What is "AF"?

19 A Alternate feedwater.

20 We have a directive, I understand, from the NRC
21 that we are to RT the AF and CT systems, I believe.

22 Anyway, it was a legitimate RT and included in the
23 package.

24 I said, that just doesn't make sense to me, that,
25 you know, if it was just an information RT and it still called

1 for repair work that we did it out of procedure.

2 So I talked to Jack. First I went to the super-
3 visor. I went to everybody first. Before I wrote the thing
4 up.

5 And I told Jack, I got Jack, and I told Jack,
6 I said, "Jack, if you forgot to put 'late entry' on here,
7 then that's all I need to make it fly with ANI. But otherwise
8 I've got a problem here."

9 And he said, "No, no, that's not what happened at
10 all." He said, "The craft people brought that package to
11 me and wanted me to change the date from the 14th to the 17th.
12 And I said, I don't think I can do that."

13 And they said, "Yuh, you can; and it's okay; we've
14 already talked to your supervisor and you can do it."

15 So Jack said, "I contacted Terry Concini." He
16 contacted him twice, called him twice, and went up the hill
17 once to see him about it.

18 And Concini told him, "Oh, it's just an information
19 RT, it doesn't count; go ahead and change the date."

20 So Jack did change the date.

21 So with that I went ahead and wrote the thing up.

22 Q An NCR?

23 A Um-huh, an NCR.

24 And then -- that was actually the 24th; I put the
25 27th; but it was the 24th -- on the 27th, there was

1 a meeting. And I was called into the meeting with Bob
2 Seavers, Ted Blixt, Dwight Woodard, Terry Methjeni and
3 Jack Sanford.

4 And before I went into the meeting I went down to
5 Dwight's office to meet with everybody so I could go up there
6 with them.

7 And Terry turned to Dwight and he says, "Oh, by
8 the way, Dwight, we fixed that problem up. Jack just forgot
9 to put 'entered in error on there'".

10 And so, when I got into the meeting and they asked
11 why I had written the NCR, then I started to explain.

12 And Ted Blixt just jumped up and started yelling
13 at me. "How come you to write this NCR and not even talk
14 to the inspector? You didn't have to write this NCR. It
15 wasn't even necessary."

16 And I said, "You just wait -- you just give me
17 30 seconds, sir, I'll explain to you why I wrote the NCR."

18 I said, "I did go to the inspector and I did talk
19 to the inspector."

20 And then I told them just what I just told you.
21 And the inspector was sitting right there.

22 So, they came back with, "Well, we're just going
23 to annul the NCR, because it's all been took care of now."

24 And, "Do you concur with this?"

25 And I said, "Gentlemen, it's up to you", you know.

1 Q Did the NCR have a number?

2 A Yes, sir.

3 Q And it was put into the system; right?

4 A I have a copy of it; yes.

5 Q Okay, will you provide that to us?

6 A Yes, sir.

7 Q Now, if we go back and talk to Jack, is he going to
8 say that it was an error, a typographical error? Is that
9 going to be his story to us?

10 A Yes, sir, because he's been told to say that.

11 Q Are you convinced that he knew that by changing
12 that number that he was making a false entry?

13 A I think Jack was afraid he was; but when you meet
14 Jack, you'll know that Jack's afraid of everybody.

15 And he came to me and he said, he wanted -- "I just
16 want to know one thing, [REDACTED] why did you write me up?"

17 I said, "Jack, I didn't write you up. In fact,
18 I tried to cover up for you."

19 Because they came in the next day, the Level-3
20 was running around hollering "falsification of documentation."
21 And said, "Wait a minute: you and I both know Jack did what
22 he was told to do." I said, "where the mistake was made
23 was with weld engineering. They knew, they had the paper right
24 in front of them, telling them that that final NDE -- they
25 knew it had a QC hold point."

1 So I tried to cover for Jack. I said, "Jack,
2 there's going to be a meeting, a meeting is going to be
3 called."

4 See, I didn't know that he had already done this
5 other stuff -- signed "late entry" on it.

6 I said, "Jack, there's going to be a meeting called."
7 I said, "when it's called, when you go in there, please,
8 tell them the truth. Tell them exactly what happened.
9 Use the names -- everything; but tell the truth!" You know,
10 because I was still trying to protect Jack.

11 And I didn't know that I was the one in trouble.

12 (Laughter)

13 And so, about that time Dwight came up behind me
14 and he's patting me on the shoulder and saying, ~~there's~~ there's
15 going to be a meeting at two o'clock this afternoon, and
16 we want you there. And, Jack, we want you there."

17 And I said, "Oh, boy."

18 So Jack turns around to me again, he says, "Why
19 did you write me up?"

20 I said, "Jack, I didn't write you up."

21 "Everybody says you did."

22 He's just that way.

23 Q Okay.

24 Next your affidavit says, Rusty, a Level-3,
25 approached me about my NCR; was Rusty at the time convinced it

1 was a typographical error, or do you think he knew at that
2 point?

3 A Rusty knew; he knows. Oh, yuh, he knew.

4 Q He knew it was changed?

5 A Yuh, he knew.

6 Q To make it right?

7 A Yuh, he knew it; sure.

8 Q Why was he trying to get you to sign it?

9 A He'd been told to.

10 Q By who?

11 A By Seavers.

12 And he came up to me and says, "You got to sign
13 this concurrence slip."

14 And I said, "Got to?"

15 He said, "Well, no, you don't have to."

16 And I said, "Well, I'm not."

17 And he said, "I didn't think you would."

18 And I said, "I don't want my name on there."

19 And then he took off and went straight into
20 Seaver's office with it. So that was, at that point -- the
21 next day or two, then I was notified that I was on the layoff
22 list ; then I was notified when I objected to that, because
23 of my experience and my level and my certification, then,
24 they came back, then Dwight came back and told me that they
25 were going to put in weld engineering and cut my pay in half.

1 And I just said, "Okay."

2 And I knew then that if I didn't leave that they
3 were going to discredit me in some way.

4 They had done it -- I had three other people,
5 friends of mine, that they did that to.

6 One, they came up and said that they wanted to
7 get rid of him. And Anthony wouldn't leave. So, suddenly
8 they went out into the parking lot out there, and out of all
9 the cars out that that I know had marijuana in them, they
10 found a stub of marijuana in his car.

11 That's just strange to me out of all the parking
12 lot, and I know the guys that go out there and light-up as
13 soon as they get there -- and Anthony's the one they got.

14 They did the same thing with Alan Adkins. They got
15 him, too.

16 He was writing an NCR and I told him, I said,
17 "Alan, don't write that NCR; I wrote it and as a result of
18 writing it I ended up with -- I lost my lead position because
19 of it. And in order to protect myself, I had to go nights,
20 to get away."

21 And he said, "Oh, I'll be careful about my
22 wording."

23 I said, "Alan, I was very careful."

24 Well, in a few days they came and got Alan on
25 falsification of documentation. And there it is. Alan's

1 working on a chicken farm. Two weeks ago he cut his finger
2 off. An A-inspector, with about eight years experience,
3 and he's working on a chicken farm! It's the only job he
4 can get.

5 Q And you believe this was because he was doing his
6 job?

7 A Yuh. Because he wrote NCRs on stuff -- it's
8 all right to write NCRs on minimum weld and it's okay to
9 write NCRs on arc strikes.

10 But don't write them on anything important.
11 Anything that's really important, anything that's going to
12 hold them up.

13 And then, of course, Chuck Adkins -- we all know
14 the story of Chuck.

15 Q Anyway, after that, various events occurred in
16 which they complained about you being out of your work area,
17 and you eventually gave two weeks notice?

18 A That was after I gave two weeks notice, they came
19 in and said I had been -- it had been reported that I was
20 out of my work area, and that I didn't feel like I could
21 stay in my area, that I could just go.

22 Q Okay.

23 The events you've identified that we've just been
24 talking about, is this what you have filed as your basis for
25 your ~~██████████~~

1 A Yes.

2 Q Okay.

3 MR. CARPENTER: Partially, not all of those.

4 THE WITNESS: Well, yes, not all of it.

5 BY MR. GRIFFIN:

6 Q Well, I'm talking about this last incident?

7 Did that lead up to your leaving?

8 A Yes.

9 Q You make a general observation in here that you
10 believe QA lacks independence, and that there is pressure
11 from the craft side on QC inspectors?

12 A Yes.

13 Q You said that last year you were called to inspect
14 a pipe hanger and that you saw another hanger?

15 A Yes.

16 Q And they told you not to look at that hanger?

17 A Yes.

18 Q Who was the goldhat, do you remember?

19 A No. I want to say it was Slim, but I know it
20 wasn't Slim. I've always thought of him as Slim, but that's
21 not his name. He's a tall, skinny, old, fellow.

22 It's just a thing. I'm not the only one that it's
23 happened to. I think it's happened to just about every
24 inspector out there, that if you call in and you see something
25 else, you're told -- I know it's happened to Alan, because

Start of
Allegation
/ A.Q. 6

1 we talked about it a couple of weeks ago before he had a
2 finger cut off -- about being called out and seeing something
3 else, and going to identify it; and being told to leave it
4 alone; that that wasn't what you were called for.

5 Q And up until the point you left your employment
6 with Brown & Root did you still have the authority to write
7 NCRs?

8 A Yes.

9 Q You could get the number, you could report it?

10 A Yes.

11 They had me in document review during the last;
12 but I still wrote NCRs.

13 Q Tell me about the letter that you and other QC
14 people were attempting to draft in January?

15 A I can give you -- I can show it to you.

16 Q Okay. Will you give us a copy of that, too?

17 A Yes.

18 Q Okay.

19 Did you eventually send it to Brown & Root?

20 A Yes, sir.

21 Q Did you ever receive any reply?

22 A No, sir.

23 I gave a copy of it to Gordon Purdy and a copy to
24 Eastern Office.

25 Q Is this after you left or before you left?

1 A Just before I left.

2 I tried to get with Mr. Purdy, it was on a Tuesday,
3 yuh, it was Tuesday before I left that I was given the
4 ultimatum.

5 And I tried to talk to Mr. Purdy and tell him what
6 had happened; because I didn't think that that was right.

7 And finally, when they had me go down to see
8 Bob Scott, and I was supposed to sign some papers for TUCO;
9 and I gave him a copy of the letter, and because of what I
10 wrote on the papers for TUCO then they got really upset.
11 So they went and somehow they got involved with Purdy.

12 And he came up to the office and got me and he said
13 he wanted to see me about a letter I had -- something -- and
14 I said, "I've been leaving messages all week that I wanted
15 to talk to you."

16 And he said, "Well, I know you have, but I been
17 so busy."

18 And I went in and I told him then about what
19 had happened. And I said, "I don't think that that is the
20 way to treat somebody." I said, "I been here almost five
21 years. I have no reprimands in my record. I am fully
22 certified. I'm even certified on the non-ASME side of the
23 house. And I have two letters of recommendation in my file
24 from Brown & Root supervisors. And I don't think that was
25 any way to do me."

1 led up to your termination, not your termination, but your
2 quitting?

3 A Not physically. Like I stated before, my fear
4 was that they would discredit me in some way.

5 Q Your reputation?

6 A Ruin my reputation.

7 Q Affect your future job opportunities?

8 A Yes.

9 Q You say in your affidavit in the second week of
10 January 1984, Purdy called a meeting in which he told the
11 inspectors not to talk to the GAP representatives that
12 were in the parking lot?

13 A Yes.

14 Q Did you attend this meeting?

15 A Yes.

16 Q Now, you said, again, that you did not exactly hear
17 Purdy say this; but you heard from others that Purdy had
18 said that people who talked to GAP would be fired?

19 A That's what I heard from others.

20 Q Is there anybody you can direct me to, or tell me
21 the name of, who actually heard Purdy say QA-QC people would
22 be fired if they talked to GAP personnel?

23 A I can't.

24 Q Or was it just the general --

25 A It was just the general talk, like.

1 Q When you attended this meeting, did you hear most
2 of what Purdy was saying?

3 A No.

4 Q Was it, like, too big an area?

5 A We were outside, it was freezing; the wind was
6 blowing 90-to-nothing; and he was trying to shout so every-
7 body could hear; because we couldn't get the conference
8 room for all the QC people to get into.

9 And I was standing there in the back and most of
10 us were just huddling around trying to stay warm. We were
11 freezing.

12 Q If I asked Mr. Purdy -- this is your opinion, now, --
13 if I asked Mr. Purdy if he said he'd fire people for talking
14 to GAP representatives, what do you think he'd say?

15 A Well, I would think he'd say no.

16 Q Are you convinced that he threatened to terminate
17 anyone who talked to GAP representatives?

18 A Oh, like I said, I didn't hear it.

19 MR. GRIFFIN: Okay, as far as I can see, that
20 covers the specific concerns you have. I know you're going
21 to have to wait out [REDACTED] and everything, and
22 it will probably be very necessary for the NRC representatives
23 who handle your various concerns -- you know, there's too
24 many of them and various experts will need to address these
25 various concerns; people that we have in the NRC, to look into

1 these areas.

2 And there may come a time when further questions
3 will need to be asked. May we contact you and ask you these
4 questions? -- to get more specifics, or ask other questions,
5 like over the phone, or something like that?

6 THE WITNESS: How will I know it's you?

7 MR. GRIFFIN: Well, probably the best way is to
8 ask -- is to ask anybody that calls and identifies themselves
9 as NRC representatives -- the best thing to do is just to
10 call back collect.

11 THE WITNESS: Okay.

12 MR. GRIFFIN: You know, that's the simplest way I've
13 always found whenever I want to make sure I'm talking to
14 whoever they say.

15 But we probably will need to do follow-ups. And
16 you can ask them. You know me, now, Brooks Griffin,
17 Mr. Ippolito, and you can ask them; anyway, satisfy yourself.

18 THE WITNESS: All right.

19 MR. CARPENTER: Be sure to call us if you have any
20 questions.

21 MR. GRIFFIN: But we really need an opportunity to
22 ask follow-up questions. I have no reason to believe that
23 we have asked you every single question today that we probalby
24 need to ask you.

25 THE WITNESS: Well, I know that there's things that

1 I thought about later that I should have said something
2 about and wrote down, but then I didn't bring them, so...

3 (Laughter)

4 MR. GRIFFIN: Okay.

5 Well, if you have additional information,
6 documents, or anything like that you would like for us to have
7 a look at, you might include them with these things you all
8 have already have committed to giving to us; and maybe a
9 written explanation or something like that. Because that's
10 our job, is to inspect these plants, investigate trouble.

11 THE WITNESS: There is one I wanted to talk to you
12 about.

13 Now, I don't want to use this man's name, because
14 I know he does not want to become involved any more. He was
15 terminated out there.

16 He was one of our supervisors. He was also one of
17 our trainers in charge of training.

18 And his advice to me when I went to him -- his wife's
19 a friend of mine -- was to stay totally out of it; because,
20 he said, it's too dangerous.

21 But what got him terminated is when they brought
22 the bunch up from South Texas, when South Texas went under.
23 And they brought all those people out from South Texas.

24 They brought -- of course, they got rid of our
25 people, you know, the people that were there; they got rid of.

South Allegation
AQ-24

1 And, George said that he got -- just as a matter
2 of his being training director, he needed information on
3 these people. So he went to the computer and got on the
4 terminal and started getting information on the background
5 on these people.

6 And when he saw what it was, he went to -- he
7 went to Tolson and them, and he said, "Look," he said,
8 -- not just Tolson, but Frankum -- and he said, "Look, you
9 better check on these people. The education they're telling
10 you they have, they don't have. All they have is a
11 symposium or something or some document they sent off for."

12 MR. GRIFFIN: QC inspectors he didn't believe
13 were qualified to hold the positions they were being --

14 THE WITNESS: These were Level-3's and stuff.

15 MR. GRIFFIN: Okay.

16 THE WITNESS: That they brought in.

17 And this is what he said.

18 So after he did that he said, "All I'm telling you
19 is before they shut that terminal to South Texas down,
20 you better get on there and get this information; because
21 these people are coming up here with documentation that
22 -- I mean, they've got the little squares on the wall, like,
23 I've got a bunch of squares, too; and it looks good on the
24 wall; but it's not worth tiddleywinks, you know."

25 And --

1 MR. GRIFFIN: But as these people came on site,
2 did they not have to take tests?

3 THE WITNESS: They were corporate level-3's.
4 They just trained, got training.

5 MR. GRIFFIN: Do you know the names of any of these
6 guys?

7 THE WITNESS: Well, I do, but right now -- they're
8 still there, level-3's.

9 MR. IPPOLITO: You say they were all in training
10 at one time?

11 THE WITNESS: They were in training, trained them
12 as inspectors.

13 MR. IPPOLITO: They trained them as inspectors?

14 THE WITNESS: Yes, sir.

15 And also when they gave the level-3 test to a
16 bunch of people out there that were level-2 inspectors,
17 what I was told -- and I was told this by one of the
18 lead men, and he was mad because they didn't include him
19 and let him take the level-3 test -- that they gave them the
20 test right here and the answer sheet right there (indicating)

21 MR. IPPOLITO: But he was not one of the ones
22 taking the test?

23 THE WITNESS: No. But he was angry because he had
24 been there for so long and they didn't include him and let
25 him take the level-3 test.

1 But I think the stuff about the guys' certification,
2 that would be easy enough for you all to check.

3 MR. GRIFFIN: Okay.

4 [REDACTED] have I or any other NRC representative here
5 threatened you in any manner or offered you any reward
6 in return for this statement?

7 THE WITNESS: No.

8 MR. GRIFFIN: Have you given this statement freely
9 and voluntarily?

10 THE WITNESS: Yes.

11 MR. GRIFFIN: Is there anything further that you
12 would like to add for the record?

13 THE WITNESS: I think not.

14 MR. GRIFFIN: Tom, is there anything that you
15 would like to add?

16 MR. CARPENTER: No, other than if [REDACTED]
17 remembers other concerns -- in other words, we don't
18 necessarily believe this is comprehensive; that she might
19 remember in the future items; and will bring them forward then.

20 MR. GRIFFIN: Sure. The NRC is always there and
21 that's our business to receive and review and inspect and
22 identify problems in this area. Somebody can direct us to
23 problems, then that makes our job easier.

24 THE WITNESS: I used to keep a log of everything, but
25 they said it was illegal for us to have them; and so I threw

1 them away. I got scared. Junked them; put a bunch of iron
2 on top of them.

3 MR. GRIFFIN: That's all. Thank you.

4 (Whereupon, at 5:20 p.m., Friday, April 6, 1984,
5 the interview was concluded.)

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

5 In the matter of: COMANCHE PEAK, CONFIDENTIAL INTERVIEW


6 Date of Proceeding: Friday, April 6, 1984

7 Place of Proceeding: Cleburne, Texas

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

10
11 James R. Burns, Jr.

12 Official Reporter - Typed

13
14 
15 Official Reporter - Signature

CONFIDENTIALITY AGREEMENT

I have information that I wish to provide in confidence to the U. S. Nuclear Regulatory Commission (NRC). I request an express pledge of confidentiality as a condition of providing this information to the NRC. I will not provide this information voluntarily to the NRC without such confidentiality being extended to me.

It is my understanding, consistent with its legal obligations, the NRC, by agreeing to this confidentiality, will adhere to the following conditions:



- (1) The NRC will not identify me by name or personal identifier in any NRC initiated document, conversation, or communication released to the public which relates directly to the information provided by me. I understand the term "public release" to encompass any distribution outside of the NRC with the exception of other public agencies which may require this information in furtherance of their responsibilities under law or public trust.
- (2) The NRC will disclose my identity within the NRC only to the extent required for the conduct of NRC related activities.
- (3) During the course of the inquiry or investigation the NRC will also make every effort consistent with the investigative needs of the Commission to avoid actions which would clearly be expected to result in the disclosure of my identity to persons subsequently contacted by the NRC. AT a later stage I understand that even though the NRC will make every reasonable effort to protect my identity, my identification could be compelled by orders or subpoenas issued by courts of law, hearing boards, or similar legal entities. In such cases, the basis for granting this promise of confidentiality and any other relevant facts will be communicated to the authority ordering the disclosure in an effort to maintain my confidentiality. If this effort proves unsuccessful, a representative of the NRC will attempt to inform me of any such action before disclosing my identity.

I also understand that the NRC will consider me to have waived my right to confidentiality if I take any action that may be reasonably expected to disclose my identity. I further understand that the NRC will consider me to have waived my rights to confidentiality if I provide (or have previously provided) information to any other party that contradicts the information that I provided to the NRC or if circumstances indicate that I am intentionally providing false information to the NRC.

Other Conditions: (if any) AS STATED UPON THE RECORD BY MYSELF ON APRIL 6, '84 - Tom Caputo / G.A.P.

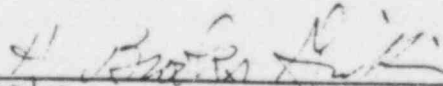
I have read and fully understand the contents of this agreement. I agree with its provisions.

4-6-84
Date


Signature of  Information
Typed or Printed Name and Address

Agreed to on behalf of the US Nuclear Regulatory Commission

4-6-84
Date


Signature
Typed or Printed Name and Title