


August 8, 1994

CERTIFIED MAIL (PI42 896 558)
RETURN RECEIPT REQUESTED

Normal Hallenbeck
 7C

Dear Mr. Hallenbeck:

This office has recently attempted to contact you at home regarding your allegation made to the Nuclear Regulatory Commission. The number provided to us has been disconnected.

Please contact Investigator Vanessa G. Selewski collect at (404) 331-6502 between 7:00 a.m. and 3:45 p.m., or at (404) 917-9097 after 8:00 p.m., to discuss details surrounding your concerns. If you choose to write us, please provide information on how you can be contacted. Our address is:

U.S. Nuclear Regulatory Commission
Office of Investigations
101 Marietta Street, N.W. - Suite 2900
Atlanta, GA 30323

Sincerely,


William J. McNulty, Director
Office of Investigations
Field Office, Region II


Distribution:

s/f (2-94-018)

c/f

VGSelewski:pat:08/08/94:disk - Selewski:doc name - Hallenba.018

OI:RII 
VGSelewski
08/8/94

OI:RII 
WJMcNulty
08/08/94

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INVESTIGATION STATUS RECORD

Case No.: 2-94-018 Facility: ST. LUCIE NUCLEAR PLANT
 Allegation No.: RII-94-A-0105 Case Agent: SELFWSKI
 Docket No.(s): 50-335, 389 Date Opened: 05/31/94
 Source of Allegation: ALLEGER Priority: NORMAL
 Notified by: EICS Set by: S. EBNETER, RA
 Category: IH Case Code: RP
 Subject/Allegation: ALLEGED DISCRIMINATION AGAINST WELDING SUPERVISOR FOR INSISTING
 ON CORRECT WORK PRACTICES

Remarks:

Monthly Status Report:

10/31/94: Alleger, a welding supervisor, allegedly received a negative performance appraisal and was then removed from a supervisory position. Alleger believes that these actions were the result of working for a new supervisor who is not orientated towards a nuclear quality environment. Alleger believes he was viewed unfavorably by the supervisor when he stopped welding work on an instrument tubing line (DEH system on turbine deck) because the procedure had to be amended before work could continue. and was told to keep welding. Alleger previously interviewed. Preparing to interview alleged subject and witnesses. Status: FWP ECD: 05/95

NOTE: This was an evaluation. It is being upgraded to a full investigation under the new process review (DG 94-001, Appendix F, 10/01/94).

11/30/94: Received authorization from alleger for access to personnel, Employee Assistance and Speakout program files. Will interview subject and witnesses in December or January. Status: FWP ECD: 05/95

12/31/94: Requested Employee Assistance and Speakout files. Interviews tentatively scheduled for January 1995. Status: FWP ECD: 05/95

01/31/95: Received requested files. Interviews of key witnesses conducted on January 18, 1995. Status: FWP ECD: 05/95

02/28/95: On February 6, 1995, hold placed on investigation to allow all resources allocated to higher priority (██████████) cases, (██████████) and (██████████) Status: NRA ECD: unscheduled 70

03/31/95: Forwarded memo to Radiation Safety and Safeguards on March 24 regarding a security-related allegation from the alleger against same subject. Awaiting response regarding safety/security significance. Status: NRA ECD: unscheduled

04/30/95: No change. Status: NRA ECD: unscheduled

05/31/95: Received response from staff on May 10. No safety significance or violation of regulatory requirements. Status: NRA ECD: unscheduled

INVESTIGATION STATUS RECORD

Case No.: 2-94-018 Facility: ST. LUCIE NUCLEAR PLANT
 Allegation No.: RII-94-A-0105 Case Agent: SELEWSKI
 Docket No.(s): 50-335, 389 Date Opened: 05/31/94
 Source of Allegation: ALLEGER Priority: NORMAL (S. EBNETER, RA)
 Notified by: EICS Staff Contact:
 Category: IH Case Code: RP
 Subject/Allegation: ALLEGED DISCRIMINATION AGAINST WELDING SUPERVISOR FOR INSISTING
 ON CORRECT WORK PRACTICES
 Remarks:

Status: page 2

06/30/95: No resources available pending return of investigator from maternity leave sometime in August. Status: NRA ECD: unscheduled
07/31/95: No resources available pending return of investigator from maternity leave sometime in August. Status: NRA ECD: unscheduled
08/31/95: No activity planned due to higher priority case (2-93-032). Will complete ROI in November. Status: FWP ECD: 12/95
09/30/95: No change. Status: FWP ECD: 12/95
10/31/95: No change. Status: FWP ECD: 12/95
11/30/95: Due to higher priority case, ECD must be changed to allow time for report writing. Report in draft. Status: RID ECD: 01/96
12/31/95: No change. Status: RID ECD: 01/96
01/31/96: Closed/Issued/Unsubstantiated

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 FOIA- 96-485

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Closed: 01/31/96 Issued: 01/31/96 Action: U Staff days:

St. Lucie/FPLASH-CHRONOLOGY

FPL 2-94-018 CASE CHRONOLOGY

DATE OPENED:

OPENED BY: V. G. Selewski

DATE/INT'LS

ACTIVITY

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1-18-95 VGS

Interviewed Ernie Foarch, Herman Fagley, Jerry Kunkel, Dale Jacobs, Andy DeSoiza. Transcribed. Obtained some documents during interviews.

2-6-95 VGS

Advised by FOD McNulty to place this investigation on HOLD due to working higher priority cases.

6-95

Worked it some on higher priority cases. See 5 pre-term labor.

7-9-95

Started Chabernitz leave

8-20-95

Returned to work - finished reports on [REDACTED] cases.

12-95

Began report writing on this case.

2-96

Report written - Case closed.

Report issued.

See [REDACTED] for more detailed info.

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Act, exemptions 7C

FOIA- 96 435

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TT = telephone to TF = telephone from OCW = office conference with

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12-15-94	<p>Telephonically interviewed Hallenbeck re: letter he sent in about Ernie Poarch and got additional names referencing the first interview. See Report of Interview. Hallenbeck said Poarch's Turkey Point supervisor was Joe Marcheise who is now Maintenance Supervisor at St. Lucie. Hallenbeck stated the Contract supervisor who reported the root opening incident was Lonnie Stansbury of United Engineers and Constructors (UE&C) and he can be located at UE&C in Philadelphia. Hallenbeck could not recall who the welding engineer was who reported the DEH problem to him but it was one of the following: Lonnie Bates, Earl Squires, Ron Cable, Chuck Crowser. Welder/Pipefitter, Bob Hight reported this to the welding engineer.</p> <p>Hallenbeck also provided me with numbers of the following: Main #: 407-465-3550, Ernie Poarch: 4041, Herman Fagley: 4124, Dale Jacobs: 3320, Andy DeSoiza: 4136, Geri Smith, Employee Assistance, 407-288-2273. [REDACTED]</p>
12-16-94 VGS	<p>Sent E-mail message to all RII Investigators asking if they recalled a I&H Turkey Point case in which Ernie Poarch was the subject. See E-mail. Everyone responded Poarch was not a familiar name. Pauline and Vorse said the name sounded familiar. Maybe it was a open/close case since we did not investigate all I&H during that time period. Vorse called Uryc to see if he recalls the name. Uryc is checking.</p>
12-16-94	<p>TC from Linda Bouska: Left message, said Prevett told her I may need her assistance. Called her back on 12-19-94 and left her a message.</p> <p>Forwarded request for documents to Employee Assistance Counselor, Geri Smith and Speakout.</p> <p>12-27-94: Received Smith's info. as requested.</p>
1-5-95 VGS	<p>TC to Ernie Poarch 407-465-355- X4041, Voice mail answered, no message left. TC to Andy DeSoiza 4136: Explained allegation and wanted to set up interviews. He asked me when we received the allegation and I told him and he asked if I had talked to Hallenbeck recently and I said yes and told him even though he settled with FPL and did not file a DOL concern, he is requesting NRC look into the matter. I informed DeSoiza I needed to talk to him and he said he would arrange an area for interviews and line up other witnesses as he knew who was involved and that there was a Speakout investigation. I gave him a list: Ernie Poarch, Herman Fagley, Jerry Kunkel, Dale Jacobs. DeSoiza said Speakout had forwarded the info. I requested also. Set interviews for 1-18-95 and 1-19 if needed. Informed him would have court reporter for the record.</p> <p>Received Speakout investigation results.</p>

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CASE CHRONOLOGY

2-94-018 FPL/St. Lucie

DATE OPENED: 5-31-94		OPENED BY: V. G. Selewski
DATE/INT'LS	ACTIVITY	
9-27-94 VGS	Received response from Evans. See memo.	
11-10-94 VGS	Forwarded letter to Hallenbeck requesting he release Nuclear Safety Speakout, personnel, and Employee Assistance files for OI review.	
11-17-94	Received authorization and a letter from Hallenbeck re: subject, Ernie Poarch harassing FPL or contractor employee at Turkey Point.	
11-23-94	Hallenbeck notified me of new address and telephone.	
12-12-94 VGS	Preparing for interviews at St. Lucie to be set in January.	
12-14-94 VGS	Sent E-Mail to Al Ignatonis for info. re: Poarch being a subject of I&H from Turkey Point. See E-mail.	
12-15-94	TC to St. Lucie Resident Inspector Dick Prevelt to inform him I would be down for interviews and asked if space could be provided. He stated if a RI was out I could use his office for interviews, otherwise, they had no conference room. He provided the names of an admin. person who could set up a room and assist in my review of personnel files. (Linda Bouska: 407-468-4109) Also, the licensing contact who he interfaces with is Bob Dawson: 3398. Told Dick would give him a notice when I would be there.	

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CASE CHRONOLOGY

2-94-018 FPL/St. Lucie

(ALLEGATION NO. RII-94-A-0105)

DATE OPENED: 5-31-94

OPENED BY: Vanessa G. Selewski

DATE/INT'LS	ACTIVITY
6-2-94 VGS	Reviewed file. Will get details and documents from AC and call alleged at home after hours.
6-12-94 VGS	5:30 P.M. TC to alleged [REDACTED] No answer.
7-29-94 VGS	Reviewed allegation file, obtained copies. One document, a letter from Goldberg, President of FPL, was not forwarded to me from allegation file. Depending on evaluation, this could be significant.
8-3-94 8:15 P.M. VGS	TC to alleged [REDACTED] phone disconnected, no forwarding number. Called information, no Hallenbeck listed in Port St. Lucie directory.
8-4-94 VGS	TC to St. Lucie Plant, RI Steven Elrod obtained work # for Hallenbeck. 407-465-3550 x 3941. Made 2 calls to this number, no answer.
8-5-94 VGS	TC to AC Al Ignatonis to ensure had correct number. He had no other number for alleged. Determined through Linda Watson, alleged filed no DOL yet.
8-5-94 VGS	Forwarded letter to alleged.
8-16-94 VGS	Letter returned, alleged moved to Ocala Fl. Forwarded another letter to Ocala. 8-17: File review with McNulty.
8-22-94 VGS	TC from alleged, said resigned from St. Lucie, but still wants to pursue complaint. Set telephone interview for 8-23, [REDACTED]
8-23-94 VGS	Interviewed alleged, Report of Interview in file. He will send relevant documents regarding his concerns.
9-21-94	Forwarded ROI and documents re: Hallenbeck to Reg. Counsel, Evans for regulatory nexus. (Memo)