

February 24, 2006

MEMORANDUM TO: Luis A. Reyes  
Executive Director for Operations

FROM: Stephen D. Dingbaum/**RA**/  
Assistant Inspector General for Audits

SUBJECT: STATUS OF RECOMMENDATIONS: SPECIAL  
EVALUATION OF THE OFFICE OF INVESTIGATIONS'  
ROLE IN ALLEGED DISCRIMINATION CASES  
(OIG-04-A-18)

REFERENCE: DIRECTOR, OFFICE OF ENFORCEMENT,  
MEMORANDUM DATED FEBRUARY 13, 2006

Attached is the Office of the Inspector General (OIG) analysis and status of recommendation 1 as discussed in the agency's response dated February 13, 2006. Based on this response, recommendation 1 remains in a resolved status. Recommendations 2 and 3 are closed. Please provide an updated status of the resolved recommendation by April 28, 2006.

If you have questions or concerns, please call me at 415-5915.

Attachment: As stated

cc: W. Dean, OEDO  
M. Malloy, OEDO  
P. Tressler, OEDO

**Audit Report**  
**Special Evaluation of the Office of Investigations**  
**Role in Alleged Discrimination Cases**  
**OIG-04-A-18**

**Status of Recommendations**

Recommendation 1:Reevaluate ADR's effectiveness and its impact on perceptions about NRC's process for investigating discrimination allegations after the pilot program concludes.

Response Dated  
February 13, 2006:

As stated in SECY 04-0044, "Proposed Pilot Program for the use of Alternative Dispute Resolution in the Enforcement Program," the staff intended to conduct the program evaluation after the pilot had run for one year if the number of cases using ADR was sufficiently large. If few cases were completed in the first year, the staff intended to continue the pilot and report to the Commission no later than 2 years after the pilot program.

The pilot program began in September 2004. After a year of operation, the staff did not believe a sufficient number of settlements had been achieved to serve as a basis for the evaluation. By the end of 2005, the staff concluded that additional experience sufficient to base an evaluation was achieved. Development of the evaluation for the Commission began in January 2006 with intended delivery to the Commission in March 2006. To the extent any insights on the investigative process are provided by the parties, they will be included in the staff's evaluation.

OIG Analysis:

Recommendation 1 will remain in a resolved status until OIG receives evidence that the staff has performed its evaluation of the ADR program.

**Status:**

Resolved.