

EXHIBIT 5

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Act, exemptions b1
FOIA- 2004-0191

B/17

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Allegation No.: RI-2002-A-0113
Site/Facility: Salem & Hope Creek
ARB Date: 1/8/2003

Branch Chief (AOC): Meyer
Acknowledged: Yes
Confidentiality Granted: No

Issue discussed: The allegor was originally concerned with [redacted] ability to perform duties in accordance with the Transient Assessment Response Plan (TARP) team formation procedure. When contacted by OI [redacted] chose not be interviewed and stated that [redacted] would try to resolve [redacted] concerns within the PSEG corrective action process. The NRC issued a conditional closeout letter to the allegor stating that the NRC will consider this allegation closed unless [redacted] contacts us within 30 days of the date of the letter. [redacted] did contact NRC in a November 20, 2002, letter and stated that [redacted] wanted the NRC to keep the issue open.

In a telephone call and subsequent letter dated 12/20/02, the allegor wants the NRC to pursue [redacted] H&I claim and wants to address the TARP issue.

Allegor contacted prior to referral to licensee (if applicable)? Yes

ALLEGATION REVIEW BOARD DECISIONS

Attendees: Chair - Rogge Branch Chief (AOC) - Barber (Actg BC) SAC - Vito
OI Rep. - Monroe, Rzepka RI Counsel - Fewell Others - Meyer, Frechette, Caron, Lanning

DISPOSITION ACTIONS: (List actions for processing and closure. Note responsible person(s), form of action closure document(s), and estimated completion dates.)

- 1) Determine if a prima facie case has been demonstrated to pursue investigating the allegor's H&I complaint.

Responsible Person: Fewell
Closure Documentation: _____

ECD: _____
Completed: 1/8/03

- 2) OI to open investigation on H&I (1-2003-010)

Responsible Person: Wilson
Closure Documentation: _____

ECD: TBD
Completed: _____

- 3) Status letter to allegor informing [redacted] that OI will open a case on H&I and asking for more information about the TARP procedure issue.

Responsible Person: SAC
Closure Documentation: _____

ECD: 1/30/03
Completed: _____

SAFETY SIGNIFICANCE ASSESSMENT: Potential H&I. The risk significance of this concern appears low since the allegor's concern involves [redacted] ability to function as an effective member of a TARP team. [redacted] contention is that the procedure is inadequate because it does not list specific training and/or experience requirements, and if the procedure did list these requirements, then [redacted] believes that [redacted] not meet them (a subjective judgement).

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ARB MINUTES ARE REVIEWED AND APPROVED AT THE ARB