

September 22, 2006
EN-06-042

OFFICE OF ENFORCEMENT
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

Individual: Gary Abel (IA-06-036)

Subject: CONFIRMATORY ORDER (EFFECTIVE IMMEDIATELY)

This is to inform the Commission that a Confirmatory Order confirming commitments reached as part of an alternative dispute resolution (ADR) mediation settlement agreement will be issued today, September 22, 2006, to Gary Abel. At issue was the NRC conclusion that Mr. Abel, a licensee official, deliberately transmitted (faxed) safeguards information over an unprotected telecommunications circuit to a person who did not have a need-to-know certain information contained in the document, and who had not been cleared to receive safeguards information. In addition, the NRC concluded that Mr. Abel had provided incomplete and inaccurate information to the NRC during the course of an investigation involving the transmitted safeguards information. The agreement, in part, stipulates that Mr. Abel will not engage in NRC licensed activities for 1 year and will write an article for publication in NRC's NMSS Newsletter that is mutually agreeable. In light of Mr. Abel's agreement, the NRC will not take any further action against Mr. Abel regarding this matter.

The schedule of notification and issuance:

Telephone Notification to Mr. Abel
Mailing of the letter and Order

September 22, 2006
September 22, 2006

Contacts: M. Burrell, OE, 301-415-2740

D. Solorio, OE, 415-0149

Distribution:

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NAME	MBurrell		DSolorio	
DATE	09/22/06		09/22/06	