

ALLEGATION DISPOSITION RECORD

Allegation No.: RI-98-A-0016
Site: Salem/Hope Creek
Panel Date: 10/20/98

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

Issue discussed: ALJ Order Approving Settlement and Withdrawal of Complaint mentioned "a gag provision." (which the ALJ interpreted as not being invalid.) However, DOL would not supply a copy of the settlement agreement to the NRC for review.

ALLEGATION PANEL DECISIONS (Previous Allegation Panels on issue: Yes)

Attendees: Chair - Hehl Branch Chief(AOC) - Linville SAC - Vito
OI Rep. - Letts RI Counsel - Fewell Others - Wiggins, L. Harrison, Holody, Walker, Borchardt (OE), Chidakel (OGC)

DISPOSITION ACTIONS:

- 1) Panel does not believe that there is a basis for enforcement action. Panel agrees with the negative OI finding. We will go along with ALJ's decision that the "gag" statement was not restrictive, and not pursue obtaining the settlement agreement. Proceed with closure of the allegation. Need closeout letter to the allegor and letter to licensee w/OI synopsis.

Responsible Person: SAC
Closure Documentation: _____

ECD: 11/19/98
Completed: _____

Safety Significance Assessment: _____

Priority of OI Investigation _____

If potential discrimination or wrongdoing and OI is not opening a case, rationale is: _____

ARB MINUTES ARE REVIEWED AND APPROVED AT THE ARB

NOTES: (Include rationale for any referral to licensee, and identify any potentially generic allegations)

286
F