

Allegation No.: RI-2002-A-0018
Site/Facility: Hope Creek
ARB Date: 2/20/2002

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

Issue discussed: Concern with the revocation of a reactor operator's license for alleged insubordination. (See attached allegation receipt form for further details)

Alleger contacted prior to referral to licensee (if applicable)? Yes - alleger does not want the issue referred for fear that his identity will be revealed

ALLEGATION REVIEW BOARD DECISIONS

Attendees: Chair - Holian Branch Chief(AOC) - Meyer SAC - Vito
OI Rep. - Monroe RI Counsel - Fewell Others - Barkley, Caruso, Conte, Crlenjak

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

- 1) Provide an acknowledgment/closeout letter to the alleger. Indicate that this matter appears to us to involve an internal personnel matter within PSEG's control. No indication of discrimination or retaliation for raising safety concerns has been made by the alleger nor by the RO during our conversation with the individual. In addition, our review has not indicated that PSEG violated shift manning requirements during the brief period when the RO was being escorted to the gate.

Responsible Person: Barkley
Closure Documentation: _____

ECD: 3/8/2002
Completed: _____

SAFETY SIGNIFICANCE ASSESSMENT: The risk significance of these concerns is very low as there is no evidence of PSEG violating shift manning requirements and the affected RO has not brought a case of alleged H&ID to the NRC directly during our conversations with the individual regarding his possible appeal rights.

PRIORITY OF OI INVESTIGATION: N/A

If potential discrimination or wrongdoing and OI is not opening a case, provide rationale here (e.g., no prima facie, lack of specific indication of wrongdoing):

The affected RO has not personally raised a concern with potential discrimination by PSEG in this matter and the alleger has not provided evidence of a prima facie case in this matter.

Rationale used to defer OI discrimination case (DOL case in progress):

ENFORCEMENT STATUTE OF LIMITATIONS CONSIDERATION (only applies to wrongdoing matters (including discrimination issues) that are under investigation by OI, DOL, or DOJ):

What is the potential violation and regulatory requirement? _____

When did the potential violation occur? _____

(Assign action to determine date, if unknown)

ARB MINUTES ARE REVIEWED AND APPROVED AT THE ARB

Once date of potential violation is established, SAC will assign AMS action to have another ARB at four (4) years from that date, to discuss enforcement statute of limitations issues.

NOTES: _____

Distribution: Panel Attendees, Regional Counsel, OI, Responsible Individuals (original to SAC)