

# EXHIBIT 6

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FOIA- 2004-0191

Case No. 1-2003-010

ML052440

Exhibit 6

B/8

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

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OFFICE OF INVESTIGATIONS

INTERVIEW

-----x  
IN THE MATTER OF: : Case No.  
INTERVIEW OF [REDACTED] : 1-2003-010  
(CLOSED) *nc*  
-----x

Wednesday, February 5, 2003

Hilton Hotel  
Conference Room  
Wilmington, Delaware

The above-entitled interview was conducted  
at 6:26 p.m.

BEFORE:

Special Agent Kristin Monroe

ALSO PRESENT:

Special Agent Bill Davis

*nc portions*  
**1-2003-010**

EXHIBIT 6

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P-R-O-C-E-E-D-I-N-G-S

p.m.

SPECIAL AGENT MONROE: On the record. Today is Wednesday, February 5, 2003. The time is 6:26 p.m. My name is Kristin Monroe. I'm a Special Agent with the NRC Office of Investigations in King of Prussia, Pennsylvania. Also present is Bill Davis, a Special Agent from the same office. We are interviewing [REDACTED] who is employed by Public Service Electric and Gas Company in the Hope Creek Nuclear Generating Station in Hancock's Bridge, New Jersey.

[REDACTED] came into the room at 5:30 p.m. For the last approximately 55 minutes or so, we have been explaining to [REDACTED] the process on what is required to go out and investigate an allegation of discrimination in that it's necessary for us to disclose [REDACTED] identity. [REDACTED] was looking for some assurances that we could indicate to [REDACTED] that [REDACTED] had a compelling story or that it looked like there was some substance to it.

Both Bill and I indicated that we were unable to do that. We don't have the authority to do that. [REDACTED] you do understand that's the process. We're not going to come back to you and sit down and

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nc portions

1 tell you that you have a compelling story. Do you  
2 understand that?

3 [REDACTED]: Yes.

4 SPECIAL AGENT MONROE: We went over the  
5 NRC advisement on identity protection. You signed it  
6 and initialed the specific bullets on the form. The  
7 interview will be conducted under oath. Do you have  
8 any objection to being interviewed under oath?

9 [REDACTED]: No.

10 SPECIAL AGENT MONROE: Would you raise  
11 your right hand?

12 WHEREUPON,

13 [REDACTED]  
14 was called as a witness and, having been first duly  
15 sworn, was examined and testified as follows:

16 SPECIAL AGENT MONROE: Could you please  
17 state your full name and spell your last?

18 [REDACTED]

19 SPECIAL AGENT MONROE: What is your date  
20 and place of birth?

21 [REDACTED] The place is [REDACTED]

22 [REDACTED] on [REDACTED]

23 SPECIAL AGENT MONROE: What is your social  
24 security number?

25 [REDACTED] It is [REDACTED]

*nc portions*

1 SPECIAL AGENT MONROE: What is your  
2 current home mailing address?

3 [REDACTED] It is [REDACTED]  
4 [REDACTED]

5 SPECIAL AGENT MONROE: [REDACTED] was  
6 on your driver's license. Is that just the  
7 development?

8 [REDACTED]: Yes, it's the name of the  
9 development.

10 SPECIAL AGENT MONROE: And your zip code.

11 [REDACTED]: It's [REDACTED]

12 SPECIAL AGENT MONROE: What is your home  
13 telephone number, [REDACTED]

14 [REDACTED] It's [REDACTED]

15 SPECIAL AGENT DAVIS: That's a long hike  
16 to the plant from [REDACTED] Isn't it?

17 [REDACTED] Yes.

18 SPECIAL AGENT MONROE: About how long is  
19 it?

20 [REDACTED]: About [REDACTED]. If there  
21 is traffic, it could be worse.

22 SPECIAL AGENT MONROE: You are employed by  
23 PSE&G.

24 [REDACTED] Yes I am.

25 SPECIAL AGENT MONROE: What is your title,

1

2

[REDACTED] Senior Engineer.

3

4

SPECIAL AGENT MONROE: What particular department or function does that fall under?

5

[REDACTED]: Under Reliability Programs.

6

7

SPECIAL AGENT MONROE: Is that in a particular department or division?

8

[REDACTED] That is a department.

9

10

SPECIAL AGENT MONROE: How long have you been employed by PSE&G?

11

[REDACTED] Twelve years.

12

13

SPECIAL AGENT MONROE: How long have you been a Senior Engineer?

14

[REDACTED] Six years.

15

16

SPECIAL AGENT MONROE: Who do you report to directly? Who is your immediate supervisor?

17

18

[REDACTED]  
SPECIAL AGENT MONROE: What is [REDACTED] title?

19

20

[REDACTED]  
SPECIAL AGENT MONROE: [REDACTED] reports to

21

who?

22

[REDACTED] reports to Steve Rabinsky.

23

24

25

SPECIAL AGENT MONROE: At the time of the events that we are talking about, July and August timeframe, was [REDACTED] still reporting to Steve Rabinsky?

1  
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[REDACTED]: No, it was [REDACTED]

SPECIAL AGENT MONROE: Where is [REDACTED] now?  
What is [REDACTED] doing now?

[REDACTED]: [REDACTED] was demoted.

SPECIAL AGENT MONROE: Was [REDACTED] demoted as  
a result of any of the issues we're talking about this  
evening?

[REDACTED]: I don't know.

SPECIAL AGENT MONROE: What is your  
educational background?

[REDACTED]: I have a Bachelor of Science  
Degree in Mechanical Engineering.

SPECIAL AGENT MONROE: From what school?

[REDACTED]

SPECIAL AGENT MONROE: Is that in the city  
or is that in the burbs?

[REDACTED]: It's both. There are three  
campuses.

SPECIAL AGENT MONROE: Where did you go?

[REDACTED]: I went to the campus in  
[REDACTED] and the campus in --

SPECIAL AGENT MONROE: You don't have much  
of a [REDACTED] accent. Have you been here too long?

[REDACTED]: I guess so. *ne portions*


1 SPECIAL AGENT MONROE: Any graduate  
2 degrees?

3  No.

4 SPECIAL AGENT MONROE: Any military  
5 service?

6  No.

7 SPECIAL AGENT MONROE: Briefly describe  
8 what your function is as Senior Engineer. What kinds  
9 of programs do you work on?

10  I'm the maintenance rule  
11 program manager, so I'm responsible for the  
12 implementation of 10 CFR 50.65. I run the expert  
13 panel, and I run the computer software to generate  
14 trend data for performance within the maintenance  
15 rule. I produce the ROP data for the corner stone  
16 safety systems. Again, this is all just data  
17 acquisition for safety system performance. I do  
18 outages and some other miscellaneous tasks.

19 SPECIAL AGENT MONROE: That's quite a bit  
20 on your plate.

21 SPECIAL AGENT DAVIS: Can you just explain  
22 a couple of terms? Maintenance rule.

23  That's 10 CFR 50.65.

24 SPECIAL AGENT DAVIS: And the expert  
25 panel?

*re portions*



1                   ( [REDACTED] ) The expert panel is just a  
2 panel that helps us implement the rule. It's experts  
3 in maintenance, PSA, and engineering. I'm the  
4 chairman for that panel.

5                   SPECIAL AGENT DAVIS: What is ROP data?

6                   ( [REDACTED] ): Reactor Oversight Process.

7                   SPECIAL AGENT MONROE: We're going to talk  
8 about something called the Transient Assessment  
9 Response Plan, TARP. What is the TARP?

10                  ( [REDACTED] ) The TARP is a first response  
11 team that's active zero to eight hours after plant  
12 transient. Because they are a first responder, they  
13 disappear after eight hours. They become a forced  
14 outage team, a root cause team, or an emergency plan  
15 team.

16                  SPECIAL AGENT MONROE: Is that something  
17 where you have to be on a beeper?

18                  ( [REDACTED] ): Yes. There's all kinds of  
19 procedurals requirements for duty and response time.  
20 It's very similar to the emergency plan. At least  
21 procedurally, they are supposed to be links to the  
22 emergency plan. None of this, by the way, I knew  
23 about when I was assigned to it. This is all part of  
24 my learning about my --

25                  SPECIAL AGENT MONROE: Let's start out on

1 the week of July 1. You were informed via E-mail that  
2 you were placed on the Transient Response Plan call  
3 out list for D Tarp weeks. Let me back up. Are you  
4 paid more to be put on this team? Do you get a bonus  
5 incentive or anything?

6 [REDACTED] No.

7 SPECIAL AGENT MONROE: Walk me through how  
8 you got on the team. Elaborate on the first issues  
9 that arose.

10 [REDACTED] I don't know how. I got an  
11 E-mail saying I'm on D Tarp, and D Tarp was active  
12 that week.

13 SPECIAL AGENT DAVIS: Who sent the E-mail?

14 [REDACTED] I don't recall. I think John  
15 O'Connors. I'm not sure.

16 SPECIAL AGENT DAVIS: Who is John  
17 O'Connors?

18 [REDACTED] He's the chief engineer. I  
19 don't report to him. I don't interact with him. This  
20 is just from memory.

21 SPECIAL AGENT DAVIS: Who runs the TARP?

22 [REDACTED] I don't know.

23 SPECIAL AGENT DAVIS: What is D Tarp?

24 [REDACTED] It's a 24 hour call every  
25 fourth week. And I was the engineering rep. I became

1 the engineering representative for D Tarp.

2 SPECIAL AGENT MONROE: Were you asked to  
3 do this or were you just put on the list?

4 [REDACTED] I was just put on.

5 SPECIAL AGENT MONROE: Did you volunteer?

6 [REDACTED] No.

7 SPECIAL AGENT MONROE: Go ahead. What  
8 happened then? Walk us through that.

9 [REDACTED] The first thing I did was to  
10 read the procedure.

11 SPECIAL AGENT MONROE: Did you bring that  
12 with you tonight?

13 [REDACTED] Yes. So I read the procedure  
14 on TARP. I felt I wasn't qualified because I had no  
15 emergency plan qualifications or event guide  
16 classification training. If you go through the  
17 procedure like I did, it's heavily weighted toward the  
18 E plan.

19 In fact, the TARP team becomes the E plan  
20 under certain circumstances. If you enter an  
21 emergency classification, you are superseded by the  
22 emergency plan. These are first responders. They  
23 analyze the plant status, confer with operations, and  
24 they make sure that we're in the proper  
25 classification.

nc portions

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1 So in other words, they should be saying  
2 we're not in an emergency which I have no background,  
3 no idea how event classifications are made. But the  
4 TARP team does that. They help make sure we haven't  
5 entered an emergency classification.

6 SPECIAL AGENT MONROE: Let me back up.  
7 Would there be a specific member on the TARP team that  
8 would make that evaluation? You are on there in an  
9 engineering capacity.

10 [REDACTED] Yes.

11 SPECIAL AGENT MONROE: In an engineering  
12 capacity, would you be expected to make that  
13 assessment?

14 [REDACTED] The procedure says TARP team.  
15 Engineering is a significant TARP member. When I  
16 looked at the D Tarp team, out of the main responders,  
17 the only people I could find qualified was on the op  
18 staff. So there were 24 named individuals. I did a  
19 quick review of the E plan and could only find two  
20 individuals that actually were qualified for the  
21 emergency plan out of 24. Engineering, I personally  
22 felt, was a key player in a transient and should be  
23 qualified for the things the procedure wants the team  
24 to do.

25 SPECIAL AGENT MONROE: I haven't had the

1 time to look at the procedure. There's a breakdown.  
2 The procedure lists the team members. Does it have a  
3 specific function for what the engineering  
4 responsibility would be? Does it outline what you do  
5 as an engineer?

6 [REDACTED] That I don't recall. I did  
7 word searches on team, for example, like TARP team.  
8 Here's a good example.

9 SPECIAL AGENT MONROE: For the record,  
10 we're looking six of 32.

11 [REDACTED] Right. TARP team members  
12 review all after the fact ECG which is Event  
13 Classification Guide to ensure the station is not in  
14 an emergency situation as well as the circumstances  
15 concerning why after the fact classifications were  
16 made. EP TARP team members -- This is specific to the  
17 EP TARP team members. Then D, there were only two  
18 identified people. They were really part of the op  
19 staff.

20 SPECIAL AGENT MONROE: Are you part of the  
21 op staff?

22 [REDACTED] I am not.

23 SPECIAL AGENT MONROE: Okay.

24 [REDACTED] If you go through, I tried to  
25 highlight what the TARP team does. Again, the review

1 of a TARP team should review all after the fact ECG  
2 classifications.

3 SPECIAL AGENT MONROE: Right. You are  
4 saying "TARP team," but there could be something in  
5 this procedure that designates a specific member of  
6 the team to do that. Is that right?

7 [REDACTED] Yes, I guess that could be,  
8 but again, with only two out of 24 members. And  
9 again, these were just concerns I was raising. I was  
10 concerned about my qualifications to do what the  
11 procedure wanted me to do.

12 SPECIAL AGENT DAVIS: Who did you raise  
13 those concerns with?

14 [REDACTED]: To my supervisor [REDACTED]  
15 [REDACTED] Basically, [REDACTED] reply was don't worry about  
16 it. You come in any make some calls. You get some  
17 P&IDs. You can do it. I asked [REDACTED] if [REDACTED] read the  
18 procedure because I felt based on that response that  
19 [REDACTED] didn't read the procedure.

20 [REDACTED] didn't have the procedure in [REDACTED] hand.  
21 I did. [REDACTED] said he did. [REDACTED] said don't worry about it.  
22 You are good. I have my qualifications here to show  
23 you I have no qualifications in the event  
24 classification or the E plan. [REDACTED] said I'm saying you  
25 are okay to do it. I said I didn't feel that I was.

1           So therefore I escalated it up my chain of  
2           command because we couldn't agree on what should be  
3           done here. Again, I felt they could have sent me to  
4           emergency plan training. It was not a big issue I  
5           felt. But [REDACTED] didn't want to hear about it.

6           SPECIAL AGENT DAVIS: Is it possible they  
7           could have put you on a team and then sent you to the  
8           training?

9           [REDACTED] I don't know. There was no  
10          interest in sending me to emergency plan training.

11          SPECIAL AGENT MONROE: Did you ask to go?


12          [REDACTED] I said I wasn't qualified for  
13          X and Y. There were other issues beyond that. They  
14          just weren't too interested in providing or allowing  
15          me time to get the training.


16          SPECIAL AGENT MONROE: What were the other  
17          issues beyond that?


18          [REDACTED] I had a concern about the  
19          response time. Procedurally, you have to get to the  
20          plant in 90 minutes. I'm [REDACTED] out and if you  
21          add time to wake up, get dressed or if I'm getting  
22          groceries, [REDACTED] so I would  
23          have to get home and then come in. I was concerned  
24          about whether or not it was reasonable for me to get  
25          there in a 90 minute timeframe because you are a first

1 responder and it's zero to eight hours.


2 SPECIAL AGENT MONROE: So you had some  
3 personal issues that you were concerned about that  
4 would impact your response time.

5  Specifically, my distance  
6 from the plant. I don't know if that's a personal  
7 issue.

8 SPECIAL AGENT DAVIS: Are there other  
9 people in the same position that you are? Are a lot  
10 of people in 

11  Well, Salem is isolated. For  
12 the emergency plan, they make you sign documents  
13 declaring it's reasonable to expect that you can get  
14 there in 60 minutes. I could not get there in 60  
15 minutes.

16 SPECIAL AGENT MONROE: So you didn't sign  
17 anything like that.

18  Yes, I didn't sign anything  
19 like that. No one asked me for anything other than be  
20 on this team.

21 SPECIAL AGENT DAVIS: Let me just back up  
22 here. When you began your employment at the plant,  
23 were there any documents that you signed in response  
24 to how quickly you could get there?

25  No. Now they make you do

*nc portions*



1 that. Twelve years ago when I came on, there was no  
2 signed agreement that you had to be within X amount of  
3 distance from the plant. We have brought engineers  
4 from Newark, New Jersey. A lot of them are an hour  
5 and a half away. So it's not unusual to be 70, 80, 90  
6 minutes out.

7 SPECIAL AGENT MONROE: Getting back, you  
8 said you reviewed the procedure. You raised it to  
9 [REDACTED] felt that you are qualified, don't worry  
10 about it, you just have to come in and pull some  
11 P&IDs. What are P&IDs?

12 [REDACTED] Plant & Instrumentation -- He  
13 downplayed any of the actual procedural requirements.  
14 I felt and my conclusion was that [REDACTED] didn't understand  
15 what the procedure actually states.

16 SPECIAL AGENT DAVIS: Was he on a team?  
17 [REDACTED]: He may have been. [REDACTED]  
18 had been TARP team leads. That's who I went to speak  
19 to. [REDACTED] and I could not come to an agreement, so I  
20 asked [REDACTED]

21 SPECIAL AGENT MONROE: It says here you  
22 outlined for [REDACTED] many aspects of the TARP  
23 procedure that you were not meeting. Are those the  
24 ones that you tabbed in the procedure?

25 [REDACTED] Again, I talked to [REDACTED]

1 said don't worry about it. Again, I got the come on  
2 in and make some calls. We like you. You have  
3 leadership skills. You'll be okay. I asked if he  
4 read the procedure because again --

5 SPECIAL AGENT DAVIS: [REDACTED] the team  
6 leader. Wouldn't you expect that [REDACTED] had?

7 [REDACTED] You would expect it. [REDACTED] said  
8 I've led about 20 TARPs. Again, I have the procedure  
9 in my hand. I've never seen anyone with this  
10 procedure in their hand but me through this whole  
11 incident. So I went through it with [REDACTED] line by line.

12 SPECIAL AGENT MONROE: That must have been  
13 tedious.

14 [REDACTED] I get to three of twelve  
15 bullet four, "The TARP team reviews all after the  
16 event emergency guide classifications." [REDACTED] said we're  
17 not doing that. [REDACTED] surprised. [REDACTED] said we don't do  
18 that. [REDACTED] said why don't you write a notification that  
19 we're not doing that last aspect of this procedure.  
20 I've read TARP reports, a lot of them.

21 I've never seen them address emergency  
22 classification. They learn about other things to get  
23 the plant started. I think that's their goal, to  
24 figure out what happened and get the plant going. But  
25 they never talk about the event classification. In

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1 fact, they have new data and reassess it relative to  
2 the emergency classification doc. My observation is  
3 I've never read it.

4 SPECIAL AGENT DAVIS: You are being  
5 repetitive here. So there are items on there that are  
6 not being followed. You bring it up to [REDACTED] and [REDACTED]  
7 tells you to write a notification.

8 [REDACTED]: Exactly.

9 SPECIAL AGENT DAVIS: Was [REDACTED] ticked at you  
10 at this point? Was [REDACTED] ticked at someone who came in  
11 and asked [REDACTED] to read this thing?

12 [REDACTED]: In my opinion, [REDACTED] seemed  
13 okay, but we got into a weird confrontation where [REDACTED]  
14 said we're not doing that so why don't you revise the  
15 procedure. So [REDACTED] directing me to revise the  
16 procedure to reflect what they actually do.

17 SPECIAL AGENT MONROE: That would have to  
18 go through a process that would have to be approved.

19 [REDACTED]: I'm just saying [REDACTED] said why  
20 don't you revise that procedure or you should revise  
21 that procedure. So [REDACTED] putting this thing on me.  
22 You should revise the procedure to what we actually  
23 do.

24 SPECIAL AGENT DAVIS: Now you write a  
25 corrective action.

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1 [REDACTED] The key element is that I  
2 said why don't we follow the procedure. I refused to  
3 revise the procedure based on this verbal interaction  
4 with my manager. [REDACTED] said why don't you write a  
5 notification saying we're not doing all this stuff.  
6 My part of the notification is I'm complaining about  
7 the qualifications of the 24 TARP members where  
8 virtually no one had classification quals.

9 [REDACTED] was saying they weren't doing it. I  
10 read it. I have never seen them talk about this. So  
11 again, it leads to me to believe that they are saying  
12 do this. I said I don't think I'm qualified. Then  
13 they say don't worry. I believe they read it so long  
14 ago they don't remember what it says and they are just  
15 saying what they know they do. I believe they have  
16 all read it, but over time this is what we really do.

17 SPECIAL AGENT MONROE: We just do it by  
18 practice and not procedure.

19 [REDACTED] Exactly.

20 SPECIAL AGENT DAVIS: So you initiate the  
21 corrective action.

22 [REDACTED] The only key element is [REDACTED]  
23 takes me off TARP. In that meeting, [REDACTED] takes me off  
24 TARP and said we have a new volunteer, [REDACTED]  
25 (PH). You are off. You had some concerns. [REDACTED] was

1 [REDACTED]  
2 said you are off.

3 SPECIAL AGENT MONROE: So you are off.

4 [REDACTED]: Right.

5 SPECIAL AGENT MONROE: Was that your  
6 bottom line, to get off the TARP? Was that your goal?

7 [REDACTED] Absolutely not. This all  
8 could have been resolved probably in three months.  
9 Again, [REDACTED] could have kept me on TARP as long as they  
10 were patient to wait to get the training in. The  
11 other thing is too we have this huge performance  
12 improvement process where if they want you to do  
13 things it becomes a goal.

14 If they wanted me on TARP, they could have  
15 made it a goal. They could have tried tracked it to  
16 completion. If they wanted me on TARP, they could  
17 have done it that way or even informally. They could  
18 have said why don't you sign up for EP training? But  
19 they had to have me on TARP now. That was the bottom  
20 line.

21 SPECIAL AGENT MONROE: So you weren't  
22 raising these issues as a way to get off of it.

23 [REDACTED] No.

24 SPECIAL AGENT MONROE: You put the  
25 corrective action notification in that incorporates

1 [REDACTED] request along with yours with respect to the  
2 qualifications.

3 [REDACTED] Yes.

4 SPECIAL AGENT MONROE: What happened next?

5 [REDACTED] takes you off TARP.

6 [REDACTED] Right. I was concerned about  
7 my quals, but they took me off so my personal issue is  
8 resolved. The bigger issue of the quals following it  
9 are in the corrective action program.

10 SPECIAL AGENT MONROE: Where they should  
11 be.

12 [REDACTED] wanted to revise it. I  
13 said let's follow this procedure as written. So in my  
14 mind, I'm done.

15 SPECIAL AGENT MONROE: August 5.

16 [REDACTED] For some of this, I did  
17 research to figure out what I didn't know. On August  
18 5, my manager [REDACTED] completes the notification  
19 and gets two other managers to sign off. I don't know  
20 this at the time. Then on [REDACTED] --

21 SPECIAL AGENT DAVIS: Who were the other  
22 managers?

23 [REDACTED] This is the notification I  
24 wrote. Here I am, the initiator. It's called TARP  
25 procedure noncompliance, [REDACTED] This is the

1 date I wrote it. Then there's a disposition. Here's  
2 [REDACTED], my manager's electronic signature. Then  
3 Ken Moore, he's a manager of op support and then Steve  
4 Mannon. I don't know what Steve was doing at the  
5 time. He's another manager.

6 Again, although I'm sure it's not proper,  
7 that seemed really unusual to me. I've never seen  
8 three managers corroborating. They conclude there  
9 were no issues. The bottom line says we looked at it  
10 and everything is great. They completed that on  
11 August 5.

12 SPECIAL AGENT MONROE: That's a Monday.

13 SPECIAL AGENT DAVIS: It was done  
14 relatively quickly.

15 [REDACTED] Yes, it was quick.

16 SPECIAL AGENT MONROE: That's a Monday.

17 So now on [REDACTED] what?

18 [REDACTED]  
19 [REDACTED] approached me at approximately 9:00 a.m.  
20 gives me a hard copy of this.

21 SPECIAL AGENT MONROE: Of [REDACTED]

22 [REDACTED] Right. Again, it's very  
23 unusual. I normally never get hard copies of any  
24 notifications. [REDACTED] said we need to talk at 12:00 and  
25 I need your decision.

NC portions

1 SPECIAL AGENT MONROE: What decision is  
2 looking for?

3 [REDACTED] I didn't know. I assumed [REDACTED]  
4 wanted me to agree with the disposition. That was my  
5 assumption.

6 SPECIAL AGENT MONROE: But do you have to?  
7 There's no sign off.

8 [REDACTED] No, you don't have to.  
9 Again, [REDACTED] was vague. Sometimes people do contact you  
10 saying you got this in the system and just wanted to  
11 make sure you are okay with the disposition. I didn't  
12 know. [REDACTED] was vague.

13 SPECIAL AGENT DAVIS: I know [REDACTED] may have  
14 been vague, but let's be specific here. The way this  
15 is written the supervisor threw the completed  
16 evaluation on your desk.

17 [REDACTED]: Yes.

18 SPECIAL AGENT DAVIS: And asked you what  
19 your decision was.

20 [REDACTED] Right.

21 SPECIAL AGENT DAVIS: What was the issue  
22 that [REDACTED] wanted you to decide on?

23 [REDACTED] I didn't know. [REDACTED] was vague.  
24 I made an assumption.

25 SPECIAL AGENT MONROE: Describe what [REDACTED]



1 was vague about.

2 [REDACTED] The decision. [REDACTED] didn't say  
3 make a decision on TARP, make a decision on the  
4 evaluation.

5 SPECIAL AGENT MONROE: Did you ask [REDACTED]

6 [REDACTED]: No I didn't.

7 SPECIAL AGENT DAVIS: [REDACTED] said "make a  
8 decision." Go over that conversation. What did [REDACTED]  
9 tell you when [REDACTED] threw the thing on your desk?

10 [REDACTED] said I need to see you.  
11 We need to talk at 12:00 and I need a decision.

12 SPECIAL AGENT DAVIS: Were you working on  
13 a project at the time?

14 [REDACTED] Absolutely.

15 SPECIAL AGENT DAVIS: What was the project  
16 you were working on?

17 [REDACTED] The Reactor Oversight Process  
18 data was due at noon that day and [REDACTED] knew that.

19 SPECIAL AGENT DAVIS: Was there a decision  
20 due on the Reactor Oversight data?

21 [REDACTED] There was a deadline. It was  
22 due at noon to licensing. They get submitted to the  
23 NRC.

24 SPECIAL AGENT DAVIS: Is it possible that  
25 the decision that [REDACTED] was referring to dealt with that

1 project and not the notification?

2 [ ] No, again, [ ] was vague.

3 SPECIAL AGENT DAVIS: My question was is  
4 it possible.

5 [ ] Yes it's possible.

6 SPECIAL AGENT DAVIS: You did not ask [ ]  
7 to be more specific.

8 [ ] No I didn't.

9 SPECIAL AGENT MONROE: You asked your  
10 supervisor for time to review the evaluation.

11 [ ] Yes.

12 SPECIAL AGENT MONROE: What was [ ]  
13 response to that? You are talking about the  
14 notification now.

15 [ ] Right. I got the data out.  
16 Then [ ] came to me and said I need your decision.  
17 Then I asked [ ] what decision. [ ] said about TARP.  
18 I said did you talk to [ ] this has been  
19 resolved. [ ] said yes. I was surprised. We're back  
20 to square one basically. I said I need time to read  
21 the disposition.

22 SPECIAL AGENT MONROE: You mean what they  
23 filed.

24 [ ] Yes, what [ ] says in  
25 the eval. [ ] said no, you need to answer now. I said

1 I have to read this. There is a witness. [REDACTED] was  
2 never interviewed by employee concerns, [REDACTED]  
3 Then [REDACTED] got extremely agitated and started accusing me  
4 of being insubordinate for not answering [REDACTED] question.  
5 Then in a matter of seconds [REDACTED] said you are relieved  
6 of duty, you have to leave the site.

7 SPECIAL AGENT DAVIS: Can we take a break  
8 here just for a second? Off the record.

9 (Whereupon, the foregoing matter went off  
10 the record and went back on the record.)

11 SPECIAL AGENT DAVIS: On the record.

12 SPECIAL AGENT MONROE: I think the  
13 question was initially that it was vague to [REDACTED] what  
14 [REDACTED] wanted a decision on.

15 [REDACTED] Yes.

16 SPECIAL AGENT MONROE: [REDACTED] came back the  
17 second time and said what is your decision. You  
18 asked. [REDACTED] specifically said TARP.

19 [REDACTED] Yes.

20 SPECIAL AGENT MONROE: That was the  
21 decision [REDACTED] was looking for.

22 [REDACTED]: Right. I was very surprised.

23 SPECIAL AGENT MONROE: Did you want to  
24 know what the decision was that [REDACTED] wanted? Were you  
25 going to be on it? Were you off? Did you ask [REDACTED]

1 [REDACTED] said are you going to take  
2 the TARP assignment. I was surprised because again I  
3 thought it was resolved. I said have you talked to  
4 [REDACTED] said yes. So I understood that and I  
5 was very surprised. So I still hadn't read the eval.  
6 The whole point is I never read the eval. I  
7 understood what [REDACTED] wants now, so now I really wanted  
8 to read the eval. [REDACTED] said no, you need to make the  
9 decision now.

10 SPECIAL AGENT MONROE: Are you on or off?

11 [REDACTED] I was sitting at my desk. I  
12 have the eval because [REDACTED] gave me a hard copy. I was  
13 reading it. [REDACTED] said you have to make the decision  
14 now. I said I'm going to read this. [REDACTED] said you are  
15 being insubordinate, you are relieved of duty, and you  
16 need to leave the site.

17 SPECIAL AGENT DAVIS: Just like that.

18 [REDACTED] Just like that. There is a  
19 witness to that.

20 SPECIAL AGENT DAVIS: If we go and talk to

21 [REDACTED] what is [REDACTED] going to tell us?

22 [REDACTED] I don't know.

23 SPECIAL AGENT DAVIS: Do you have any  
24 idea?

25 [REDACTED] The only thing I could

1        imagine them believing is in their mind there was no  
2        safety issue. I kept on saying I have safety concerns  
3        here. I also said I want QA, Quality Assurance, in  
4        meetings with [REDACTED] Up to getting suspended, [REDACTED] became  
5        very threatening.

6                SPECIAL AGENT MONROE: Let's go back now.  
7        I'm getting out of context here. [REDACTED] was trying to  
8        get an assessment of what you think [REDACTED] would say. You  
9        are not really sure what [REDACTED] interpretation of the  
10       issue would be.

11               [REDACTED]: Right. I think [REDACTED] was under  
12       pressure to tell you the truth.

13               SPECIAL AGENT DAVIS: What you just said,  
14       did that take place there?

15               [REDACTED]: Where?

16               SPECIAL AGENT DAVIS: That you had a  
17       conversation with [REDACTED] about wanting to get QA in on  
18       this.

19               [REDACTED]: Yes.

20               SPECIAL AGENT MONROE: When was that?

21               [REDACTED]: I have copies of all the  
22       meeting minutes. I called [REDACTED] at home.

23               SPECIAL AGENT MONROE: What we need to do  
24       is go through in a sequence.

25               [REDACTED]: I could try to give you the

1 exact dates.

2 SPECIAL AGENT DAVIS: No. Here's the  
3 point.

4 [REDACTED] At that meeting, I didn't ask  
5 for QA because it happened so quick.

6 SPECIAL AGENT MONROE: That's fine.

7 SPECIAL AGENT DAVIS: That's what I'm  
8 talking about.

9 [REDACTED] At that meeting, there was no  
10 request for QA.

11 SPECIAL AGENT MONROE: You characterized  
12 it as a low volume verbal confrontation.

13 [REDACTED] Yes.

14 SPECIAL AGENT MONROE: [REDACTED] later  
15 informed you that [REDACTED] overheard your conversation. Did  
16 [REDACTED] elaborate on what part [REDACTED] had heard?

17 [REDACTED] I said did you know that I  
18 was relieved of duty. [REDACTED] said yes because [REDACTED] was two  
19 cubes down. Then [REDACTED] offered that this was in his  
20 opinion pretty outrageous. [REDACTED] said you did nothing.

21 SPECIAL AGENT MONROE: Once you were told  
22 you were told by [REDACTED] you were relieved of duty,  
23 walk through in a concise, sequential sequence what  
24 happens next. You were relieved of duty. What  
25 happens?

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*re portions*

1 [REDACTED]: I'm relieved of duty. [REDACTED] had  
2 accompanied me out of the protected area through  
3 security. [REDACTED] said come back on Monday and meet me at  
4 an offsite building at 9:00. It's called TB-2.

5 SPECIAL AGENT MONROE: What time of the  
6 day is this?

7 [REDACTED]: This was 1:15. I had just  
8 gotten the data out at 1:00.

9 SPECIAL AGENT MONROE: Did you turn your  
10 badge in?

11 [REDACTED]: No I did not. Later I  
12 determined they deactivated it.

13 SPECIAL AGENT MONROE: The process is that  
14 you take your badge home.

15 [REDACTED]: Yes.

16 SPECIAL AGENT MONROE: That's [REDACTED]  
17 Did you have any more contact with them on [REDACTED]

18 [REDACTED]

19 [REDACTED]: I called in [REDACTED]  
20 [REDACTED] I called [REDACTED] night.

21 SPECIAL AGENT MONROE: At home?

22 [REDACTED]: At home. I was confused  
23 about my status and really what was going on. I said  
24 what is my status. It's a situation I have never been  
25 in.

*portions*

1 SPECIAL AGENT MONROE: What was [REDACTED]  
2 reaction?

3 [REDACTED] said it's okay, just come  
4 in Monday and we'll talk about it.

5 SPECIAL AGENT MONROE: [REDACTED]

6 [REDACTED] Right.

7 SPECIAL AGENT DAVIS: You know where we  
8 are.

9 [REDACTED] Right.

10 SPECIAL AGENT DAVIS: I have to go back.  
11 It says according to you "a low volume verbal  
12 confrontation ensued for approximately two minutes."  
13 I'm reading from the summary. "A supervisor suddenly  
14 brought it out, that's it, you are out of here and  
15 proceeded to escort me offsite."

16 [REDACTED] Yes.

17 SPECIAL AGENT DAVIS: Then you told us  
18 that [REDACTED] said what took place was pretty  
19 outrageous. It's a low volume verbal confrontation  
20 two cubes away.

21 [REDACTED] Right.

22 SPECIAL AGENT DAVIS: I'm just making an  
23 assessment here. I don't see where this is pretty  
24 outrageous. This is a low volume conversation.

25 [REDACTED] It was outrageous that I got



1 walked off. That's very unusual behavior.

2 SPECIAL AGENT DAVIS: What took place  
3 during this low volume verbal confrontation? Do you  
4 have any F bombs being dropped here?

5 [REDACTED]: No, there's no cursing.  
6 There's no threatening. It was me saying I'm reading  
7 this. [REDACTED] said I want a decision. That's literally  
8 how it was.

9 SPECIAL AGENT DAVIS: At the same time,  
10 you have something due at 12:00.

11 SPECIAL AGENT MONROE: The ROP.

12 [REDACTED] The ROP was due at 12:00. I  
13 was working with [REDACTED] We got it out at  
14 1:00.

15 SPECIAL AGENT MONROE: This is after.

16 [REDACTED] Right after we got it out, my  
17 supervisor is in my cube. [REDACTED] said what is your  
18 decision.

19 SPECIAL AGENT DAVIS: Was [REDACTED] ticked at you  
20 for getting this ROP out at 1:15?

21 SPECIAL AGENT MONROE: What time did the  
22 ROP go out?

23 [REDACTED] It was 1:00.

24 SPECIAL AGENT DAVIS: So it's due at 12:00  
25 and it went out at 1:00.

1 [REDACTED] Yes.

2 SPECIAL AGENT DAVIS: Was any of this  
3 conversation that took place with [REDACTED] about  
4 the fact that the ROP goes out late?

5 [REDACTED] It was not about the ROP. If  
6 we didn't get it out by the end of the day, then they  
7 would have been concerned.

8 SPECIAL AGENT MONROE: Thank you for  
9 clarifying that.

10 SPECIAL AGENT DAVIS: Continuing.

11 SPECIAL AGENT MONROE: On [REDACTED] you  
12 do stress you were out sick the week of [REDACTED]  
13 That's what one document says. The other document  
14 says you were suspended. Could you clarify that for  
15 me? What is happening the [REDACTED]

16 [REDACTED] Again, I was suspended or  
17 administratively removed from service.

18 SPECIAL AGENT MONROE: Let me back up. On  
19 [REDACTED] did you call into work and say you weren't  
20 coming in?

21 [REDACTED] Yes.

22 SPECIAL AGENT MONROE: Who did you call?

23 [REDACTED] I left a message with [REDACTED]

24 [REDACTED]  
25 SPECIAL AGENT MONROE: What were the

1 reasons for not coming in?

2 [REDACTED] It was [REDACTED] related.

3 SPECIAL AGENT MONROE: Did you call in  
4 every day that week?

5 [REDACTED] Yes.

6 SPECIAL AGENT MONROE: To [REDACTED]

7 [REDACTED] Yes.

8 SPECIAL AGENT MONROE: Did you speak to  
9 [REDACTED] personally during that time?

10 [REDACTED] No I didn't.

11 SPECIAL AGENT MONROE: Did you ask [REDACTED] to  
12 call you back?

13 [REDACTED] No.

14 SPECIAL AGENT MONROE: So you were out the  
15 [REDACTED] related.

16 [REDACTED] Yes.

17 SPECIAL AGENT MONROE: When you came back,  
18 what happened on August 19?

19 SPECIAL AGENT DAVIS: Let's go back to the  
20 [REDACTED] thing.

21 SPECIAL AGENT MONROE: Okay.

22 SPECIAL AGENT DAVIS: You said you were on  
23 [REDACTED] I asked you before we started if you went to  
24 a doctor.

25 [REDACTED] Yes.

*NC patients*

1 SPECIAL AGENT DAVIS: When did you go to  
2 the doctor?

3 [REDACTED] The doctor could not see me  
4 on Monday, so I went on Tuesday, Dr. Zito. She saw me  
5 on Tuesday. I couldn't go back because I was too  
6 [REDACTED] out. I've never been in that situation. I  
7 just needed help to get back.

8 SPECIAL AGENT MONROE: What kind of doctor  
9 was she?

10 [REDACTED] She's an internal medicine  
11 doctor. She's my general practitioner. She saw me  
12 and prescribed certain medications for [REDACTED]  
13 [REDACTED]

14 SPECIAL AGENT DAVIS: Did she make a  
15 diagnosis that it was job related?

16 [REDACTED] I don't know. The diagnosis  
17 was for [REDACTED]

18 SPECIAL AGENT DAVIS: Did she tell you to  
19 stay out for a week?

20 [REDACTED]: She told me to stay out for  
21 a week, yes.

22 SPECIAL AGENT DAVIS: Is that something  
23 that you have to report to the plant?

24 [REDACTED]: Yes. I did report that.  
25 When I came back on August 19, I reported that I was

1 on medication for [REDACTED]. There is a procedure for  
2 doing that. So procedurally I reported it to my  
3 supervisor, [REDACTED]

4 SPECIAL AGENT MONROE: But on August 19.  
5 [REDACTED]: On August 19. I was already  
6 back in at that point.

7 SPECIAL AGENT MONROE: Can I move on?

8 SPECIAL AGENT DAVIS: I just took you to  
9 August 19. There's a whole week that we discussed.

10 SPECIAL AGENT MONROE: We're on August 19.

11 SPECIAL AGENT DAVIS: What day is that?

12 SPECIAL AGENT MONROE: It's a Monday. You  
13 go to the site and take your badge. Walk me through  
14 that.

15 [REDACTED]: I did call [REDACTED] I asked  
16 what my status was. [REDACTED] indicated that there was  
17 nothing wrong. [REDACTED] set up the meeting for Monday. It  
18 was missed, so I just came in the next Monday. I have  
19 no appointment to see [REDACTED] I came in to my normal  
20 work time. I go to security and I can't get into the  
21 facility. Then I told security. They told me I was  
22 on administrative hold and I couldn't get into the  
23 site until I talked to my supervisor.

24 SPECIAL AGENT MONROE: Whose security was  
25 that?

1 [REDACTED] It was just people.

2 SPECIAL AGENT MONROE: One of the guards.

3 [REDACTED] One of the guards, right.

4 SPECIAL AGENT MONROE: So they could pull  
5 up on the computer what your status was.

6 [REDACTED] Exactly. They got very  
7 agitated because they responded to the fact that I was  
8 alarmed.

9 SPECIAL AGENT MONROE: It could be a  
10 little embarrassing.

11 [REDACTED] Right. Exactly.

12 SPECIAL AGENT MONROE: A little more

13 [REDACTED]  
14 [REDACTED] Right.

15 SPECIAL AGENT MONROE: On August 19, you  
16 met with who?

17 [REDACTED] I met with [REDACTED] and  
18 Bob Settle. They are both supervisors.

19 SPECIAL AGENT MONROE: Is that shortly  
20 after you tried to get in?

21 [REDACTED] Yes. I tried to get in.

22 They said your supervisor has to clear you. You need

23 to have a meeting with you. I called [REDACTED]

24 said meet me over at TB-2 at 10:00. I met [REDACTED]

25 and Bob Settle were there. Bob Settle was there I

1 believe as a witness.

2 It's really the first time, ironically,  
3 that I had a witness. I'm really glad [REDACTED] was there  
4 based on how the meeting went through. Also, when I  
5 called [REDACTED] I specifically asked  
6 for QA to be at the meeting on Monday which I didn't  
7 go to and then I came back.

8 SPECIAL AGENT MONROE: Why would you ask  
9 for QA to be at a meeting on Monday, August 19?

10 [REDACTED] Because of the threats that  
11 I felt were associated with the type of activities.

12 SPECIAL AGENT MONROE: What threat was  
13 that?

14 [REDACTED] The specific threat was I  
15 would receive a poor for partnership.

16 SPECIAL AGENT MONROE: Now I'm losing the  
17 context. On [REDACTED], you have a conversation asking  
18 [REDACTED] what your status is for [REDACTED] and [REDACTED] says  
19 come back in.

20 [REDACTED] Yes.

21 SPECIAL AGENT MONROE: You are out the

22 [REDACTED]

23 [REDACTED] Yes.

24 SPECIAL AGENT MONROE: On [REDACTED] you  
25 are asking for QA to come to a meeting on Monday.

1 [REDACTED] This was a repeated request.  
2 I made this request probably five or six times. [REDACTED]  
3 was having conversations with me that I felt were  
4 threatening. I told [REDACTED] that they were threatening.

5 SPECIAL AGENT MONROE: I'm missing that.  
6 I have heard a conversation on [REDACTED] where you were  
7 escorted off. Were there conversations prior to that?

8 [REDACTED] Yes.

9 SPECIAL AGENT DAVIS: Why don't we take a  
10 break? What we are going to do is a little bit of  
11 back tracking.

12 [REDACTED] Yes. It's hard. These are  
13 little detail things.

14 SPECIAL AGENT DAVIS: Let me set the  
15 stage. You are coming into this meeting on 8/19. You  
16 have a witness there. His name is Bob Settle. You  
17 are happy there is going to be a witness there.

18 [REDACTED] Yes.

19 SPECIAL AGENT DAVIS: I made a little note  
20 here myself, and you are there to discuss performance,  
21 that this seemed planned. Did you know what the  
22 discussion was going to be when you came in?

23 SPECIAL AGENT MONROE: On August 19.

24 [REDACTED] No I did not.

25 SPECIAL AGENT DAVIS: Then why were you



1 asking for somebody from QA if you thought there were  
2 going to be threats?

3 [REDACTED] It was a pattern of behavior.  
4 [REDACTED] already established a pattern with me. Anytime we  
5 met, [REDACTED] got threatening. This was a specific meeting  
6 that I documented.

7 SPECIAL AGENT MONROE: What is the date on  
8 it?

9 [REDACTED] It's 7/12/02. We met with  
10 the PSA group. [REDACTED] showed up at this meeting  
11 inexplicably. [REDACTED] waited until after the meeting was  
12 over and then [REDACTED] had a conversation about the TARP  
13 assignment. Again, I felt like I was a broken record.  
14 I reiterated the same concern about going to [REDACTED]  
15 and why don't we just resolve this. That was the  
16 first time [REDACTED] got threatening at that meeting. [REDACTED]  
17 told me specifically I would get a poor performance  
18 partnership.

19 SPECIAL AGENT MONROE: Let me make sure  
20 I'm following you. On July 1, you are put on the  
21 team. Then on July 12, [REDACTED] is asking you about  
22 what your status is going to be on the TARP because  
23 you have already raised these concerns that you are  
24 not qualified to be on it.

25 [REDACTED] Right.

*nc portions*

1 SPECIAL AGENT MONROE: On July 12, you  
2 indicate that it a poor performance partnership would  
3 be impacted.

4 [REDACTED]: Right.

5 SPECIAL AGENT MONROE: You said you  
6 wouldn't violate the procedure. After that on July  
7 21, [REDACTED] takes you off the TARP.

8 [REDACTED]: Yes.

9 SPECIAL AGENT MONROE: So [REDACTED] starts  
10 talking to you on the twelfth. You have already  
11 raised the issue, but you haven't yet written the  
12 condition report.

13 [REDACTED]: That's correct. Right.

14 SPECIAL AGENT MONROE: The week of July 1  
15 you are on TARP. You raise a question of performance  
16 to [REDACTED] You don't get a satisfactory answer. You  
17 go to [REDACTED]

18 [REDACTED]: Right.

19 SPECIAL AGENT MONROE: On July 12 after a  
20 meeting, [REDACTED] comes to you. You document that [REDACTED]  
21 is going to indicate that there could be a performance  
22 issue if you are not on this TARP. Right?

23 [REDACTED]: Right.

24 SPECIAL AGENT MONROE: On [REDACTED] you  
25 initiated the corrective action based on the request

1 that [REDACTED] had put in that we're not following  
2 procedure.

3 [REDACTED]: Yes, exactly.

4 SPECIAL AGENT MONROE: You also  
5 incorporate the qualification issue.

6 [REDACTED]: Yes.

7 SPECIAL AGENT MONROE: On July 21, [REDACTED]  
8 takes you off TARP.

9 [REDACTED]: Right.

10 SPECIAL AGENT MONROE: On August 5 --

11 SPECIAL AGENT DAVIS: Hang on. I think  
12 there's another date. You initiate the corrective  
13 action on such and such a date.

14 SPECIAL AGENT MONROE: [REDACTED]

15 SPECIAL AGENT DAVIS: Then you completed  
16 it. Did you complete it later? Was it all in one  
17 day? I just saw something with a date on it.

18 [REDACTED]: Yes. I don't know. That's  
19 the way it was stamped. This gets reviewed by  
20 operations and other people.

21 SPECIAL AGENT MONROE: But it says you did  
22 it on [REDACTED]

23 [REDACTED]: Right.

24 SPECIAL AGENT MONROE: Then it has to go  
25 into the system.

1 [REDACTED] Right. It gets all kinds of  
2 reviews.

3 SPECIAL AGENT DAVIS: We're talking over  
4 each other.

5 SPECIAL AGENT MONROE: Then on August 5,  
6 the managers complete their review of your  
7 notification.

8 [REDACTED] Yes.

9 SPECIAL AGENT MONROE: On [REDACTED] is when  
10 you have that verbal confrontation with [REDACTED] and  
11 are escorted off the site.

12 [REDACTED] Yes.

13 SPECIAL AGENT MONROE: You talked to [REDACTED]  
14 on [REDACTED] tells you to come in.

15 [REDACTED] Yes.

16 SPECIAL AGENT MONROE: [REDACTED]  
17 [REDACTED] you are offsite. Now put into context as  
18 far as dates when [REDACTED] started making these threats  
19 about performance issues. Was it other than just July  
20 12?

21 [REDACTED] Right. [REDACTED] would just come  
22 and talk to me. This is the first time I believe I  
23 documented it. I told [REDACTED] I was very upset by [REDACTED]  
24 threatening actions at this meeting. It actually came  
25 after the meeting when [REDACTED] waited for everyone to

1 leave. It was just [REDACTED] and me. We were in a closed  
2 room.

3 [REDACTED] started going after the TARP thing. I  
4 told [REDACTED] about my concerns and talking to [REDACTED]. Then  
5 [REDACTED] started giving specific examples of retaliation.  
6 Poor performance partnership was specific on that day.  
7 I really felt that was inappropriate. I told [REDACTED]  
8 that. I said whenever we meet on this issue I want QA  
9 to be there. From that point on, I felt it was out of  
10 control.

11 SPECIAL AGENT MONROE: After the twelfth.

12 [REDACTED] After the twelfth.

13 SPECIAL AGENT MONROE: Now you come in on  
14 August 19. You meet in TB-2 with [REDACTED] and Settle.

15 [REDACTED] Yes.

16 SPECIAL AGENT MONROE: Concisely describe  
17 what that meeting was about and what was said.

18 [REDACTED] At the meeting, [REDACTED] stated  
19 what is your decision about TARP. I believe I again  
20 requested QA to be present. [REDACTED] said no. [REDACTED]  
21 specifically said no to that request. [REDACTED] was asking  
22 me specific questions. I said can I have QA here  
23 before it goes any further. [REDACTED] said no, Bob Settle is  
24 here and [REDACTED] is taking notes.

25 SPECIAL AGENT MONROE: So Bob was taking

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1 written notes.

2 [REDACTED] Bob took notes, right. [REDACTED]  
3 was the scribe from management. I went on and said I  
4 really think we missed something here. I have safety  
5 concerns. I raised them. It goes through the  
6 corrective action program. Then they used to  
7 retaliate against me and suspend me. I tried to say  
8 this is really out of control.

9 SPECIAL AGENT MONROE: So what you are  
10 saying is that [REDACTED] you think you are on  
11 sick leave and what they have actually done is suspend  
12 your access.

13 [REDACTED] Exactly.

14 SPECIAL AGENT MONROE: You are thinking  
15 they suspended you because you raised these issues on  
16 TARP.

17 [REDACTED] Right. At this meeting, I  
18 think it was more than TARP. It was really surprising  
19 some of the things they had put on the table as a  
20 condition of employment.

21 SPECIAL AGENT MONROE: That's important  
22 but before we get to that --

23 SPECIAL AGENT DAVIS: Excuse me. Do you  
24 have the timeline to help me keep track?

25 SPECIAL AGENT MONROE: You have it I

1 think. So you were at this meeting. [REDACTED] is asking you  
2 if you are going to be back on TARP.

3 [REDACTED] Right.

4 SPECIAL AGENT MONROE: Had you ever been  
5 told you had to go back on TARP after you were taken  
6 off?

7 [REDACTED] No, I was never told.

8 SPECIAL AGENT DAVIS: Go back to that  
9 conversation that you had with [REDACTED] What did  
10 [REDACTED] tell you that day when [REDACTED] took you off  
11 TARP?

12 [REDACTED] said I was off. They  
13 found a new volunteer. Also, there's evidence that  
14 shows [REDACTED] (PH) was on TARP. There was a  
15 level two eval that [REDACTED] has identified as the --

16 SPECIAL AGENT MONROE: We're getting out  
17 of context. I need to stay focused on what that  
18 conversation was on August 19. You told [REDACTED] you  
19 weren't going to be on TARP. You wanted QA there  
20 before you made --

21 [REDACTED]: Yes, I wanted QA. [REDACTED]  
22 was on vacation because I tried to call [REDACTED] during the  
23 period that I was on suspension. I asked [REDACTED]  
24 specifically if [REDACTED] had talked to [REDACTED] because it  
25 was very confusing to me the disconnect between [REDACTED]

1 and [REDACTED]

2 So again, I asked [REDACTED] if [REDACTED] had talked to

3 [REDACTED] This is all done. Why are we still here?

4 [REDACTED] said yes. I said is this you. Are you out of  
5 control? [REDACTED] said no. This goes all the way to the  
6 top implying that the VP, human resources, this is all  
7 legitimate.

8 SPECIAL AGENT MONROE: Before you move on,  
9 what did [REDACTED] say that the reason was that your  
10 access was suspended? What was [REDACTED] stated reason for  
11 that suspension? You think you are on sick leave.

12 [REDACTED] Right.

13 SPECIAL AGENT MONROE: Now when you find  
14 out you were suspended it's because you were raising  
15 a safety concern. Did you ask [REDACTED] why?

16 [REDACTED] No, I never asked [REDACTED]

17 SPECIAL AGENT MONROE: Did [REDACTED] offer any  
18 explanation?

19 [REDACTED]: No.

20 SPECIAL AGENT DAVIS: And the security  
21 guard just said it was an administrative hold.

22 [REDACTED] Yes. I'm trying to remember  
23 the exact phrase. Then I went to an offsite building  
24 and I had no access to computers. I was totally out.

25 SPECIAL AGENT DAVIS: From your experience



1 at the plant, who can put somebody on administrative  
2 hold? Do you know?

3 [REDACTED] I have no idea.

4 SPECIAL AGENT DAVIS: Where we are going  
5 with this is there were conditions during this  
6 conversation.

7 SPECIAL AGENT MONROE: I just wanted to  
8 back up and make sure that you told [REDACTED] that you were  
9 discriminated against for raising the TARP team. You  
10 told that to [REDACTED] and Settle witnessed that.  
11 Right?

12 [REDACTED] Yes. I clearly stated I have  
13 safety concerns. I mentioned a safety conscious work  
14 environment. I said this is creating a chilling  
15 effect.

16 SPECIAL AGENT MONROE: You threw it all  
17 out there.

18 [REDACTED] Right. I threw it all out  
19 there.

20 SPECIAL AGENT MONROE: Moving on, it says  
21 "The supervisor [REDACTED] told you that you were  
22 suspended but quickly recanted." Elaborate on that.

23 [REDACTED] I got my spiel out. [REDACTED] said  
24 fine. [REDACTED] said you were on TARP and you need to agree  
25 to that. I said okay I'm on TARP. Because I'm doing

1 my safety spiel and at the end I said I'll do whatever  
2 you want. I said the bottom line is I'll do whatever  
3 you want.

4 For whatever reason, and I'm very glad Bob  
5 Settle was there, [REDACTED] said you are suspended and you  
6 need to leave the building. [REDACTED] said that to me. I  
7 stood up and said what are you talking about. Then [REDACTED]  
8 said okay, fine, you can't rail about the performance  
9 indicators, safety indicators, and you can't be  
10 complaining about management.

11 SPECIAL AGENT MONROE: Had you been  
12 complaining about management?

13 [REDACTED] I don't know. I'm going to  
14 say maybe.

15 SPECIAL AGENT MONROE: [REDACTED] s not making it  
16 specific.

17 [REDACTED] There's nothing specific.

18 SPECIAL AGENT DAVIS: Back up. Either you  
19 are complaining about management or you are not.  
20 Believe me, you are taking it from an expert here.

21 [REDACTED] No. There are a lot of  
22 things that happened. We'll discuss some issues in  
23 the plant. It may be construed that I'm slamming  
24 management when I'm concerned about plant performance.  
25 So I don't know.

1 SPECIAL AGENT DAVIS: Let me ask it this  
2 way. If I go and pull five people out of the group  
3 where you work and I ask them does [REDACTED] slam  
4 management or does [REDACTED] walk around with a smile on [REDACTED]  
5 face all day long, what are they doing to respond?

6 [REDACTED] They are going to say the  
7 smile. I don't know. Between the extremes, I'm not  
8 sure.

9 SPECIAL AGENT MONROE: You said at some  
10 point they set up these things that you have to comply  
11 with. What is that?

12 [REDACTED] I said I'll be on TARP,  
13 whatever you want. Then [REDACTED] suspended me. Then [REDACTED]  
14 took it back. Then [REDACTED] said okay, fine. Then I said  
15 fine, whatever you want.

16 SPECIAL AGENT MONROE: Then what?

17 [REDACTED]: Then [REDACTED] said okay, you can  
18 get back onsite in an hour.

19 SPECIAL AGENT MONROE: I thought you said  
20 somewhere along the line they set up these things that  
21 you had to comply with. That's the railing and all  
22 that.

23 [REDACTED] Right.

24 SPECIAL AGENT MONROE: I thought you were  
25 going down a different path.

NC portions

1 [REDACTED] No.

2 SPECIAL AGENT MONROE: You felt chilled.

3 [REDACTED] Yes.

4 SPECIAL AGENT MONROE: What happens next  
5 when you go back to work?

6 [REDACTED] It took a long time to get  
7 back on site.

8 SPECIAL AGENT MONROE: How long is "long?"

9 [REDACTED] It was 2:00 or 3:00 that day.

10 SPECIAL AGENT MONROE: So you go back that  
11 day.

12 [REDACTED] I was trying to get through.  
13 I can't get in. I had to talk to security.  
14 Eventually, I get back in.

15 SPECIAL AGENT MONROE: Where are we today?

16 [REDACTED] Then I talked to Joe Schoppy,  
17 and Joe suggests going to QA, employee concerns. I go  
18 through all these groups and people. Then at the end  
19 of the day, I got a letter from employee concerns  
20 saying your supervisor didn't retaliate.

21 SPECIAL AGENT MONROE: Do you have that  
22 letter?

23 [REDACTED] Yes I do. They don't address  
24 the work environment, the chilling effect. They focus  
25 really on the retaliation by my supervisor. It was

1 narrowly focused. Their conclusion is they didn't  
2 retaliate.

3 SPECIAL AGENT MONROE: Let's take a  
4 minute. Off the record.

5 (Whereupon, the foregoing matter went off  
6 the record and went back on the record.)

7 SPECIAL AGENT MONROE: On the record. I  
8 have a November 18, 2002 letter with the subject  
9 Nuclear Safety Concern Number 737. It's from Tom  
10 Lake. So you met with Tom Lake on August 27. You  
11 said that your supervisor retaliated against you.

12 [REDACTED] Right.

13 SPECIAL AGENT MONROE: You said that they  
14 were bringing up things that you didn't raise.

15 [REDACTED] Details. They acknowledge  
16 the fact that HR was involved which was news to me.  
17 I had no idea they had been involved. They ended up  
18 calling it a DML.

19 SPECIAL AGENT MONROE: What is a DML?

20 [REDACTED] A Decision Making <sup>LEAVE</sup> ~~Lead~~ which  
21 is the first time I have ever heard that terminology.  
22 Again, it made me a little concerned that they were  
23 backfitting some of their decisions along with some of  
24 their explanations. That's a term I had never heard  
25 until I got this letter.

NC portions

1 SPECIAL AGENT MONROE: So what I'm getting  
2 is bottom line you don't agree with ECP's conclusion  
3 that you weren't retaliated against. Is that the  
4 bottom line?

5 [REDACTED]: Yes, I disagree. And also  
6 some of the facts I think aren't correct. Then they  
7 bring new details. It was the first time I heard  
8 about it.

9 SPECIAL AGENT DAVIS: Did you read this  
10 thing from Tom Lake?

11 SPECIAL AGENT MONROE: Do you mean the  
12 November 18 letter?

13 SPECIAL AGENT DAVIS: Did you read it?

14 [REDACTED]: Yes, I read it.

15 SPECIAL AGENT DAVIS: Let me read  
16 something to you. This is in paragraph four. "Your  
17 supervisor later presented you with the notifications  
18 evaluation. The conclusion was that there was no  
19 procedural problem with assigning you to a TARP team.  
20 [REDACTED] gave you a few hours to read the one-page  
21 evaluation and inform [REDACTED] of your decision of  
22 accepting the assignment.

23 When [REDACTED] brought you out later that day, you  
24 did not accept the position, so [REDACTED] placed you on  
25 decision-making leave, a pay leave, to reflect on the

1 decision you faced. Once again this decision was  
2 after [REDACTED] had evaluated your concern." We have asked  
3 you three or four times tonight what this leave was  
4 about. It's right here in this letter which is dated  
5 November 18.

6 It was a paid decision-making leave to  
7 reflect on the decision you faced. The decision as I  
8 see it is you are either on the team or you are out.  
9 This says [REDACTED] gave you a few hours to read the one-page  
10 evaluation. I'm not jumping to any conclusions, but  
11 it took you an hour to make the decision as to whether  
12 to sign this form that was earlier on tonight. So  
13 here's a decision-making leave. Have you ever heard  
14 about that before?

15 [REDACTED] No, this was news to me.

16 SPECIAL AGENT DAVIS: I can guarantee you  
17 that there's somewhere in your HR handbook for  
18 decision-making leave.

19 SPECIAL AGENT MONROE: Right. I think I  
20 asked you when you came back on August 19 were you  
21 told why your access was suspended. You said no.

22 [REDACTED] Again, [REDACTED] was vague. [REDACTED] said  
23 you need to listen. [REDACTED] didn't say you are on  
24 decision-making leave. [REDACTED] didn't say anything like  
25 that. This was just news to me basically.

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1 SPECIAL AGENT MONROE: When you called in  
2 on [REDACTED], did you know that you were requested to  
3 stay offsite and make a decision with respect to TARP?

4 [REDACTED] No. Again, we have a  
5 performance improvement process. If they were really  
6 following a process, there's a way to do it. They  
7 never put anything in writing saying you need to  
8 accept this or you are going to have X, Y, Z. The  
9 other thing I can show you is that I am an excellent  
10 employee and it's well documented in my performance  
11 partnerships. In your binder, I put my last one in.  
12 I got the highest rating you can get.

13 SPECIAL AGENT MONROE: By [REDACTED]  
14 [REDACTED] By [REDACTED] and [REDACTED]  
15 If I can have that binder, [REDACTED] has reviewed my  
16 performance. They are trying to use decision-making  
17 leave and we're following a process, but they didn't  
18 follow the process. Here's my performance partnership  
19 2002.

20 [REDACTED] went into it seven times.  
21 Never once has any of this ever been described, that  
22 I need to be on TARP. This is the status of the  
23 performance partnership review 2002. [REDACTED] has been in  
24 there seven times and never once has any performance  
25 issue been raised. This is where it's supposed to go.



1 This is [REDACTED] electronic signature. So [REDACTED]  
2 been in there seven times in 2002. Never once was  
3 this mentioned. Never once did it say I was  
4 insubordinate or I need to be on TARP. It's totally  
5 undocumented except for that employee concerns letter.

6 SPECIAL AGENT MONROE: If you had been  
7 insubordinate on [REDACTED], you expected that it would  
8 have been reflected on your performance review  
9 process.

10 [REDACTED] That would be my presumption.

11 SPECIAL AGENT MONROE: Presumption, but  
12 you don't know that.

13 [REDACTED] Right.

14 SPECIAL AGENT DAVIS: Maybe [REDACTED] wasn't  
15 viewing you as being insubordinate. What they are  
16 saying here is that your supervisor in concert with HR  
17 viewed the potential for nonacceptance as a  
18 performance issue, thus the administering of the DML  
19 as suggested by HR and consequence discussions when  
20 you returned. Could [REDACTED] not have been doing you a  
21 favor by not putting anything in your performance  
22 review?

23 [REDACTED] I don't think so.

24 SPECIAL AGENT DAVIS: If [REDACTED] put something  
25 in your performance review indicating that I'm having

1 a conflict over this, that would be negative. [REDACTED]  
2 not putting anything in there.

3 [REDACTED] The whole thing --

4 SPECIAL AGENT DAVIS: Let me finish. Then  
5 you can talk. So [REDACTED] not putting anything in your  
6 performance packet here that's negative. Then what  
7 happens is they are putting you on DML leave for a  
8 couple of days so that you can make a decision because  
9 they are realizing this guy has a decision to make.  
10 [REDACTED] either on it or [REDACTED] out and that could be a  
11 performance issue. Then they will address the  
12 performance issue later.

13 SPECIAL AGENT MONROE: I guess my question  
14 is --

15 [REDACTED] Whatever they want to call  
16 it, that's highly escalated. They should start out  
17 with verbal, written, and then put it in this. I was  
18 so out of left field.

19 SPECIAL AGENT MONROE: We'll check the  
20 process for that. At any point, were you told by  
21 anyone that you were placed on decision-making leave?

22 [REDACTED] No, I was never told.

23 SPECIAL AGENT MONROE: The first time that  
24 you learned about it was on November 18.

25 [REDACTED] At the debrief, yes. I had

1 no idea. I had never even heard the phrase before.

2 SPECIAL AGENT MONROE: So you thought you  
3 were just out on sick leave.

4 [REDACTED] I was removed from site. I  
5 didn't know what that meant. Then I was out on sick  
6 leave, right. If you go into my time sheet, [REDACTED] put  
7 in that I was sick.

8 SPECIAL AGENT MONROE: So there's a  
9 document that shows I was on sick leave.

10 [REDACTED] Right.

11 SPECIAL AGENT MONROE: Then somehow this  
12 DML comes out.

13 [REDACTED] Yes. This is my 2001  
14 performance partnership. I want to show you this.

15 [REDACTED] and [REDACTED] electronically signed it off this  
16 year. [REDACTED] is one of the best in my

17 organization. [REDACTED] consistently makes significant  
18 contributions to the department. [REDACTED] overall

19 performance exceeded all requirements necessary to  
20 fill the duties, responsibilities, objectives of my

21 expectation for his position." So that's what they  
22 are telling me.

23 SPECIAL AGENT MONROE: Then.

24 [REDACTED] Then. When I went to [REDACTED]

25 I said why don't we follow this procedure. We are

1 totally out of control with procedures. I made a list  
2 from the corrective action program identifying over  
3 100 procedures that we had violated and that were  
4 documented in the last year.

5 SPECIAL AGENT MONROE: Do you have a copy  
6 of that list?

7 [REDACTED] Yes I do. It's in here. My  
8 big picture is we're having all kinds of problems at  
9 PSE&G Nuclear. I reviewed all the cases as part of my  
10 duties. Procedure compliance is just totally  
11 nonexistent in the corrective action program and  
12 everywhere you turn. So I get this assignment. I  
13 read the procedure. I said I'm not qualified. I told  
14 the manager. [REDACTED] says by the way we're not doing it.

15 SPECIAL AGENT MONROE: So here's another  
16 example in your mind of where you are not --

17 [REDACTED] Exactly. Here is the  
18 procedure. I took this to [REDACTED]

19 SPECIAL AGENT MONROE: Let me tab that  
20 with something.

21 [REDACTED] This was just for one year.  
22 This is just a summary. I didn't even try hard.

23 SPECIAL AGENT MONROE: Just so we can go  
24 back and identify it, you are looking at "Procedure  
25 Noncompliance 6.1 through 7.2." You gave that to [REDACTED].

1 What did [REDACTED] do with it?

2 [REDACTED] looked at it and said  
3 okay. Again, other than wanting to revise the  
4 procedure to what was really going on, I felt [REDACTED] was  
5 pretty amicable and wanted to resolve the concerns  
6 with the procedure and that they should do all the  
7 steps and that they have procedural compliance issues  
8 within the station.

9 SPECIAL AGENT DAVIS: What is the source  
10 for that?

11 [REDACTED]: That's our corrective action  
12 program.

13 SPECIAL AGENT MONROE: You pulled it off  
14 the computer.

15 [REDACTED]: Yes. Not only that, the TARP  
16 procedure in particular is highly violated. When I  
17 wrote my notification, I identified in the last six  
18 months, and it was a level two -- So this is my  
19 mindset. We have to follow our procedures. In here,  
20 I identify other relevant procedures.

21 SPECIAL AGENT MONROE: Is level one the  
22 highest?

23 [REDACTED]: Yes, level one is the  
24 highest. Level two is in there. Level three is still  
25 in the corrective action. So you get TARP team call

1 out problems, TARP contacts not made, dual TARP  
2 notifications, violations of TARP procedures, TARP  
3 member mobilization.

4 SPECIAL AGENT MONROE: So these are the  
5 ones you identified.

6 [REDACTED]: Yes, as further examples of  
7 not following TARP. Again, generically we have a huge  
8 list. I had the mindset of let's follow our  
9 procedures. Really, it spun so out of control.

10 All I felt I was looking for was time  
11 using the performance partnership to get the training  
12 or even informally. We'll give you three months,  
13 [REDACTED] get the training and then you are on it. I  
14 still had issues though with response time. That was  
15 still on the table. At the time, [REDACTED]  
16 drive.

17 SPECIAL AGENT MONROE: So the bigger  
18 picture that you see is noncompliance with procedures.

19 [REDACTED]: Yes.

20 SPECIAL AGENT MONROE: You have personal  
21 experience with the TARP.

22 [REDACTED]: Exactly.

23 SPECIAL AGENT MONROE: You feel raising  
24 this issue with the TARP --

25 [REDACTED]: Right.

*re portions*

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1 SPECIAL AGENT MONROE: What do you see to  
2 be your adverse action? Can you pin that down for me?  
3 You raised these issues. What did they do to you?

4 [REDACTED] They suspended me which was  
5 mortifying.

6 SPECIAL AGENT MONROE: Your access  
7 suspension.

8 [REDACTED] Yes.

9 SPECIAL AGENT MONROE: So because of the  
10 access suspension you couldn't come in on August 19.

11 [REDACTED] Right. And actually being  
12 walked off.

13 SPECIAL AGENT MONROE: Walked off.

14 [REDACTED] I was stunned. It was  
15 shocking to me because again I really felt I was  
16 clearly saying this has to do with safety. I wasn't  
17 talking about cleaning my desk or going out and doing  
18 a system walk through. I felt this was significant  
19 and relates back to the emergency plan. I was just  
20 stunned that I was getting walked offsite. It never  
21 happened in my life. Plus, my peers knowing that,  
22 it's embarrassing.

23 SPECIAL AGENT MONROE: Okay.

24 [REDACTED] It really has been a very  
25 stressful occurrence. I tried hard to do a good job.

1 It's difficult for me to get back into the game and  
2 try to do my job at the level I want to do it and go  
3 after stuff and be able to say things.

4 For a while, I was very concerned about  
5 even being overheard by my supervisor saying anything  
6 derogatory about any of the indicators or saying  
7 anything off the cuff about management. I felt there  
8 was just no control and authority over [REDACTED] or [REDACTED]  
9 [REDACTED] So that was very stressful just saying  
10 anything.

11 SPECIAL AGENT MONROE: So you were  
12 concerned to raise anything.

13 [REDACTED] Exactly. Even just to be  
14 overheard and doing my job, especially what I do. I  
15 need to say things that maybe makes them  
16 uncomfortable. Maybe we need to do better in  
17 performance on these indicators or these systems need  
18 to perform better or maybe management needs to do more  
19 and especially the corrective action program.

20 All this stuff goes in. We identify  
21 conditions adverse of quality. If you drill down,  
22 it's all these dead ends. Nothing gets done. I can't  
23 say that now. I just have no ability to raise any  
24 kinds of concern --

25 SPECIAL AGENT MONROE: Because of your



1 experience.

2 [REDACTED]: Because of my actual  
3 experience with this whole TARP thing.

4 SPECIAL AGENT DAVIS: Let me address two  
5 issues here. This goes directly to the adverse  
6 action. I'm looking at two documents. I'm looking at  
7 the one that was prepared by the NRC as a result of  
8 you speaking. There are some inconsistencies between  
9 one document and the other. The other is a report by  
10 Tom Lake on November 18. I'm just going to take them  
11 part by part. All right?

12 [REDACTED]: Yes.

13 SPECIAL AGENT DAVIS: First on [REDACTED]  
14 the document provided by Mr. Schoppy says "On [REDACTED]  
15 the allegor's supervisor threw the completed  
16 evaluation on [REDACTED] desk."

17 [REDACTED]: Yes.

18 SPECIAL AGENT DAVIS: Versus Tom Lake  
19 saying "The supervisor gave you the document." Which  
20 is it? Did [REDACTED] give it to you or did [REDACTED] throw it on  
21 your desk?

22 [REDACTED]: I think --

23 SPECIAL AGENT MONROE: Can you demonstrate  
24 with a piece of paper what [REDACTED] did?

25 [REDACTED]: Yes. [REDACTED] came in and said I

1 need a decision. We're going to talk at noon and then  
2 [REDACTED] walked out. It was like [REDACTED] threw it. [REDACTED] was  
3 totally aggressive, but it's not a big deal.

4 SPECIAL AGENT MONROE: What was the time  
5 he came in?

6 [REDACTED]: It was 9:00.

7 SPECIAL AGENT MONROE: So it was a few  
8 hours.

9 [REDACTED] came in and said I need a  
10 decision.

11 SPECIAL AGENT DAVIS: [REDACTED] needed it by  
12 when?

13 [REDACTED] might have said you need  
14 to read it. [REDACTED] might have actually even wanted me to  
15 read it. You need to read it and then we'll meet at  
16 noon.

17 SPECIAL AGENT DAVIS: "The allegor stated  
18 [REDACTED] didn't understand what [REDACTED] supervisor was referring  
19 to and asked for time to review the evaluation.  
20 According to you, there was a low volume verbal  
21 confrontation which ensued for two minutes. The  
22 supervisor blurted out that's it, you are out of here,  
23 and proceeded to escort the allegor offsite." This  
24 whole thing here sounds as if it took place in about  
25 two mintues.

1 [REDACTED] Right. Just let me say, [REDACTED]  
2 gave me the document at 9:00. [REDACTED] said we're going to  
3 meet at noon. I saw it and I --

4 SPECIAL AGENT DAVIS: I'm just asking some  
5 specific questions. Going back to what it says here,  
6 [REDACTED] gave you a few hours to read the one-page  
7 evaluation and inform [REDACTED] of your decision on  
8 accepting the assignment." Do you agree with that?  
9 This is from Tom Lake's letter. [REDACTED] gave you a few  
10 hours to read the one-page evaluation and make a  
11 decision.

12 [REDACTED] omitting the detail that  
13 I had a noon deadline that my supervisor knew about.

14 SPECIAL AGENT DAVIS: We went over that.  
15 I'm just trying to go over what is written here. When  
16 [REDACTED] saw you out later that day, you still did not  
17 accept the position.

18 [REDACTED] The detail [REDACTED] is missing is  
19 I hadn't read the eval yet.

20 SPECIAL AGENT MONROE: What [REDACTED] is saying is  
21 that summary doesn't capture --

22 SPECIAL AGENT DAVIS: I understand that.

23 [REDACTED] It's kind of biased.

24 SPECIAL AGENT DAVIS: All I'm doing is  
25 asking you to comment on what's on here. Don't get

1 mad at me. I'm just asking you to comment, and you  
2 are commenting. That is what I want. All right?

3 [REDACTED]: Yes.

4 SPECIAL AGENT DAVIS: And [REDACTED] placed you on  
5 decision-making leave. Now [REDACTED] didn't tell you that at  
6 the time.

7 [REDACTED] never used those  
8 words.

9 SPECIAL AGENT DAVIS: [REDACTED] placed you on  
10 decision-making leave. You were placed on decision-  
11 making leave on [REDACTED]. Right?

12 SPECIAL AGENT MONROE: According to that.

13 [REDACTED]: I don't know.

14 SPECIAL AGENT DAVIS: According to this.

15 [REDACTED]: According to that, right.

16 SPECIAL AGENT DAVIS: On [REDACTED], you called  
17 in on sick leave.

18 [REDACTED]: Yes.

19 SPECIAL AGENT DAVIS: You were on sick  
20 leave the whole week.

21 [REDACTED]: Yes.

22 SPECIAL AGENT MONROE: And that is  
23 documented on [REDACTED] time sheet.

24 [REDACTED]: Yes.

25 SPECIAL AGENT DAVIS: So the decision-

1 making leave you were on is from [REDACTED]  
2 [REDACTED]

3 [REDACTED] Right.

4 SPECIAL AGENT DAVIS: From [REDACTED],  
5 you were on sick leave. You were brought back to work  
6 on 8/19.

7 SPECIAL AGENT MONROE: So you interpret  
8 the decision-making leave then from when [REDACTED] was  
9 escorted offsite until the end of [REDACTED] working day.

10 SPECIAL AGENT DAVIS: That's my  
11 interpretation because [REDACTED] said [REDACTED] called in on sick  
12 leave.

13 SPECIAL AGENT MONROE: On [REDACTED]

14 SPECIAL AGENT DAVIS: Right.

15 SPECIAL AGENT MONROE: So to narrow it  
16 down, it was a short window of time on that Friday.

17 SPECIAL AGENT DAVIS: The only thing I was  
18 getting at is I wanted you to comment on what was  
19 written here. You did. It differs a little from  
20 here. You had left parts out. That's what I wanted  
21 to get at.

22 [REDACTED] Yes.

23 SPECIAL AGENT MONROE: I wanted to go over  
24 this.

25 SPECIAL AGENT MONROE: He wanted your

1 reaction to what was written on the paper basically.  
2 Off the record.

3 (Whereupon, the foregoing matter went off  
4 the record and went back on the record.)

5 SPECIAL AGENT MONROE: On the record. We  
6 have reached the end of the interview. I appreciate  
7 your coming out and talking to us and raising your  
8 concerns. [REDACTED] did you provide your testimony  
9 voluntarily this evening?

10 [REDACTED] Yes.

11 SPECIAL AGENT MONROE: Did Bill or I  
12 threaten you for your testimony this evening?

13 [REDACTED] No.

14 SPECIAL AGENT MONROE: Did Bill or I offer  
15 you a reward other than a glass of water for your  
16 testimony this evening?

17 [REDACTED] No.

18 SPECIAL AGENT MONROE: These are questions  
19 that we are required to ask. If there is nothing more  
20 to add to the record, I will go off at 7:49 p.m. By  
21 the way, I am permitted to return by FEDEX [REDACTED]'s copy  
22 of the TARP procedure. Off the record.

23 (Whereupon, the above-entitled matter  
24 concluded at 7:49 p.m.)

25 *NC portions*

CERTIFICATE

This is to certify that the attached proceedings  
before the United States Nuclear Regulatory Commission  
in the matter of:

Name of Proceeding: Interview of [REDACTED] 12

Docket Number: 1-2003-010

Location: Wilmington, DE

were held as herein appears, and that this is the  
original transcript thereof for the file of the United  
States Nuclear Regulatory Commission taken by me and,  
thereafter reduced to typewriting by me or under the  
direction of the court reporting company, and that the  
transcript is a true and accurate record of the  
foregoing proceedings as recorded on tape(s) provided  
by the NRC.



Anna-Marie Smith  
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