



**UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
REGION IV  
611 RYAN PLAZA DRIVE, SUITE 400  
ARLINGTON, TEXAS 76011-4005**

August 1, 2006

Mr. Michael Barton, Commissioner  
State of Alaska Department of  
Transportation & Public Facilities  
3132 Channel Drive  
Juneau, AK 99801

SUBJECT: CLOSURE OF INVESTIGATION (OI 4-2006-008)

Dear Mr. Barton:

This refers to an investigation conducted by the NRC Office of Investigations (OI) regarding activities at the State of Alaska's Department of Transportation & Public Facilities (ADOT&PF) offices in Anchorage, Alaska. OI initiated the investigation to determine whether your former statewide radiation safety officer was the subject of employment discrimination for bringing forward safety concerns.

Based on a review of the OI investigation and all other pertinent information, the NRC did not substantiate that the former radiation safety officer's employment termination was in violation of the Employee Protection Rule, 10 C.F.R. § 30.7. The NRC plans no further action related to this alleged discrimination and considers this investigation closed.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room).

Sincerely,

**/RA/**

Leonard D. Wert, Jr., Director  
Division of Nuclear Materials Safety

Docket: 030-07710  
License: 50-14102-01

cc:  
Mr. Gary Gantz  
Assistant Attorney General  
State of Alaska  
Department of Law  
1031 West 4<sup>th</sup> Avenue, Suite 200  
Anchorage, AK 99501-5903

bcc: Allegation File

SUNSI Review Completed: HAF ADAMS: ☒ Yes No ☐ Initials: HAF  
☒ Publicly Available ☐ Non-Publicly Available ☐ Sensitive ☒ Non-Sensitive

OFFICE	RIV:SAC	RC/TL:ACES	C:NMIB	D:DNMS
NAME	HAFreeman	KDFuller	VHCampbell	LDWert
	/RA/	/RA/	/RA/	/RA/
DATE	07/26/2006	07/31/2006	07/31/2006	08/01/2006

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