



**UNITED STATES
NUCLEAR REGULATORY COMMISSION**

REGION I
2100 RENAISSANCE BLVD., SUITE 100
KING OF PRUSSIA, PA 19406-2713

August 6, 2012

CAPT Donna Davis-Urgo
Radiological Controls & Health Branch (N455)
Energy & Environmental Readiness Division
Office of Chief of Naval Operations
2000 Navy Pentagon
Washington, DC 20350-2000.

RI-2011-A-0008

Subject: NRC Office of Investigations Case No. 1-2011-041

Dear CAPT Davis-Urgo:

The Region I Field Office, NRC Office of Investigations (OI) initiated an investigation (Case No. 1-2011-041) on May 11, 2011, to determine whether a radiographer at the Portsmouth Naval Shipyard was discriminated against for engaging in NRC protected activity for having reported a safety/compliance concern to management. Based on testimonial and documentary evidence developed by OI, the NRC was unable to substantiate the concern. The NRC concluded that the discipline received by the radiographer was unrelated to a protected activity.

Please note that final NRC investigation documents, such as the OI report described above, may be made available to the public under the Freedom of Information Act (FOIA) subject to redaction of information appropriate under the FOIA. Requests under the FOIA should be made in accordance with 10 CFR 9.23, Requests for Records, a copy of which is enclosed for your information.

Also, 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).

No response to this letter is required. Should you have any questions regarding this letter, please contact Mr. Blake Welling of my staff at (610) 337-5205.

Sincerely,

/RA/

Raymond K. Lorson, Director
Division of Nuclear Materials Safety

Enclosure: As Stated

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