

November 7, 2003

Surendra Gupta, Ph.D., President
American Radiolabeled Chemicals
101 ARC Drive
St. Louis, MO 63146

SUBJECT: NRC OFFICE OF INVESTIGATIONS REPORT NO. 3-2002-016

Dear Dr. Gupta:

This letter refers to an investigation conducted by the U.S. Nuclear Regulatory Commission (NRC), Office of Investigations (OI) to determine if a health physics technician was discriminated against by being reassigned to another position, for raising safety issues. Based on the evidence developed during the investigation, we did not substantiate the issue. The synopsis from the OI report of investigation is enclosed.

If you have any questions or comments regarding this matter, please contact James Heller or Andrea Kock of the NRC Region III staff at telephone number (630) 829-9500.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter, its enclosure, and your response, if any, will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room).

You should note that final NRC documents, including the final OI report, may be made available to the public under the Freedom of Information Act (FOIA) subject to redaction of information pursuant to the FOIA. Requests under the FOIA should be made in accordance with 10 CFR 9.23, Request for Records. The instructions for making a request for information under the FOIA are accessible at <http://www.gov/reading-rm/foia/foia-request.html>.

Sincerely,

/RA/ Kenneth O'Brien for

Marc L. Dapas, Director
Division of Nuclear Materials Safety

Enclosure: OI Synopsis

cc w/enclosure: AMS File No. RIII-2002-A-0121

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**For permission to release OI synopsis.

SYNOPSIS

This investigation was initiated on July 22, 2002, by the U.S. Nuclear Regulatory Commission, Office of Investigations, Region III, to determine if a Health Physics Technician at American Radiolabeled Chemicals, Inc. (ARC), was discriminated against for raising safety concerns to the NRC.

Based upon the evidence developed, this investigation did not substantiate that an Health Physics Technician at ARC was discriminated against for raising safety concerns to the NRC.