

REPORT OF INTERVIEW
WITH
HUGH GILMARTIN

On July 19, 1995, GILMARTIN was interviewed by the reporting investigator. The interview was conducted under oath at the New York Power Authority (NYPA), 123 Main St., White Plains, NY. GILMARTIN provided the following information:

GILMARTIN was born on [REDACTED] in [REDACTED]. His social security number is [REDACTED]. He resides at [REDACTED]. His home telephone number is [REDACTED]. His office number is 914-681-6427. His [REDACTED] drivers license number is [REDACTED]. He graduated from the NY Institute of Technology in [REDACTED] with a Bachelor of Science degree in Mechanical Engineering. He graduated from the State University of New York at Stony Brook in [REDACTED] with a Master of Science degree in Industrial Management. He was hired by NYPA in 1975. He is currently the Director of Engineering Support and has been in that position for seven months. He reports to Tom DOUGHERTY, Vice President of Nuclear Engineering.

GILMARTIN discussed the NYPA reorganization of the Nuclear Generation Department. Prior to the reorganization, the Configuration Management Group consisted of 3 managers, Bill LEMANSKY, Dick BECHT, and Ulrich WITTE. Those three managers reported to Alan ETTLINGER. As part of reorganization, the group's responsibilities were realigned, which led to WITTE's position being eliminated. GILMARTIN said that WITTE was not chosen to be one of the two remaining managers because: 1) in the selection process, GILMARTIN tasked the three managers to rank the people assigned to them, and WITTE did not provide clear and succinct information; 2) WITTE was found to be lacking in providing information on the status of work; 3) ETTLINGER did not think favorably of WITTE; 4) WITTE had developed a reputation for not being a team player; and 5) problems with WITTE's travel expense statements. GILMARTIN said that DOUGHERTY agreed with his decision to not select WITTE.

GILMARTIN said that ETTLINGER wrote WITTE's 1994 performance review, which rated WITTE as "Does not Meet expectations" (DNME). GILMARTIN reviewed and concurred based on his observations of WITTE's job performance. GILMARTIN said that WITTE not being selected for the manager position and receiving a DNME rating was not the result of John TARPINIAN raising fire protection (FP) issues at the Indian Point 3 (IP3) Nuclear Generating Station. Prior to the reorganization, TARPINIAN was a contractor working for WITTE.

GILMARTIN said that when he took over ETTLINGER's position he asked ETTLINGER if there was anything that needed to be resolved quickly. ETTLINGER informed him that WITTE had lost the privilege of using his NYPA American Express Card and of general problems with WITTE's travel expense statements. Also, WITTE had a number of travel expenses for which he had not submitted claims. GILMARTIN said that when he took over ETTLINGER's position he informed WITTE that he wanted his outstanding expense statements to be submitted, and that he expected future ones to be submitted on time. GILMARTIN said that when he got WITTE's expense statements he identified problems and glaring deficiencies. GILMARTIN said that he had a lot of work at that time and needed help in reviewing the statements, so he asked NYPA Audit Department Director, Joe BRENNAN, to review the statements. GILMARTIN maintained that his referral of WITTE's expense statements to BRENNAN was not done because WITTE or his people

Information in this record was deleted
in accordance with the Freedom of Information
Act, exemptions 7C
26-359
FOIA

7C Product

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13E(S)

had raised FP issues.

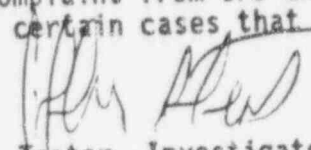
GILMARTIN recalled that, for a short period of time, he was responsible for the construction of an administration building at the James A. Fitzpatrick (JAF) Nuclear Generating Station. During that time, BARTLIK raised issues that the building's FP system did not meet code requirements. GILMARTIN said that, as a result of that concern, NYPA had their code compliance group look at it and determine that the building met the code. GILMARTIN does not think that BARTLIK ever accepted that determination, but believed that issue was "put to bed" approximately one year ago. BARTLIK raised the subject again recently, that the building's sprinkler system did not meet code. GILMARTIN then talked to the code compliance people and the former building project engineer.

GILMARTIN said that DOUGHERTY asked him to try to resolve the issue. GILMARTIN got the people together again, and it was decided that they needed to know what the problems were and that they needed to be documented. GILMARTIN said that he has tried to get BARTLIK to document his concern, but BARTLIK has not responded to the request. GILMARTIN said that he did not send BARTLIK a document requesting that he document his concern with the issue.

GILMARTIN was then questioned regarding whether he conducted an investigation into TARPINIAN's and STRAUSSER's backgrounds. GILMARTIN said that there were change orders (attached) to pay contractors, someone wanted to extend STRAUSSER and TARPINIAN before he (GILMARTIN) took his current position. GILMARTIN opined that the change orders came to his attention in October 1994. During that time, he was assisting DOUGHERTY in the Nuclear Engineering and Design (NED) reorganization. The change orders were left on DOUGHERTY's desk. He and DOUGHERTY did not know what TARPINIAN and STRAUSSER were doing for NYPA at that time, so they wanted to get an idea of their capabilities. GILMARTIN pursued that by going to ETTLINGER or WITTE, and asked for TARPINIAN's and STRAUSSER's resumes. GILMARTIN said that was not done because someone complained to him about what TARPINIAN and STRAUSSER were doing. GILMARTIN said that he was trying to understand the need for keeping them employed at NYPA.

GILMARTIN explained that when a change order is brought to a NYPA Vice President, people generally ask questions and information is needed before decisions can be made. GILMARTIN added that NYPA was under financial constraints at that time.

GILMARTIN knows that Ken VEHSTEDT complained about everyone at the NYPA White Plains Office (WPO), generally stating that, "you guys are real pains in the rear end." GILMARTIN said that the general complaint from IP3 and JAF was that they did not get support from WPO, and in certain cases that was true.


Jeffrey A. Teator, Investigator
Office of Investigations
Field Office, Region I



VECTRA

FC-173

March 14, 1995

RECEIVED
PROCUREMENT

95 MAR 21 10:14

Ms. Doreen Costabile
Project Contract Administrator
New York Power Authority
123 Main Street
White Plains, N.Y. 10601

SUBJECT: Contract No. C 93 Z0028, Change Orders 4 and 5
IP 3 Fire Protection Engineering Tasks

Dear Ms. Costabile:

Enclosed please find two copies each of the subject Contract Change Orders signed on behalf of VECTRA Technologies, Inc.

We appreciate this opportunity to be of service to the New York Power Authority. Please contact us should you desire additional information or assistance.

Very truly yours,

Kevin C. Warapius

Kevin Warapius
Vice President

KW:MES/lbj
Enclosures

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POWER AUTHORITY OF THE STATE OF NEW YORK
123 Main Street
White Plains, N.Y. 10601-3104

Page 1 of 2

Prepared By: Doreen Costabile

PROJECT: Indian Point Unit 3 and James A. FitzPatrick Nuclear Power Plants

Contract No. C 93 Z0028

CHANGE ORDER NO. 4

Contract for: Fire Protection Engineering Tasks

Contractor: Vectra

Address: 225 Scientific Drive
Norcross, GA 30092
Attn.: Mr. Michael M. Migliaccio

☒ NON-NUCLEAR
SAFETY RELATED
☐ CATEGORY II / III

TO THE ABOVE NAMED CONTRACTOR:

In accordance with the above described contract, the following changes are hereby made to the Contract Documents and you are hereby directed to perform the work/services in accordance with these changes.

This Change Order No. 4, effective December 28, 1994, is issued to authorize Vectra to provide the services of Mr. John Tarpinian from January 1 through June 30, 1995 at the Indian Point 3 Nuclear Power Plant. Mr. Tarpinian shall support the resolution of IP3 Fire Protection Start-up Issues and the completion of IP3 Fire Protection Design Basis Documents. Mr. Tarpinian shall be directly responsible for the preparation of IP3 fire protection close-out packages. Mr. Tarpinian shall be paid the all inclusive hourly rate of (b)(7)(C) for straight time and overtime.

TOTAL NOT-TO-EXCEED AMOUNT OF THIS CHANGE ORDER NO. 4 (b)(7)(C)

The Changes of contract price or time of performance specified herein, if any, shall be the complete and exclusive changes of such on account of the foregoing changes in the work/services.

Except as specifically modified herein, all terms and conditions of the original Contract and any previously approved Change Orders apply.

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Contractor Name: Vectra

Contract No. C 93 Z0028

Page 2 of 2

Change Order No. 4

Contractor is directed to sign all three (3) copies of this Change Order and return two (2) fully executed copies to the individual whose name appears on the line entitled "Prepared By:" at the top of Page 1.

PRICE SUMMARY

Original Contract Amount
Change Order No. 1
Change Order No. 2
Change Order No. 3
Change Order No. 4
REVISED TOTAL AMOUNT



Approved and Ordered:

Julia G. Banks
Authorized Signature
Power Authority of the State of New York

Date: 2/2/95

Agreed:

VECTRA Technologies, Inc.
Contractor

By: Keri C. Wammi

Date: 3/14/95

cc: L. Retzer
R. Ventura
F. Bloise
M. Yu

J. Dube - IP3
R. Lauricella - IP3
N. Eng - IP3
W. Sky - IP3

J. Galletta - JAF Purchasing
P. Morris - JAF QA Dept.
Contract Files - 16

REVIEWED BY: <u>M. Stangor</u>	Date <u>4-1-95</u>	<input type="checkbox"/> CAT I <input type="checkbox"/> CAT M <input checked="" type="checkbox"/> OTHER
	NYPA Quality Assurance	

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100-100

POWER AUTHORITY OF THE STATE OF NEW YORK
123 Main Street
White Plains, N.Y. 10601-3104

Page 1 of 2

Prepared By: Doreen Costabile

PROJECT: Indian Point Unit 3 and James A. FitzPatrick Nuclear Power Plants

Contract No. C 93 Z0028

CHANGE ORDER NO. 4

Contract for: Fire Protection Engineering Tasks

Contractor: Vectra

Address: 225 Scientific Drive
Norcross, GA 30092

Attn.: Mr. Michael M. Migliaccio

☒ NON-NUCLEAR
SAFETY RELATED
☐ CATEGORY II / III

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TOTAL NOT-TO-EXCEED AMOUNT OF THIS CHANGE ORDER NO. 4..... (b)(6)

The Changes of contract price or time of performance specified herein, if any, shall be the complete and exclusive changes of such on account of the foregoing changes in the work/services.

Except as specifically modified herein, all terms and conditions of the original Contract and any previously approved Change Orders apply.

Contractor Name: Vectra

Contract No. C 93 Z0028

Page 2 of 2

Change Order No. 4

Contractor is directed to sign all three (3) copies of this Change Order and return two (2) fully executed copies to the individual whose name appears on the line entitled "Prepared By:" at the top of Page 1.

PRICE SUMMARY

Original Contract Amount
Change Order No. 1
Change Order No. 2
Change Order No. 3
Change Order No. 4
REVISED TOTAL AMOUNT

7C

Approved and Ordered:

John C. Franks
Authorized Signature
Power Authority of the State of New York

Date: 2/2/95

Agreed:

Contractor

By:

Date:

cc: L. Retzer
R. Ventura
F. Bloise
M. Yu

J. Dube - IP3
R. Lauricella - IP3
N. Eng - IP3
W. Sky - IP3

J. Galletta - JAF Purchasing
P. Morris - JAF QA Dept.
Contract Files - 16

REVIEWED BY: <u>M. Stangal</u>	Date <u>1-31-95</u>
	NYPA Quality Assurance
<input type="checkbox"/> CAT I	<input type="checkbox"/> CAT M
<input checked="" type="checkbox"/> OTHER (See Cat. E)	

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ORIGINAL CONTRACT DOCUMENT

CONTRACT AM'T/CHANGE ORDER AM'T

SUBJECT: C 93 Z0028/CO 4

DESCRIPTION: Fire Protection Engineering Tasks

VENDOR: Vectra

PLEASE DO NOT DETACH SHEET

Please examine these contract documents and note any irregularities on this slip prior to my signing. If everything is in order, please initial.

1. INITIATING DEPARTMENT: R. Ventura
Transmitted: Date: 1/15/95 Time: 9:15 A
Remarks: O.K. JHN
Initial: R. Ventura

*Return to Contracts - WPO

2. LAW DEPARTMENT:
Transmitted: Date: _____ Time: _____
Remarks: _____
Initial: _____

*Return to Contracts - WPO

3. APPRAISAL & COMPLIANCE SERVICES: M. Garofalo
Transmitted: Date: 1-31-95 Time: _____

Remarks: Not yet. I Service to be performed @ NYPA facilities using NYPAProceedures under NYPA QA Program. Initial: MG

*Return to Contracts - WPO

4. CONTRACT ADMINISTRATOR: D. Costabile
Transmitted: Date: 2/1/95 Time: _____
Remarks: None
Initial: DC

5. J. Franko: Transmitted: Date: _____ Time: _____
Remarks: OK 2/2/95

JOHN M. HOFF

AWARD APPROVAL

COPY TO WAREHOUSE

YES
NO

CC's:

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December 22, 1994
IPP-94-377

TO: J. FRANKO Contract Administration

FROM: R. VENTURA IP3 Project Engineering Services
Bob Ventura

SUBJECT: Indian Point 3 Nuclear Power Plant
Fire Protection Design Basis Documents
Change Order to Vectra Technologies GSA C93-Z0028

Memorandum

*Jules
Gave Verbal
to Migliaccio
on 12-23-94*

Please find attached a contract requisition in an amount not to exceed [REDACTED] to Vectra Technologies Incorporated's Fire Protection General Services Agreement C93-Z0028 for the services of Mr. John Tarpinian from January 1, 1995 to June 30, 1995. Mr. Tarpinian's services are required to support the IP3 start-up effort and the completion of IP3's Fire Protection Design Basis Documents.

7C

Mr. Tarpinian is uniquely qualified for this assignment due to his familiarity with the IP3 Fire Protection Program and his participation in the preparation and subsequent completion of the JAF Fire Protection Design Basis Documents upon which IP3's documents are based. In addition, Mr. Tarpinian is directly responsible for the preparation of IP3 fire protection close-out packages which are being prepared for the NRC fire protection inspection during the first quarter of 1995.

Mr. Tarpinian's services were previously provided through Cataract, Inc. Since the Cataract contract with NYPA expires on December 31, 1994, this contract requisition requests that Mr. Tarpinian be switched to the Vectra Fire Protection General Services Agreement contract. Mr. Tarpinian was selected based on a review of resumes of submitted by various firms contracted with NYPA to provide engineering personnel.

If you should have any questions, please call Bob Ventura (Ext 3522) or Thad Niver (Ext 3457) of IP3 Project Engineering.

Attachment

cc: T. Dougherty
J. Kaucher
D. Ruddy
R. Simmons
F. Bloise

A. Ettlinger
J. Dube
R. Ventura
T. Niver
Records Station - WPO

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CONTRACT REQUISITION

Operating Facility/Support Department/Construction Project

Personal Services (check one)
☐ Yes or ☐ No

Indian Point Nuclear Power Plant

For Bid Solicitation Only (attach list of suggested bidders) Estimated Cost: Note:
 (attach expected expenditures by year for multi-year contract)

For Award Only: Type of Award (check one):

☐ Low Bidder ☐ Other than Low Bidder ☐ Sole Source ☐ Change Order
 Vendor:

Note: C93Z0028

(attach expenditures by year for multi-year contract)

Vectra Technologies, Inc.
 600 Worcester Road
 Framingham, MA 01701

Award Amount:

CV. # 4, Line 4

Description of Required Purchase or Service:

To provide the service of Mr. John Tarpinian from January 1, 1995 to June 30, 1995. Mr. Tarpinian is to support the resolution of IP3 Fire Protection Start-Up Issues and the completion of IP3 Fire Protection Design Basis Documents. Mr. Tarpinian's all-inclusive rate is *[redacted]* per hour for regular time and overtime.

Job Order No **3 E 4 5 N 1 3**

Work Task/Work Activity **- - - -** (If Applicable)

Cost Element **8 3 1**

Responsibility Center **H 5 4 5**

Prepared by: *[Signature]*
 R. M. Ventura Facility/Project: IP3/Fire Protection

Dept./Location: PES/WPO

Date: 12/23/94

Requesting Manager: *[Signature]*
 J. Kaucher Title: Director, PWR Engineering

Date: 12/27/94

Nuclear Plants Only (have QA & R review):
☐ Category I ☐ Category M ☒ Other (NDCI-CAT. 5) QA Reviewed by: M. Garafalo *[Signature]*

Date: 12-23-94

Budget Verification (check one):

☒ In Budget or ☐ Not in Budget By: R. Simmons

Bid Solicitation Approved by: *[Signature]* Title:

Budget Comment: *[Signature]*

Date: 12-28-94

Award Approved by: *[Signature]* Title: W. Cahill E.V.P. of Nuc. Gen.
 T. F. Dougherty V.P. Nuclear Engineering

Date: 12/28/94

Contract Admin. Use Only

CTS Site ☐ Commitment No. ☐

Bid Solicitation Follow Up: ☐ Accepted for Bid Solicitation

Date:

CR-688

POWER AUTHORITY OF THE STATE OF NEW YORK
123 Main Street
White Plains, N.Y. 10601-3104

Page 1 of 2

Prepared By: R. Robinson-Alfano
PROJECT: Headquarters, James A. FitzPatrick Nuclear Power Plant,
and Indian Point Unit No. 3 Nuclear Power Plant
Contract No. B 95 W0002
Contract for: Field Engineers
Contractor: Sun Technical Services
Address: 27285 Las Ramblas, Suite 280
Mission Viejo, Ca 92691
Attn: K. Jackson

CHANGE ORDER NO. 2

TO THE ABOVE NAMED CONTRACTOR:

In accordance with the above described contract, the following changes are hereby made to the Contract Documents and you are hereby directed to perform the work/services in accordance with these changes.

This Change Order is issued to provide the temporary services of Mr. James Strausser through March 15, 1995. Mr. Strausser's rates are as follows:

Straight time
Overtime
Per diem



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w0002n.wp/ajb

70 per hour 11 49 13

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Contractor Name: Sun Technical Services Contract No. B 95 W0002

Page 2 of 2

Change Order No. 2

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The Changes of contract price or time of performance specified herein, if any, shall be the complete and exclusive changes of such on account of the foregoing changes in the services.

Except as specifically modified herein, all terms and conditions of the original Contract and any previously approved Change Orders apply.

PRICE SUMMARY

Original Contract Amount

Change Order No. 1

Change Order No. 2

REVISED TOTAL AMOUNT

([REDACTED]) 7C

Contractor is directed to sign all three (3) copies of this Change Order and return two (2) fully executed copies to the individual whose name appears on the line entitled "Prepared By:" at the top of Page 1.

Approved and Ordered:

James G. Proulx
Authorized Signature

Power Authority of the State of New York

Date:

3/2/55

Agreed:

Contractor

By: _____

Date: _____

w0002n.wp/ajb

cc:

Contract Files - 16

DATE	3/2/55
BY	M. Douglas
OTHER	
DATE	3/2/55

7C per [unclear] 49 12 13



New York Power Authority

2/13/95
No. 1000000000
Plan from
IC-164

Interim #188
Contract Requisition

Requisition No.

Operating Facility/Support Department/Construction Project

Personal Services (check one)
☐ Yes ☐ No

NUCLEAR GENERATION/

For Bid Solicitation Only (attach list of suggested bidders):

Estimated Cost

~~70~~

70

Note: (attach suggested expenditures by year for each year contract)

For Award Only: Type of Award (check one):

Low Bidder ☐ Other Than Low ☐ Sole Source ☐

Change Order
Award Amount

XXX

#B95 W0002

Sun Technical Services Inc.

Description of Required Purchase or Service:

To provide the services of James Strausser to March 1995

Job Order No. 3E45N13

Work Task/ No. (if applicable)
Work Activity

Cost Element 831

Responsibility Center H545

Prepared by:

Facility Project

Dept. Location:

Requesting Manager: Title

Hugh J. Gilmartin

Director, Engineering Support

Date:

January 12, 1995

Nuclear Plants Only (have QA&R review):

☐ Category ☐ Category M ☐ Other

QA Reviewed by:

Date:

Budget Verification (check one):

☒ In Budget or ☐ Not in Budget

By:

[Signature]

Budget Comment:

Date:

2/9/95

3rd Solicitation Approved by:

Title

Date:

Award Approved by: W. Cahill

Title Chief Nuclear Officer

Date:

2/10/95

Contract Administration Use Only

CTS Site

Commitment No.

Date:

Bid Solicitation Follow Up:

☐ Accepted for Bid Solicitation

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70 Revisions