

ATTACHMENT #2
PDF #2

ATTACHMENTS FOR ISSUES #1 - #13 FOR THE JULY 19, 2011,
LETTER FROM
DR. WALTER L. TAMOSAITIS TO ANDREW THIBADEAU TITLED:

COMMENTS ON THE WTP CULTURAL ISSUES, RESPONSES,
AND
RECOMMENDATIONS

ISSUES #1 - #13

The attachments are separated by the referenced issue in the letter and have the same number as designated in the letter. Note that some attachments are multi-paged.

The number shown on some attachments such as BNI0000XXXX or URS0000ZZZZ is the Bates number assigned to the document during the legal discovery process.

Due to duplication of information and/or the file size, not all emails in a string or follow on sheets are attached. These can be obtained by contacting the Sheridan Law Firm, Seattle, WA.

ISSUE #1

"Meeting with the Board and/or Board Staff"

Attachments-

- 1: Olinger comments to the State of Washington regarding the Board.
- 2: Attempt by Chung to stop DNFSB 2009 recommendation letter.
- 3: Russo asks DOE to get the Board eliminated from a review session.
- 4: Russo comment on what should "embarrass" the Board.
- 5: Russo comments on the Board abilities and responsibilities.
- 6: Russo says that closing M3 on June 30th would put the Board in "high gear" and that they need to close M3 but "keep the DNFSB from overreacting". He also comments on DOE and states that "they (DOE) often do things that make no basic sense".

#1

From: Girard, Guy A
Sent: Fri Jan 08 16:01:01 2010
To: Russo, Frank M Sr.; Gay, William (URS); Tamosaitis, Waller
Cc: Brunson, Gary E; Gilbert, Robert A (Rob); Holton, Langdon K; Holton, Langdon K; Bolanos, Ivan A; Alexander, Donald H; Shelor, James L
Subject: FW: DNFSB Raises Risks at WTP
Importance: Normal

From: Olinger, Shirley J
Sent: Friday, January 08, 2010 7:55 AM
To: Hedges, Jane
Cc: Girard, Guy A; Olds, Theodore E (Brik)
Subject: Fw: DNFSB Raises Risks at WTP

Jane,

These are the same issues my staff has been working with BNI on for the last 9 months. The Board is becoming the GAO - repeating our issues in inflammatory language. If you and your staff would like a brief on where we are at, let me know. We believe we have a reasonable solution that won't affect the schedule.

Txsl Sjo

From: Gary Petersen <gpetersen@tridec.org>
To: Spencer, Charles G; Brockman, David A; Julie.Erickson@pnso.science.doe.gov <Julie.Erickson@pnso.science.doe.gov>; 'Ferguson, Bob' <bferguson@plasmecorp.com>; Figueroa, Francisco A; Gary Crutchfield <crutchfieldg@pasco-wa.gov>; jforeman@tridec.org <jforeman@tridec.org>; John Lehw <john.lehw@ch2m.com>; Lampson, Bill <blampson@lampsoncrane.com>; Kluse, Michael; 'Mike Weis' <Michael.Weis@pnso.science.doe.gov>; 'Neil Brosee' <mbrosee@wch-rcc.com>; Rufus Friday <rfriday@tri-cityherald.com>; Olinger, Shirley J; 'Ted Feigenbaum' <tfeigenb@bechtel.com>
Sent: Fri Jan 08 07:53:04 2010
Subject: FW: DNFSB Raises Risks at WTP

From: Peckinpugh, Tim L. [mailto:tim.peckinpugh@kgates.com]
Sent: Friday, January 08, 2010 7:01 AM
To: Gary Petersen
Cc: cadrian@tridec.org
Subject: DNFSB Raises Risks at WTP

FYI. Here's the latest on WTP. Dan Kennedy with Bechtel told me this morning that the WTP folks "violently" disagree with the DNFSB conclusions. Bechtel has not yet briefed congressional delegation

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#1

staff, but I suspect after this story, that will have to happen.

I would be happy to discuss further.

-- Tim Peckinpugh (202-661-6265)

K&L GATES

Energy Daily, Jan. 8, 2010

DNFSB Sees Criticality, Explosion Risks At Hanford Waste Plant

BY GEORGE LOBSENZ

In a design problem that could further delay the \$12.2 billion project, a federal safety oversight board says pulse jet mixing technology being installed in the Hanford nuclear waste treatment plant is not powerful enough to prevent the potential settling of heavy plutonium and uranium particles to the bottom of waste tanks, resulting in a layer of sediment that could lead to inadvertent criticality or explosion. In addition, the Defense Nuclear Facilities Safety Board (DNFSB) told a top Energy Department official in a Wednesday letter that such a sediment layer could remain undetected and might lead to the failure of components in highly radioactive "black" process cells that cannot be accessed for repairs. Further, the board said if the sediment layer formed, it might skew sampling of waste in the process cells, resulting in inaccurate readings of radioactive and chemical elements in waste undergoing pretreatment in preparation for disposal.

Inaccurate measurements would be problematic because the pretreatment process is essential to stripping out specific amounts of radioactive and toxic elements so that waste can be safely converted into a glassified waste form. In addition, accurate data is needed to ensure that residual radioactive and toxic contamination levels in glassified "low-activity" waste are low enough to meet disposal requirements for burial in shallow landfills at Hanford. High-level glassified waste from Hanford is to be buried in a deep geologic repository, although the Obama administration's plan to kill the planned nuclear waste repository at Yucca Mountain, Nevada, makes it unclear where that waste will go. DOE officials said they already were addressing the safety issues raised by the DNFSB in regard to the pulse jet mixers being installed in the pretreatment facility of the Hanford waste tank.

Carrie Meyer, a spokesman for DOE's Office of River Protection, said the inadequate waste mixing problem was "part of the last outstanding technical issue to be resolved for the waste treatment plant. We are working to fix them by the end of April." She noted that DOE has made a legally enforceable commitment to the state of Washington to fix the issues by June.

Meyer said DOE already is planning to make modifications to equipment in the pretreatment plant to assure adequate mixing. She suggested the modifications would not be significantly expensive, but said there were no estimates of potential cost or schedule impacts from the modifications.

However, with the Hanford waste treatment plant half-built after years of delay and billions of dollars spent to address earlier safety issues, the waste-mixing issue clearly poses another technically complex and potentially serious problem for DOE.

In a January 6 letter to Inés Triay, assistant DOE secretary for environmental management, the DNFSB said failure to adequately mix and transport waste in the pretreatment plant could raise three "significant" safety issues.

In the absence of adequate mixing, "dense particles rich in plutonium and uranium are expected to settle preferentially on the bottom of tanks," the board said. "These settled particles may form a sediment layer with sufficient fissile mass in a geometry such that a criticality accident is credible. Furthermore, if the vessels are not well mixed, samples drawn from the vessels to ensure that such an event does not

RN000038452

#1

occur will not be representative."

Secondly, the DNFSB said that because the tanks will have no instrumentation to indicate the quantity of sediment on the bottom, the sediment layer could become heavy enough to trap substantial amounts of flammable hydrogen gases generated by the waste. "Gas release events from this sediment layer could exceed the lower flammability limit in the vessel headspace and result in an explosion," the board said.

On a third issue, the board said a heavy sediment layer could throw off the operation of other sensors and equipment in the tanks, leading to malfunctioning of the pulse jet mixers and the "material failure of components internal to process vessels located in black cells."

DNFSB staff experts, in a November 9 memo to the board, noted that DOE and Bechtel, the contractor building the waste treatment plant, were considering modifications to address the mixing issue, but that the effectiveness of that solution could only be verified through scaled-down experiments and computer simulations assessing the poorly understood fluid dynamics of thick, gel-like nuclear waste mixtures.

"Predicting full-scale performance accurately using [such] simulations...is extremely difficult and may not be possible," said the staff, which added: "Gaining confidence in the simulation results will require an extensive verification and validation effort against previous experimental results, which is not planned by [Bechtel]."

The DNFSB asked DOE to respond within 60 days with a report addressing the waste-mixing issues.

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BNI0003B453

#2

Tim Dwyer know that this is one of the items I would like to discuss.
Steve

----- Original Message -----

From: Chung, Dac

To: 'leo.sain@wglnt.com' <leo.sain@wglnt.com>; 'david_pathick@urscorp.com' <david_pathick@urscorp.com>;
'sogilvie@bechtel.com' <sogilvie@bechtel.com>; 'russo10@llnl.gov' <russo10@llnl.gov>

Cc: 'Shirley_J_Ollinger@RL.gov' <Shirley_J_Ollinger@RL.gov>; 'Guy_A_Girard@RL.gov' <Guy_A_Girard@RL.gov>;
Kralin, Steve; Picho, Kenneth G.

Sent: Tue Dec 15 05:35:54 2009

Subject: DNFSB

Colleagues,

We've heard that the DNFSB has drafted a letter to EM-1 concerning a lack of progress on resolving mixing issues for the larger vessels and the associated safety implications. It is imperative that we prevent this letter from being issued. Please do your best to contact the Board to see if you could influence their decision on this. We need to set up a briefing to the Board so we can explain where the project is on the mixing issues, including BNI's latest test plans and backup plans that may require "fixes" in the operational front-end at the tank farm side as well as WTP -- Frank and Ken should do this asap today. Thanks.

BN100037915

From: Russo, Frank M (WTP)
Sent: Fri Jun 04 19:44:27 2010
To: Robinson, Michael K (WTP); French, Robert (WGI)
Subject: RE: DNFSB Staff Observation of WTP IRT NNV Review Week of 6/7/10
Importance: Normal

I sent a note to Krahn to turn the whole observer thing off.....we will see how that plays. Meanwhile, I do need a call from French..... Why a charter, qualifications etc.....we don't do that for every consultant we hire....why this one?

-----Original Message-----

From: Robinson, Michael K (WTP)
Sent: Friday, June 04, 2010 12:42 PM
To: French, Robert (WGI); Russo, Frank M (WTP)
Subject: Fw: DNFSB Staff Observation of WTP IRT NNV Review Week of 6/7/10
Bob after you talk to rob please give frank a call and let him know what is happening. Thanks, Mike

Sent from my BlackBerry Wireless Device

----- Original Message -----

From: Russo, Frank M (WTP)
To: Ashley, Gregory; Robinson, Michael K (WTP)
Sent: Fri Jun 04 10:21:28 2010
Subject: RE: DNFSB Staff Observation of WTP IRT NNV Review Week of 6/7/10
Does the entire world need to watch us making the sausage.

-----Original Message-----

From: Ashley, Gregory
Sent: Friday, June 04, 2010 10:20 AM
To: Russo, Frank M (WTP); Robinson, Michael K (WTP)
Subject: RE: DNFSB Staff Observation of WTP IRT NNV Review Week of 6/7/10
Looks like DOE has invited DNFSB to observe the SRNL review of the non-Newtonian vessels. We live in a glass house.

Greg Ashley, P.E.
WTP Technical Director
(509) 371-3418
(509) 420-3394 cell
(509) 371-3506 fax
grashley@bechtel.com

-----Original Message-----

From: Russo, Frank M (WTP)
Sent: Friday, June 04, 2010 10:19 AM
To: Ashley, Gregory; Robinson, Michael K (WTP)
Subject: FW: DNFSB Staff Observation of WTP IRT NNV Review Week of 6/7/10
What is this????

-----Original Message-----

From: French, Robert (WGI)
Sent: Friday, June 04, 2010 10:13 AM

BN100003795

#4

From: Olinger, Shirley J
Sent: Tue Apr 20 16:05:19 2010
To: Russo, Frank M (WTP); Ashley, Gregory
Subject: RE: April 16th Board Ltr to Congress
Importance: Normal

Are you available to talk right now? Perhaps we can get Greg on the line too?
Txs, sjo

Shirley J. Olinger
Ph: 509-372-3062
Cell: 509-539-3229
From: Russo, Frank M (WTP) [mailto:frusso@Bechtel.com]
Sent: Tuesday, April 20, 2010 9:04 AM
To: Olinger, Shirley J.
Cc: Ashley, Gregory; Kennedy, Daniel B
Subject: Re: April 15th Board Ltr to Congress

Yes. I think the M3 issue can be addressed. The composite structural issue should embarrass them. It is both old hat and resolved. However, Greg and I can meet with them to understand their heartburn. HPAV to me is all about HIRT results. DNFSB opened that door by stating in the letter to congress that the independent review was their idea. We need a good HIRT outcome and it will be difficult for them to ignore it.

Greg....please see if we can get on with key Board members on Thursday. Kennedy has me pretty full on the Hill. But parts of Thursday morning are open.
Frank

From: Olinger, Shirley J <Shirley_J_Olinger@RL.gov>
To: Russo, Frank M (WTP)
Sent: Tue Apr 20 11:44:03 2010
Subject: Fw: April 15th Board Ltr to Congress
Let's discuss how BNI can help w/this. Txs! Sjo

From: Krahn, Steve <Steve.Krahn@em.doe.gov>
To: Olinger, Shirley J
Sent: Tue Apr 20 05:41:31 2010
Subject: RE: April 15th Board Ltr to Congress
Here is the PDF...still not on Whitaker's site.

Steve
EM-20

#5

To: Kennedy, Daniel E
Cc: Olinger, Shirley J
Subject: For later consideration

Dan,

More I think about it the more I don't like any language. DNFSB dose not have enough knowledge of all the pluses and minuses of risk management program. Other risks become worse we language is in authorization. Also, as a taxpayer, DNFSB charter does not give them procurement authority, approval authority nor project management authority. They are impacting risk and schedule if language survives.

Frank

#6

From: Russo, Frank M (WTP)
Sent: Thu Jul 01 16:14:04 2010
To: Oglvie, J; Walker, David
Subject: RE: M3 Status
Importance: Normal

Yes,,I already made the argument to Dale and Shirley that they would be absolutely crazy to not accept that we are finished with M-3. Congress is just looking for a reason to put Hanford money in other States...our \$60 million is still in play. Declare failure and high probability that the \$50 mill goes away. \$50 mill goes away.....12.263 and 2019 are in major peril.....major peril and S1 is again running day to day management of WTP. Why would they want to do this??? Especially since we did in fact finish M3 as defined by EFRT. Shirley agrees. I believe that Dale does as well but rightfully wants to proceed with caution since he needs S2 agreement and we all need to keep DNFSB from overreacting.

This all said, I repeat , they are DOE.....and they often do things that make no basic sense.

From: Oglvie, J
Sent: Thursday, July 01, 2010 9:04 AM
To: Russo, Frank M (WTP); Walker, David
Subject: Re: M3 Status

Thanks.....so at least we have a decent fee argument.

From: Russo, Frank M (WTP)
To: Oglvie, J; Walker, David
Sent: Thu Jul 01 11:52:54 2010
Subject: Re: M3 Status

I don't think so. But this is DOE and several months ago they wanted us to defer fee so I am not comfortable on how they will react in fee space. Factually M3 was for both non newtonian and newtonian vessels. Non newtonian was completed by in 2006. Since last year all we were working on was Newtonian vessels. When Girard and HQ pushed for the 80/20 fee pool this half of 2010 it was for Newtonian. All Newtonian is complete and DOE has signed off on all Newtonian vessels. No argument that we are done on Newtonian. However, in April 2010 one of DOE's consultants reopened non Newtonian. He had theories about non Newtonian shearing and solids dropping out when the fluid sheared. We used PNNL, SRNL and our own folks to take this theory off the table. We have accomplished this. Non Newtonian will not shear if we keep its rheology above 6 pascal and 6 centipoise. We can do this and SRNL is doing it. We submitted our Non Newtonian package yesterday. Dale indicated that he will eventually approve it (even though some of his folks will resist). Full approval yesterday would have only put the DNFSB in high gear. So, we are proceeding with design without holds and DOE issued a press release (I sent it to you yesterday) saying we submitted everything we had to submit and that they were reviewing it.

Even with M3 finished, there will be follow up actions over the next several years. None will change vessel internal design nor heat removal design. The actions should be primarily funded by TOC (tank farm)

BN100004484

#6

because they will help better understanding of long term operating protocols.

Frank

From: Ogilvie, J
To: Walker, David
Cc: Russo, Frank M (WTP)
Sent: Thu Jul 01 11:29:31 2010
Subject: Re: M3 Status

Doesn't this mean we missed the date?

From: Walker, David
To: Ogilvie, J
Sent: Wed Jun 30 18:14:53 2010
Subject: FW: M3 Status

M3 Update. Good progress but not quite done?

DW

From: Ashley, Gregory
Sent: Wednesday, June 30, 2010 5:02 PM
To: Russo, Frank M (WTP)
Cc: Walker, David; Myler, Craig; French, Robert (WGI)
Subject: M3 Status

Frank,

The TSG has concurred with closure of all vessels except for the 5 non-Newtonian vessels. The FRP vessel package was just signed; therefore all closure criteria are satisfied for 33 of 38 vessels. We have issued the vessel assessment for the non-Newtonian vessels that demonstrates that they meet the mixing requirements. This assessment addresses the concerns raised by DOE in the April time frame. The closure package for these vessels will not be fully executed by TSG until DOE has completed their review (a draft of this package was the subject of independent reviews by SRNL and CRESF). DOE communicated at the TSG meeting just concluded that they have accelerated their delivery of comments on this vessel assessment to 7/9. This is consistent with Dale Knutson's statement in our earlier meeting (that he is pushing his guys to finish). If we receive DOE's comments by 7/9 we are targeting TSG concurrence on the final M3 closure record by 7/16.

*Greg Ashley, P.E.
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BN10004485

ISSUE #2

"Message Manipulation"

Attachments-

- 7: Attempts by Bechtel to influence congressional wording
- 8: Bechtel attempts to influence Senate Armed Services Committee staffer Ms. Creedon's wording and the wording in the House Appropriations Bill.
- 9: Bechtel says they should give Ms. Creedon enough to satisfy her concerns but no more and also give Ms. Creedon a path forward or she may find one on her own.
- 10: Bechtel tries to control communications on the Hill after I wrote my June 16, 2010, letter to the Board.
- 11: Senator Murray's office and Jamie Shimek help Bechtel with communications on the Hill following my letter to the DNFSB.
- 12: House personnel ask repeatedly about the use of the extra funding with regards to mixing issues and structural analysis. Despite many questions, DOE says they use it for equipment purchases so that they can continue to move ahead.
- 13: Bechtel lobbyist, D. Owen, provides critical comments about Dr. Tamosaltis despite no investigation or input. Lobbyist Owen describes Triay as frenetic and questions if she should have responsibility for spending \$5B/year. Doug Clapp says the "DNFSB looks like an asshole for opening an investigation".
- 14: Russo tells Triay that the DNFSB language was removed from HASC bill.
- 15: Despite extensive efforts to get the extra funding, top Bechtel management want to know what they will do with the extra \$50M.

#7

From: Russo, Frank M (WTP)
Sent: Tue Apr 20 13:43:54 2010
To: Heaston, Suzanne; Bradford, Richard; Ashley, Gregory; Rusinko, Barbara; Kacich, Richard
Cc: Kennedy, Daniel E; Klein, Dennis; Bohne, Jason; 'adam@owandc.com'; 'daryl@owandc.com'; 'tim@thompsoncg.com'
Subject: Re: DOE request for topics for Hill discussion; DNFSB Quarterly report to Congress: "no confidence that technical issues can be resolved without impact to design"
Importance: Normal

All good points. We will include them in our Hill meetings.

----- Original Message -----

From: Heaston, Suzanne
To: Heaston, Suzanne; Russo, Frank M (WTP); Bradford, Richard; Ashley, Gregory; Rusinko, Barbara; Kacich, Richard
Cc: Kennedy, Daniel E; Klein, Dennis; Bohne, Jason; 'Adam Ingols' <adam@owandc.com>; 'Daryl Owen' <daryl@owandc.com>; 'Tim Thompson' <tim@thompsoncg.com>
Sent: Tue Apr 20 09:41:41 2010

Subject: DOE request for topics for Hill discussion; DNFSB Quarterly report to Congress: "no confidence that technical issues can be resolved without impact to design"

As mentioned in yesterday's message (below), Erik Olds asked us to consider including a few topics in our discussions with the Hill to respond to DNFSB's quarterly report to Congress. Frank and Dan, you both responded that the report includes no new information and Dan you said that one goal is to prevent report language in Appropriations or Authorizing legislation that would direct DOE to respond to DNFSB's "concerns" and report back to Congress. Erik agreed with that goal and also provided the following:

1. The importance of providing (again) perspective of we (DOE and BNI) have engaged the DNFSB in meetings, reports, and responses to their insatiable requests for analysis and other information.
2. Perspective is needed for the design approach--why DNFSB's allegation is incorrect: "DOE-ORP's revised approach is more complex and less conservative than the original design approach."
3. The importance of completing the design. The risk is in the aging underground storage tanks and completing the design is necessary to advance the project and construction so that treatment can start. We can not allow the endless questions.

Thanks,
Suzanne

All:

Attached is the DNFSB 4/15 quarterly report to Congress. Please note pages two-seven (following the cover letter) that detail DNFSB's opinion that "they are concerned that many changes to WTP are being approved by the DOE-ORP prior to the resolution of numerous outstanding technical issues," and that DNFSB has "made its reviews a priority so issues would be resolved expeditiously with minimal cost and schedule impact on the project." The report states that, "The Board does not share DOE-ORP's confidence that these technical issues will be readily resolved without impact to the facility's design." The tone of the report goes down from there. I will meet later today with Erik Olds as he wants to discuss how to inform congressional staff and ask for assistance. I will report back to you DOE-ORP's wish for consideration.

Text from the attachment below (formatting is lost)

Hanford Site, Waste Treatment and Immobilization Plant . The Board is concerned that many changes to the design of WTP are being approved by the Department of Energy-Office of River Protection (DOE-ORP) prior to the resolution of numerous outstanding technical issues . Additional cost and schedule delays could occur if technical analyses being performed by DOE to justify their "success driven" strategy yield results that are not favorable to the project's safety

#8

From: Kennedy, Daniel E
Sent: Mon May 17 20:36:20 2010
To: Russo, Frank M (WTP)
Subject: RE: DNFSB meeting with Leo Sain
Importance: Normal

Frank - one thing that you don't have yet that you will likely have to "factor" into your discussion of a path forward for the DNFSB issues - will be any specific language contained in either or both of the Defense Authorization bills. Right now we think there will be "report" language in the House bill that will express "concern", but probably not place any significant limitations on the program. While we know that Madelyn also doesn't want to impact the project negatively - we still aren't sure what if any language she will include. We may have an idea about that language mid to late next week.

If part of your DNFSB path forward has to "correct" some legislative language (still a possibility) - your strategy will have to include a plan to deal with language that we may need to impact. House bill should be "done" by the end of this month - but the Senate bill won't go to the floor until June at the earliest - which gives us a little time - but is harder to correct on the floor. We may end up having to impact any language concerns - when the two committees go into "conference" to work out the differences on the two bills.

Not trying to make this hard - just thought you should be aware that you might need a congressional component of your path forward.

Dan

From: Russo, Frank M (WTP)
Sent: Monday, May 17, 2010 4:04 PM
To: 'Ines.Triay@em.doe.gov'; 'dae.chung@em.doe.gov'; 'Shirley_J_Olinger@orp.doe.gov'; 'Guy_A_Girard@orp.doe.gov'
Cc: Kennedy, Daniel E; Walker, David; 'Leo.Sain@wsms.com'
Subject: Re: DNFSB meeting with Leo Sain

Yes. Small senior group. Add Pethick and Oglivie.

From: Triay, Ines <Ines.Triay@em.doe.gov>
To: Russo, Frank M (WTP); Chung, Dae <Dae.Chung@em.doe.gov>; Olinger, Shirley J <shirley_j_olinger@orp.doe.gov>; Girard, Guy <guy_a_girard@orp.doe.gov>
Cc: Kennedy, Daniel E; Walker, David; Sain, Leo <Leo.Sain@wsms.com>
Sent: Mon May 17 15:59:16 2010
Subject: RE: DNFSB meeting with Leo Sain

I agree completely. Let's set it up so that we don't waste any time. Should I set up a 1hr-meeting on 6/1 to discuss WTP Path Forward for DNFSB Issues and invite those on distribution?

Ines

BN100003474

#9

From: Kennedy, Daniel E
Sent: Thu May 06 19:03:49 2010
To: Farrar, Jay; Russo, Frank M (WTP); Ashley, Gregory
Cc: Heaston, Suzanne; Daryl Owen; Adam Ingols; Tomow, Betty
Subject: RE: Talked with Madelyn
Importance: Normal

Frank - I think this approach is worth pursuing - may give Madelyn just enough to satisfy her concerns, but just short of delaying activities on the project. This way she wouldn't be ignoring the DNFSB's concerns. Keeps all parties aware of just how much "risk" is being taken. Yes, it could potentially take a little flexibility away - but only if the critics react negatively to the reports. If we don't suggest a path forward for Madelyn - she may find one on her own.

Suggest we draft some language that you think you could live with - and then discuss. If we can't satisfy ourselves - then no since suggesting this to DOE, or taking it to Madelyn.

Daryl - thoughts?

If we are going to do something like this - we will need to move soon. Suggest Betty set up another strategy/update call no later than Monday.

Dan

-----Original Message-----

From: Farrar, Jay
Sent: Thursday, May 06, 2010 2:49 PM
To: Kennedy, Daniel E; Russo, Frank M (WTP)
Cc: Heaston, Suzanne; Daryl Owen; Adam Ingols
Subject: RE: Talked with Madelyn

I think an option here is for Madelyn to put language in the Bill calling for a quarterly report to the Committee's of jurisdiction on the progress being made to address the Board's concerns. Word it broadly to preclude anything that portends stopping the project, but tightly enough the DoE knows it's serious and will be held accountable. Key issues; safety and technical/scientific progress within prudent parameters of risk.

-----Original Message-----

From: Kennedy, Daniel E
Sent: Thursday, May 06, 2010 2:10 PM
To: Russo, Frank M (WTP)
Cc: Farrar, Jay; Heaston, Suzanne; Daryl Owen; Adam Ingols
Subject: Talked with Madelyn

Just talked with Madelyn - she appreciated the heads up on the HASC language. She does not want to do anything (like forcing or limiting funding) that will negatively impact the program - but she is struggling with what to do about the DNFSB concerns. She understands the HPAV investigation team's effort - and hopes that will resolve the issue - but she also acknowledged the likely difficulty in getting DNFSB's buy in without the 100% solution. She did say that DNFSB is now questioning the mechanical fix to mixing - referencing their concerns that the optical inspection device - may be impacted (damaged) by the radiation. Clearly the DNFSB is still talking with Madelyn.

My sense is that she does not want to do anything that will negatively impact either program schedule or cost - but she is struggling with whether we are on track with getting the DNFSB's acceptance of a path forward with these issues. I told her you were willing to respond to any concerns she might have as she prepares for her markup and asked her to let me know if she would like a call.

Recommendation: You should consider putting a call into Madelyn following the conclusion of the CPR activities this week. Hopefully the outcome is helpful, but even if it is not - I believe Madelyn would appreciate a call giving her an update. Would also provide you an opportunity to fish for any other concerns and attempt to address them. She indicated they are sticking to their markup schedule - 24 May - so if you are going to call and have a chance of getting through - a call tomorrow would be best - or early next Monday. After that she will go into a lockdown and not communicate with anyone.

Dan

#9

From: Daryl Owen
Sent: Thu May 06 20:02:49 2010
To: Kennedy, Daniel E; Farrar, Jay; Russo, Frank M (WTP); Ashley, Gregory
Co: Heaston, Suzanne; Adam Ingols; Tomow, Betty
Subject: RE: Talked with Madelyn
Importance: Normal

I urged Doug to contact Madeline with respect to the HASC language, indicating he'd received it from me and expressing gratitude that it was rejected in the House. That would serve as an opener to a conversation that needs to, and long ago should have, taken place between the two. My sense is she'll be pretty candid with Doug and he with her. Why don't we give that a bit 'o time to take place and calibrate from there. Obviously, we all like to avoid another round of reports and studies if we can avoid it. But if we can't then Jay probably has an idea that can be made to work.

-----Original Message-----

From: Kennedy, Daniel E [mailto:dekenne@Bechtel.com]
Sent: Thursday, May 06, 2010 3:04 PM
To: Farrar, Jay; Russo, Frank M (WTP); Ashley, Gregory
Cc: Heaston, Suzanne; Daryl Owen; Adam Ingols; Tomow, Betty
Subject: RE: Talked with Madelyn

Frank - I think this approach is worth pursuing - may give Madelyn just enough to satisfy her concerns, but just short of delaying activities on the project. This way she wouldn't be ignoring the DNFSE's concerns. Keeps all parties aware of just how much "risk" is being taken. Yes, it could potentially take a little flexibility away - but only if the crates react negatively to the reports. If we don't suggest a path forward for Madelyn - she may find one on her own.

Suggest we draft some language that you think you could live with - and then discuss. If we can't satisfy ourselves - then no since suggesting this to DOE, or taking it to Madelyn.

Daryl - thoughts?

If we are going to do something like this - we will need to move soon. Suggest Betty set up another strategy/update call no later than Monday.
Dan

-----Original Message-----

From: Farrar, Jay
Sent: Thursday, May 06, 2010 2:49 PM
To: Kennedy, Daniel E; Russo, Frank M (WTP)
Cc: Heaston, Suzanne; Daryl Owen; Adam Ingols
Subject: RE: Talked with Madelyn

I think an option here is for Madelyn to put language in the Bill calling for a quarterly report to the Committee's of jurisdiction on the progress being made to address the Board's concerns. Word it broadly to

BN100003360

#9

preclude anything that portends stopping the project, but tightly enough the DoE knows it's serious and will be held accountable. Key issues; safety and technical/scientific progress within prudent parameters of risk.

-----Original Message-----

From: Kennedy, Daniel E

Sent: Thursday, May 06, 2010 2:10 PM

To: Russo, Frank M (WTP)

Cc: Farrar, Jay; Heaston, Suzanne; Daryl Owen; Adam Ingols

Subject: Talked with Madelyn

Just talked with Madelyn - she appreciated the heads up on the HASC language. She does not want to do anything (like fencing or limiting funding) that will negatively impact the program - but she is struggling with what to do about the DNFSB concerns. She understands the HPAV investigation team's effort - and hopes that will resolve the issue - but she also acknowledged the likely difficulty in getting DNFSB's buy in without the 100% solution. She did say that DNFSB is now questioning the mechanical fix to mixing - referencing their concerns that the optical inspection device - may be impacted (damaged) by the radiation. Clearly the DNFSB is still talking with Madelyn.

My sense is that she does not want to do anything that will negatively impact either program schedule or cost - but she is struggling with whether we are on track with getting the DNFSB's acceptance of a path forward with these issues. I told her you were willing to respond to any concerns she might have as she prepares for her markup and asked her to let me know if she would like a call.

Recommendation: You should consider putting a call into Madelyn following the conclusion of the CPR activities this week. Hopefully the outcome is helpful, but even if it is not - I believe Madelyn would appreciate a call giving her an update. Would also provide you an opportunity to fish for any other concerns and attempt to address them. She indicated they are sticking to their markup schedule - 24 May - so if you are going to call and have a chance of getting through - a call tomorrow would be best - or early next Monday. After that she will go into a lockdown and not communicate with anyone.

Dan

-----Or

BN100003361

#10

From: Russo, Frank M (WTP)
Sent: Tue Jul 27 18:50:33 2010
To: russo10@lml.gov
Subject: FW: WTP Tomasi's Event
Importance: Normal

From: Ogilvie, J
Sent: Tuesday, July 27, 2010 11:58:32 AM
To: Walker, David; Russo, Frank M (WTP)
Subject: Re: WTP Tomasi's Event
Auto forwarded by a Rule
Frank, have u briefed Ines?

----- Original Message -----

From: Walker, David
To: Ogilvie, J
Sent: Tue Jul 27 14:56:44 2010
Subject: WTP Tomasi's Event

This is the letter Tomasi's sent to DNFSB. It is alive and growing. DNFSB has allegedly ordered an investigation. This may not have been a well orchestrated separation-getting the details- and therefore this could be an unfortunately messy event.

DW

-----Original Message-----

From: Heaston, Suzanne
Sent: Tuesday, July 27, 2010 10:28 AM
To: Walker, David
Cc: Ashley, Gregory; Bradford, Richard
Subject: David Walker requests confidential letter

David:

Attached please find the WT letter. Rick Bradford has asked me to phone you about a potential Hill communications strategy. I will do that shortly after speaking with Dan Kennedy who is on hold on the telephone right now.

Thank you.

Suzanne

-----Original Message-----

From: Ashley, Gregory
Sent: Tuesday, July 27, 2010 7:21 AM
To: Heaston, Suzanne
Subject: David Walker
Suzanne, David would like a copy of the letter.

BN100004778

#11

From: Heaston, Suzanne
Sent: Tue Jul 27 17:18:16 2010
To: Kennedy, Daniel E; Bohne, Jason; Ashley, Gregory
Subject: Conference call for DNFSB issue
Importance: Normal

All:

Can you be available at 10:30 for a conference call to discuss strategic communications to address the Walt T. letter? Jason has provided questions that we need answered to develop messages.

Greg: We'll need you for questions one and two.

We've learned that Senator Murray's office, appropriators and authorizers have the letter. Jamie Shimek contacted Dan and Erik Olds. Jamie reiterated the need for a response so that she can assist with disseminating our messages.

Carrie Meyer informed me that DOE-HQ (Ines?) contacted DNFSB Chair Peter Winokur as part of their regular process for letter disposition. He did not seem overly concerned. However, Carrie also said that DNFSB's Badar has an "urgent" call into Dave Brockman, ORP manager---we don't know the subject.

Suzanne

From: Bohne, Jason
Sent: Tuesday, July 27, 2010 9:11 AM
To: Heaston, Suzanne
Subject: DNFSB issue

Suzanne,

Thanks again for the conversation. As we discussed, it seems there are three areas we need to have the facts on:

1. Technical issues he raised -- What areas? Did we resolve? What reviews have occurred to back up our response? Is there a basis for further review?
2. WTP processes for collecting and resolving technical issues -- Are they used (how often)? Were they followed here? Is DOE generally involved? Does WTP really have a culture of suppressing safety and technical concerns?
3. URS process for moving him -- was there something out of the ordinary? Is it typical for URS to move senior technical people while job is still going on? Does DOE management typically get involved when a senior person moves?

Jason

Jason Bohne
Public Affairs manager
Bechtel National, Inc.
5275 Westview Drive
Frederick, MD 21703
240/379-3149 (office)
240/344-1616 (cell)

BN100002299

#12

From: Lerner, Steve [mailto:Steve.Lerner@hq.doe.gov]
Sent: Tuesday, April 27, 2010 4:53 PM
To: Robinson, Eryn
Cc: Milone, Lauren
Subject: FW: WTP additional funding - clarification

Eryn—here is a clarification on the WTP additional funding. Steve

Language in the FY2011 budget request for ORP included the statement "Increased funding will support procurements for the accelerated incorporation of procured components into the final design,"

The additional funding is primarily to be utilized for acceleration of design activities. One aspect of the remaining design effort includes the need to procure engineered equipment. The first phase of this procurement involves significant detailed designs developed by the vendors based on performance specifications supplied by the prime contractor, as many of the components for WTP are not off-the-shelf items, and require either bottoms-up engineering and design or extensive tailoring of existing designs by equipment vendors.

From: Robinson, Eryn [mailto:Eryn.Robinson@mail.house.gov]
Sent: Thursday, April 22, 2010 3:44 PM
To: Lerner, Steve
Subject: WTP additional funding - clarification

Steve,

I would like to ask for clarification on the increased funding requested for WTP.

The budget request states the following:

The funding increase of \$50,178,000 over \$690,000,000 will accelerate completion of design and engineering that will directly support the completion of WTP engineering. Increased funding will support procurements for the accelerated incorporation of procured components into the final design. This accelerated completion will reduce risk and improve project confidence.

With regard to the statement that "Increased funding will support procurements for the accelerated incorporation of procured components into the final design," does this mean that the increase will accelerate procurements? Are these long lead or critical path procurements? I'd like to better understand what this means. I think I understand the value in accelerating completion of design, but I'm not sure about accelerating procurements, if that's what the increase would do, given the unresolved technical issues. So I would appreciate clarification on this point.

Many thanks,
Eryn

BN10000060

#12

Scott Bartel

From: Ploha, Kenneth G.
Sent: Thursday, April 29, 2010 10:24 AM
To: Bartel, Scott
Cc: Jones, Colin
Subject: FW: WTP additional funding - clarification

Scott -- here are the questions and my previous attempt at answering these in long form.

From: Lerner, Steve
Sent: Thursday, April 29, 2010 10:19 AM
To: Ploha, Kenneth G.
Subject: Fw: WTP additional funding - clarification

From: Robinson, Eryn <Eryn.Robinson@mail.house.gov>
To: Lerner, Steve
Cc: Milone, Lauren; Jones, Colin; Meyer, Carrie
Sent: Thu Apr 29 10:04:36 2010
Subject: RE: WTP additional funding - clarification
Thank you Steve.

There are two additional technical issues I inadvertently left out:

- (3) Structural steel analysis and design for the Pretreatment, High-Level Waste, and Low-Activity Waste facilities.
- (4) Inadequate mixing in proves vessels in the Pretreatment facility

Sincerely,
Eryn

From: Lerner, Steve [mailto:Steve.Lerner@hq.doe.gov]
Sent: Thursday, April 29, 2010 10:03 AM
To: Robinson, Eryn; Robinson, Eryn
Cc: Milone, Lauren; Jones, Colin; Meyer, Carrie
Subject: RE: WTP additional funding - clarification

Hi, Eryn—I know EM is working on drafting a response. Steve

BN100000058

#12

From: Robinson, Eryn [mailto:Eryn.Robinson@mail.house.gov]
Sent: Thursday, April 29, 2010 9:55 AM
To: Robinson, Eryn; Lerner, Steve
Cc: Milone, Lauren
Subject: RE: WTP additional funding - clarification

Steve,

We are getting close to the wire, and so prompt responses are becoming more critical.

I would like to give EM the opportunity to respond to this potential legislation. This would impact funds for FY11. I will be able to take into account feedback provided by the end of the day.

Section 31xx. Limitation on Availability of Funds for Waste Treatment and Immobilization Plant

- (a) In General - Of the amount appropriated or otherwise available for defense environmental activities and available for the Waste Treatment and Immobilization Plant, no funds may be obligated or expended for procurement of any item for which specifications may change or be impacted pending the resolution of technical issues described in (b).
- (b) Technical Issues - For the purpose of this section, unresolved technical issues are issues identified by the Defense Nuclear Facilities Safety Board, including and related to the following
- (1) Safety design strategy for control of hydrogen in pipes in the Pretreatment facility and High-Level Waste facility
 - (2) Changes to the safety basis of the Pretreatment facility
- (c) Termination of Limitation - Paragraph (a) does not apply after the date on which the Defense Nuclear Facilities Safety Board issues a letter to congressional defense committees that the technical issues described in (b) have been satisfactorily resolved.

From: Robinson, Eryn
Sent: Tuesday, April 27, 2010 5:16 PM
To: 'Lerner, Steve'
Cc: Milone, Lauren
Subject: RE: WTP additional funding - clarification

Thanks Steve.

To refine my question a little, could any of the procurements be impacted or otherwise at risk due to the pending outcomes of unresolved technical and safety issues?

-Eryn

BN100000059

#13

From: Russo, Frank M (WTP)
Sent: Wed Jul 28 20:58:51 2010
To: russo10@nl.gov
Subject: FW: DNFSB
Importance: Normal

From: Daryl Owen[SMTP:DARYL@OWENDC.COM]
Sent: Wednesday, July 28, 2010 1:57:16 PM
To: Russo, Frank M (WTP)
Subject: RE: DNFSB
Auto forwarded by a Rule

BTW--talked to IT about Poneman and Doc. She understands. Typically frenetic. Not sure she should be spending \$5B annually.

-----Original Message-----

From: Russo, Frank M (WTP) [mailto:frusso@Bechtel.com]
Sent: Wednesday, July 28, 2010 4:21 PM
To: Daryl Owen; Adam Ingols
Subject: Re: DNFSB

Thank you. I do like the way u guys talk to each other. And Walt was not even fired. His assignment on WTP was over and apparently, he didn't want to go to the next one.

----- Original Message -----

From: Daryl Owen <daryl@owendc.com>
To: Russo, Frank M (WTP); adam@owendc.com <adam@owendc.com>
Sent: Wed Jul 28 16:14:36 2010
Subject: FW: DNFSB

Frank, I send this only to you and Adam. It is not always the way that Doug and I communicate, but it is common enough that I thought you would enjoy it. My original email attached the DNFSB letter.

-----Original Message-----

From: Daryl Owen
Sent: Wednesday, July 28, 2010 4:13 PM
To: 'Clapp, Doug (Appropriations)'
Subject: RE: DNFSB

LOL. I thought the guy looked like an asshole for the way he responded to being fired and DNFSB looked like an asshole for opening an investigation. BNI does not want to join the parade of assholes, but they do want to make sure you have anything you may want/need. I'll talk with Frank about the 10th, or if you suddenly cease to not care you can raise it with him.

-----Original Message-----

From: Clapp, Doug (Appropriations) [mailto:Doug_Clapp@appro.senate.gov]
Sent: Wednesday, July 28, 2010 4:09 PM
To: Daryl Owen

BNI00004818

#14

From: Triay, Ines
Sent: Fri Apr 30 22:34:31 2010
To: Russo, Frank M (WTP)
Subject: RE: CPR
Importance: Normal

I am. Thank you. Ines

From: Russo, Frank M (WTP) [mailto:frusso@Bechtel.com]
Sent: Friday, April 30, 2010 4:04 PM
To: Triay, Ines
Subject: CPR

Ines,

We are ready. Kacich has given them everything they could want and more.

M3 is closing on the Newtonian side. We still have issues on the recently resurrected non Newtonian side. I asked my best science and engineering people to sit with ORP counterparts in a symposium type setting to work out disagreements without me or Guy in the room. If they have different positions after true understanding of the positions then they will document those differences very specifically and clearly. Then and only then can we make management decisions on path forward.

Hope you are well. I just heard that DNFSB language has been removed from HASC authorization.

BN100003304

#15

From: Oglivle, J
Sent: Wed May 19 18:13:51 2010
To: Rocha, Michael; Russo, Frank M (WTP)
Cc: Walker, David
Subject: Re: CPR
Importance: Normal

Mike,
What are we going to do with the extra 45min in 2011?
I saw your note that this will address the 4 month schedule issue (at least get it started) but can you specify the additional activities or purchases that we will perform in 2011 with the extra 45min ?

From: Rocha, Michael
To: Russo, Frank M (WTP); Oglivle, J
Sent: Fri May 07 16:19:33 2010
Subject: RE: CPR

Below is the proposed funding profile which we looked at with construction to recover the 4 months of schedule we slipped based on the funding profile guidance received by DOE. This profile allows for craft ramp up in FY11 with continued ramp up in FY12, which the DOE provided profile did not accommodate.

Attached is a comparison of the profile presented to the CPR team this week and the proposed profile.

<<Proposed Profile.xls>>

Please let me know if you need any additional information

Regards,

Mike Rocha

Vit Plant

Manager of Project Controls

371-2144

430-8229 (Cell)

mfrocha@bechtel.com

From: Russo, Frank M (WTP)
Sent: Friday, May 07, 2010 12:47 PM
To: Oglivle, J
Cc: Rocha, Michael
Subject: RE: CPR

Yes...Michael, send Scott the analysis asap.

From: Oglivle, J
Sent: Friday, May 07, 2010 12:45 PM
To: Russo, Frank M (WTP)
Subject: RE: CPR

Very nice!

Do you have my number for 2012?

ISSUE #3

"CONTROLLING THE MESSAGE AND THE MESSENGER"

Attachments-

- 16: The performance requirements for the mixing issue (M3) will be adjusted (downward) if needed to close the issue by June 30, 2010.
- 17: Russo tells Knutson to be more positive about M3 so that Congress does not kill the extra \$50M
- 18. Russo says Poneman and Knutson want him to help sell the Hill on the story for more money.
- 19. Olinger says to remove words going to the Board that imply they are not ready.
- 20: Olinger outlines several reductions in process capacity that will be made to make M3 work.
- 21: March 8, 2011: TriCity Herald article on DOE Witness Tampering

> From: Steve F. Agnew [mailto: sfagnew@columbia-energy.com]
> Sent: Monday, May 10, 2010 8:58 AM
> To: Krahn, Steve
> Co: Harp, Benton J (Ben); 'kent.fortenberry@wsms.com';
> 'david.kosson@vanderbilt.edu'; 'Kent.Fortenberry@wglnt.com';
> 'hdharmon@bellsouth.net'; 'lanp@vsl.cua.edu'
> Subject: RE: WTP CPR Final Report Draft Input
>
> Steve K,
>
> Essentially the technical out-brief findings repeated specific issues
> related to the CPR by WTP. It is very different as you know to write a

> logical analysis and draw conclusions from that analysis. It is worth
> capturing this somehow and passing it on even if these later comments
> and recommendations do not show up in this CPR.
>
> The technical recommendations would further benefit from being tied
> more closely to some overarching findings. The most relevant such
> overarching findings drive the recommendation from Iott's management
> team for a technical issue resolution process and the recommendation
> from Post's Cost/Schedule/Risk team for assuring that the M-3
> resolution occurs June 30th (i.e. adjusting the requirements if
> needed).
>
> These two overarching findings and recommendations are from different
> subcommittees but really drive all of the out-brief technical
> recommendations as well. We might consider capturing that linkage.
>
> Steve A.
>
> —Original Message—
> From: Krahn, Steve [mailto: Steve.Krahn@em.doe.gov]
> Sent: Monday, May 10, 2010 5:27 AM
> To: Steve F. Agnew; 'hdharmon@bellsouth.net'; 'lanp@vsl.cua.edu'
> Co: 'Benton_J_Ben_Harp@RL.gov'; 'kent.fortenberry@wsms.com';
> 'david.kosson@vanderbilt.edu'; 'Kent.Fortenberry@wglnt.com'
> Subject: Re: WTP CPR Final Report Draft Input
>
> As we discussed when we were out in Hanford, the report is not the
> time to add recommendations. Recommendations need to be part of the
> outbrief.
> Steve
>
> —Original Message—
> From: Steve F. Agnew <sfagnew@columbia-energy.com>
> To: HARRY HARMON <hdharmon@bellsouth.net>; Ian L. Pegg
> <lanp@vsl.cua.edu>

#17

From: Walker, David
Sent: Thu Jul 01 21:32:20 2010
To: Russo, Frank M (WTP)
Cc: Ogilvie, J
Subject: RE: M3
Importance: Normal

Nice improvement,
DW

-----Original Message-----

From: Russo, Frank M (WTP)
Sent: Thursday, July 01, 2010 5:27 PM
To: Walker, David
Cc: Ogilvie, J
Subject: Fw: M3
A more positive tone.

----- Original Message -----

From: Meyer, Carrie C <Carrie_C_Meyer@RL.gov>
To: Russo, Frank M (WTP); Knutson, Dale E <Dale_E_Knutson@orp.doe.gov>; Heaston, Suzanne
Sent: Thu Jul 01 17:24:04 2010
Subject: Re: M3

Frank and Dale

I just spoke with Mike and they will write that it appears BNI has resolved the issues and DOE is reviewing. Next story will be marking DOE acceptance.

----- Original Message -----

From: Russo, Frank M (WTP) <frusso@Bechtel.com>
To: Knutson, Dale E; Meyer, Carrie C; Heaston, Suzanne <SMHEASTO@Bechtel.com>
Sent: Thu Jul 01 14:10:17 2010
Subject: M3

Dale,

I really think that you statements to Narker need to be somewhat positive. Not...all is done , but " the contractor has provided all required data. The EERT questions have been answered. We learned from the process and will now continue efforts to reduce risks optimize plant performance. WTP will adequately mix and make on spec glass. " Otherwise WCM will spin the issue that we are not done and congress will kill the 50 mil. Narker already told Suzanne Heaston that it seems clear, we are not done.

Frank

BNI00004500

#18

From: Russo, Frank M (WTP)
Sent: Thu Jul 08 15:08:50 2010
To: Ogilvie, J
Cc: Clements, Suzanne
Subject: RE: Conference Call 7/6
Importance: Normal

Not at all urgent...Knutson wants me to go with him to Capital Hill next week to push the new funding profile. Originally, he was going to do this alone, but Poneman suggested that I join him. As a result, I will attend People Day and the Dinner but will head to DC Wednesday morning to work with Dale. Assuming you are still wheels up at 6:30 pm next Wednesday afternoon, I will be able to make the flight and get back to Richland Wednesday night. I will have Ashley represent WTP at the Project Review on 7/15. However, your meeting with Dale on Thursday 7/16 is subject to change. If he doesn't come back by noon Thursday, we will set you up for a meeting with Shirley O. Regarding HPAV, call with Ines and Dae yesterday was a non event. As soon as I hear back from Ashley today, I will send you and David an email on the results of the HIRT/DNFSB meeting which is currently underway.
Frank

-----Original Message-----

From: Ogilvie, J
Sent: Thursday, July 08, 2010 7:57 AM
To: Russo, Frank M (WTP)
Cc: Clements, Suzanne
Subject: RE: Conference Call 7/6

Frank, I was out at a business dinner last night when you called. Maybe we can talk later today.
Scott

-----Original Message-----

From: Russo, Frank M (WTP)
Sent: Wednesday, July 07, 2010 10:29 AM
To: Walker, David
Cc: Ogilvie, J
Subject: FW: Conference Call 7/6

HIRT presentation material. Will be reviewed with DOE today and delivered to DNFSB by HIRT team tomorrow. Bottom line, we have some work to do but HIRT supports BNI approach. The work part is as expected...however, the HIRT also determined that the original active control design had flaws and as a result we would be modifying that design even if MAR/HPAV never came into play. HPAV cost savings are gone. We are working a plan to release HPAV design after individual QRA runs as each major section completes (some risk when QRA is iterated but minimal compared to additional delays in PA 2,3,4 that would otherwise be caused by HPAV). With M3 internal vessel design and mechanical features (heat removal) now established and ready for detailing and CNP/CXP also ready for detailing, we can not let HPAV fall behind without significant CPI/SPI impacts. Also, Board staff gets briefed today on heat dilution and removal that resulted from M3 and Ashley and Krahn are setting up monthly board updates on Mixing design, HPAV design, large scale testing plans (with TOC) and simulant selection (with TOC) for future TOC tests.

Frank

-----Original Message-----

From: Roger Mattson [mailto:rdmattson@comcast.net]
Sent: Tuesday, July 06, 2010 8:18 PM
To: Triny, Ines; Steve Krahn; Grazzini, Janice; Kent Fortsenberry; Ashley, Gregory; Shirley Olinger; Dae Chung; Knutson, Dale E; Howard, John (EM); Russo, Frank M (WTP); Agee, Pattie
Subject: Conference Call 7/6

Colleagues,

BN100004681

#19

Sent: Tue Jun 08 14:18:35 2010
Subject: RE: EM-1 Letter responding to DNFSB Comments on the HPAV IRT

Shirley, Steve and I just talked and that is what we agreed to. Steve, is making final edit to incorporate.

Greg Ashley, P.E.
WTP Technical Director
(309) 371-3418
(309) 430-3394 cell
(309) 371-35116 fax
grashley@bechtel.com

From: Olinger, Shirley J [mailto:Shirley_J_Olinger@RL.gov]
Sent: Tuesday, June 08, 2010 2:17 PM
To: Additon, Stephen L; Ashley, Gregory
Cc: 'rdmattson@comcast.net'
Subject: Re: EM-1 Letter responding to DNFSB Comments on the HPAV IRT

Let's go w/deleting inference to us not being ready and your revised sentence wrt lf gaps are identified.

Pls send me the revised document w/these changes. Txs, sjo

From: Additon, Stephen L
To: 'Ashley, Gregory' <grashley@Bechtel.com>
Cc: Olinger, Shirley J; Roger Mattson <rdmattson@comcast.net>
Sent: Tue Jun 08 13:43:51 2010
Subject: RE: EM-1 Letter responding to DNFSB Comments on the HPAV IRT

I read the Board's sentence, "*The team should review the final criteria and not rely on verbal discussion or partially completed work.*" to mean that they think the team cannot reach its conclusions without final design products. This has been a persistent problem with the Staff where they needed design guides, completed stress analyses, etc., to even review the criteria. I also sensed talking to Roy at DEB that his personal frustration was driven in part by our failure to convey any sense that we were not fully ready. I wrote this sentence to admit that we were not ready (although I think we have always known we weren't and it is not news) and to explain that we could finish nevertheless.

I agree that "as anticipated" was gratuitous and should come out, but I hesitate to remove the rest of the sentence. What I don't want the Board or Staff to be able to say to themselves when they read what was meant to be a conciliatory letter, "These guys still don't get it."

If you leave the sentence out, you need to change "... to bridge this gap." In the next sentence as no gap has been defined. I would suggest saying something like, "... to bridge any gaps they find in the

BNI00000264

#20

From: Russo, Frank M (WTP)
Sent: Tue Jun 22 20:17:17 2010
To: Ashley, Gregory
Subject: Fw: SMIT M3
Importance: Normal

Fyi

----- Original Message -----

From: Ollinger, Shirley J <Shirley_J_Ollinger@RL.gov>
To: Knutson, Dale E <Dale_E_Knutson@orp.doe.gov>; Charbonneau, Stacy L <Stacy_L_Charbonneau@orp.doe.gov>
; Harp, Benton J (Ben) <Benton_J_Ben_Harp@orp.doe.gov>; Russo, Frank M (WTP); Spencer, Charles G <Charles_G_Spencer@rl.gov>
Cc: Dowell, Jonathan A <Jonathan_A_Dowell@orp.doe.gov>
Sent: Tue Jun 22 16:15:15 2010
Subject: SMIT M3

For the SMIT mtg (hopefully this Friday morning) the following would be useful to discuss w/ M3:
- proposed contract changes to address M3 waste feed limits and impacts to TF baseline. These include weight percent solids and decant before sending to WTP, reduce batch size, and, reduce maximum sodium molarity.
- an understanding of combined effect on number of HLW batches delivered to WTP, impact of the feed staging strategy because of limited DST space, impact to retrievals milestones due to lack of DST space, different feed strategy and ability to blend that could reduce ability to blend and potentially increase HLW canisters.
I would recommend that we better understand these impacts and if possible perform an appropriate integrated flow model run to support approval of these changes.

Txs, sjo

RN000000819

Board examining alleged DOE witness tampering

Weapons board investigating if witnesses were free to speak their mind during hearing

ANNETTE CARY

Special to the Herald

Over the objections of the Department of Energy, the Defense Nuclear Facilities Safety Board is investigating the possibility of witness tampering by the DOE at the board's hearing in Kennewick.

The DOE, which said it conducted its own investigation, has asked the weapons board in a sharply worded letter to immediately halt its investigation and close the matter.

The board, commissioned by Congress to provide independent oversight of nuclear safety at the DOE weapons sites, held a public hearing in October outside Washington, D.C., to hear from the department, its contractors and experts on the operational safety and efficiency of the Hanford vitrification plant under construction.

The board has been concerned that the \$1.2-billion plant will be commissioned before several key technical issues are fully resolved.

As the board continues to work on its overall findings, the department has objected to the weapons board asking questions about whether witnesses heard from it were free to speak their minds, and whether the DOE improperly

attempted to change testimony or retaliate against witnesses. The weapons board picked the witnesses who spoke and answered questions at the hearing. In some cases it issued subpoenas.

The investigation into witness tampering at the meeting "has been, at best, ineffectual," according to a letter to the weapons board signed by Scott Harbelle, the month before resigning as the DOE general counsel and Timothy Lynch, the deputy general counsel for litigation and enforcement.

"We have no doubts about the board's integrity and ability to conduct a full investigation," the letter said. As a board composed of experts in the field of

See DOE | Page A2

DOE | Said the board should halt investigation while jurisdiction is in dispute

FROM PAGE A1

nuclear safety, the board has neither the jurisdiction nor the expertise to investigate what it called alleged witness tampering, the letter said.

Such an investigation requires "significant expertise and experienced judgment," the letter said. Even if the investigation does conclude that there was inappropriate conduct, "no one with authority to take remedial action could rely on the findings or the record created," the letter said.

In the DOE's investigation into possible misconduct, it concluded that no one at the DOE or at one of its contractors took inappropriate actions, the letter said. It looked into the matter because if there were any credible evidence of witness tampering, the DOE would be required to take immediate employment or contract action. The DOE has not publicly released the report of its investigation, although it was provided to the defense board.

At the least, the weapons board should halt its investigation while its jurisdiction over the matter is in dispute, the DOE said. The Offices of

Inspectors General of the Department of Justice would have jurisdiction and competence to investigate allegations, the letter said.

The board feels strongly that it is in its jurisdiction to look at whether everyone feels free to speak their minds to the board, said board Chairman Peter Winokur on Friday in a telephone interview. It's a natural evolution of its work as the board looks at safety at the plant, he said.

The focus is the safety culture out at the Waste Treatment Plant, he said. "Is there a culture to raise safety concerns and feel comfortable doing it?"

In a brief letter to Energy Secretary Steven Chu in response to the letter from the DOE, Winokur said its investigation is consistent with the board's duties outlined in the amended Atomic Energy Act. The act said the board "shall investigate any event or practice at a Department of Energy defense nuclear facility which the board determines has adversely affected or may adversely affect public health and safety."

Whether workers at the vitrification plant feel free to raise safety

concerns became an issue after the removal of Walt Tamosaitis from his URS management position at the plant in July. The former research and technology manager for the plant was released from the project without warning after he said he raised concerns about the safe and efficient operations of the plant.

Among his concerns was that waste mixing issues had not been adequately resolved, which left a small possibility that a critically could occur as the plant is operating, he has said. Bechtel had a deadline to resolve the mixing issue that came due the week Tamosaitis was released or it could lose up to 80 percent of a possible \$68 million payment.

One of the key issues discussed during the defense board meeting in Kennewick was whether the mixing system in waste tanks in the vit plant would be adequate.

DOE considers the basic technical issues resolved, but told the defense board at the Kennewick meeting that it would conduct additional testing of the mixing system on a large scale. The defense board responded in late

December with recommendations on how the test should be conducted.

Tamosaitis has filed suit in Benton County Superior Court claiming retaliation, and URS has countered that he sent an e-mail with inappropriate comments to consultants on the project, which upset DOE and experts. As a result, Bechtel told URS, which is a subcontractor to Bechtel National, to remove Tamosaitis from the project, according to URS.

The DOE Office of Health, Safety and Security conducted an investigation into the safety culture of the vit plant after Tamosaitis was removed from the project. It found that Bechtel National had established the framework for a strong safety culture at the vit plant, but improvements could be made.

Several people, including senior staff and managers, indicated the situation with Tamosaitis had contributed to a chilling effect that may reduce their willingness to raise technical and safety issues.

• Annetta Cary, 532-1638; acary@trilbyherald.com; More Hanford news at hanfordnews.com.

ISSUE #4

AND

ISSUE #5

HAVE NO SEPARATE ATTACHMENTS

ISSUE #6

"NUCLEAR CULTURE POLICY IN THE WTP"

Attachments-

- 22: Russo tells Coyle, URS, to assume "no feedback by COB today is agreement with the action plan".
- 23: Cover page of WTP Nuclear Policy showing 2010 date.

From: Russo, Frank M (WTP)
Sent: Friday, September 24, 2010 8:00 AM
To: Coyle, Michael (WGI); Ashley, Gregory; Barnes, Steven M (WGI); Bradford, Richard; Brown, Rich (Procurement); Clements, Brooks (WGI); Clements, William; Crawford, Scott; Dunkirk, Jean; French, Robert (WGI); Gergely, Dale; Grover, Nicolina; Heaston, Suzanne; Jantosik, David; Johnson, Deborah (Debi); Johnson, Vanita; Kadich, Richard; Krumm, Cami (WTP); Leeth, David; Nightengale, Teresa; Patterson, Rayford; Patterson, Thomas; Rocha, Michael; Scarpino, Joseph; Siler, Joel (URS); Troutman, Tyrone; Watts, Mark; Williams, Russell
Cc: Hayes, Dennis; Gay, William (URS); Busche, Donna (URS); Matts, George (WTP); Sawyer, Sandra L; Souther, Ryan; Cook, John (WGI)
Subject: Re: NSQC Action Plan

Mike,

Please assume that no feedback by COB today is agreement with the action plan.
Frank

From: Coyle, Michael (WGI)
To: Ashley, Gregory; Barnes, Steven M (WGI); Bradford, Richard; Brown, Rich (Procurement); Clements, Brooks (WGI); Clements, William; Crawford, Scott; Dunkirk, Jean; French, Robert (WGI); Gergely, Dale; Grover, Nicolina; Heaston, Suzanne; Jantosik, David; Johnson, Deborah (Debi); Johnson, Vanita; Kadich, Richard; Krumm, Cami (WTP); Leeth, David; Nightengale, Teresa; Patterson, Rayford; Patterson, Thomas; Rocha, Michael; Scarpino, Joseph; Siler, Joel (URS); Troutman, Tyrone; Watts, Mark; Williams, Russell
Cc: Hayes, Dennis; Gay, William (URS); Busche, Donna (URS); Matts, George (WTP); Russo, Frank M (WTP); Sawyer, Sandra L; Souther, Ryan; Cook, John (WGI)
Sent: Fri Sep 24 10:56:21 2010
Subject: NSQC Action Plan

Just a reminder for those who have not yet provided their input on the draft plan that we discussed last weekend in Coeur d'Alene, today (Friday) is when it was requested. In case you have misplaced it I am forwarding an electronic copy. My goal is to take all comments and resolve them early next week so that Frank can sign the final plan by the end of the week. Thanks in advance and thanks to those of you who have provided comments.

Mike

<<DRAFT NSQC Action Plan as of 8-26-10_draft provided to hes.doc>>

Nuclear Safety and Quality Culture Plan

Document title:

Document number: 24590-WTP-PL-MGT-10-0001, Rev 0

Contract number: DE-AC27-01RV14136

Department: Plant Operations

Author(s): Mike Coyle John Cook

Issue status: Approved

Approved by: Frank Russo

Approver's position: WTP Project Director

Approver's signature: _____
Signature Date

NOTE: This document is DRAFT as of 8/26/10. The document has been presented to the Project Director and Project Manager and activities are planned to educate and engage the WTP management team on its content and implementation. This topic is a planned agenda item for a WTP management retreat in mid-September 2010. The document will be updated accordingly to incorporate feedback from that retreat, as well to incorporate results from the Safety Conscious Work Environment (SCWE) survey interview results. Issuance of this plan is expected in late September, 2010.

ISSUE #7

"DOE CULTURE AUDIT"

Attachment-

- 24: URS-0000834: "This will be no easy termination".

Reference:

- Paper titled "Maintaining the Continuity of Knowledge In a Major Multi-Decade Project" presented by Dr. Tamosaitis at the 2007 American Society of Engineering Management Annual Conference. This paper resulted from information obtained to formulate closure to the EFRT, Lack of Continuity Issue (P-11).

From: "Schmoker, Duane" <Duane.Schmoker@wglnt.com>
 Date: August 31, 2010 9:19:50 PM EDT
 To: "Dave Hollan" <Dave.Hollan@wglnt.com>, "Keith Wood" <Keith.Wood@wglnt.com>, "Bill W Gay" <wwggw@beshiel.com>, "Leo H Sain" <Leo.Sain@wglnt.com>
 Subject: Fwd: Hanford Challenge Update

FYI.

Duane Schmoker
 Vice President
 URS Washington Division
 509-943-6704 (office)
 509-727-1291 (cell)

Sent from my iPhone

Begin forwarded message:

From: "Orber, Eric" <Eric02.Orber@wglnt.com>
 Date: August 31, 2010 6:42:11 PM EDT
 To: "Duane Schmoker" <Duane.Schmoker@wglnt.com>
 Subject: Fwd: Hanford Challenge Update

The dance begins. This will be no simple termination.

Sent from my iPhone

Begin forwarded message:

From: Michele Orber <eorber@charter.net>
 Date: August 31, 2010 4:40:01 PM MDT
 To: Eric Orber <Eric02.Orber@wglnt.com>, "duane.schmoker@wglnt.com" <duane.schmoker@wglnt.com>
 Subject: Fwd: Hanford Challenge Update

FYI...

Sent from my iPhone

Begin forwarded message:

From: "Tom Carpenter" <tomc@hanfordchallenge.org>
 Date: August 31, 2010 3:08:02 PM PDT
 To: "Michele" <eorber@charter.net>
 Subject: Hanford Challenge Update
 Reply-To: "Tom Carpenter" <tomc@hanfordchallenge.org>

Enrich text displaying correctly? Visit [this link](#) for more.

ISSUE #8

"WHO REPRESENTS EMPLOYEES?"

Attachment-

- 25: Poneman, Triay, and Knutson support Bechtel's decision to terminate me despite no investigation or discussions with any personnel. Russo also states that "DOE cannot be seen as involved" (in my termination from the WTP).

#25

From: Russo, Frank M (WTP)
Sent: Wed Jul 28 16:16:19 2010
To: russo10@hnl.gov
Subject: FW: WTP Tomasiis Event
Importance: Normal

From: Ogilvie, J
Sent: Wednesday, July 28, 2010 9:15:17 AM
To: Russo, Frank M (WTP); Walker, David
Subject: Re: WTP Tomasiis Event
Auto forwarded by a Rule
Thanks

----- Original Message -----

From: Russo, Frank M (WTP)
To: Ogilvie, J; Walker, David
Sent: Wed Jul 28 11:35:59 2010
Subject: Re: WTP Tomasiis Event
Yes. She, Poncinon and Dale stated that they understand reason for Wall's departure and support BNI management. They are not happy with URS handling. But this could all change. DOE can't be seen as involved.

----- Original Message -----

From: Ogilvie, J
To: Walker, David; Russo, Frank M (WTP)
Sent: Tue Jul 27 14:58:32 2010
Subject: Re: WTP Tomasiis Event
Frank, have u briefed Ines?

----- Original Message -----

From: Walker, David
To: Ogilvie, J
Sent: Tue Jul 27 14:56:44 2010
Subject: WTP Tomasiis Event
This is the letter Tomasiis sent to DNFSB. It is alive and growing. DNFSB has allegedly ordered an investigation. This may not have been a well orchestrated separation-getting the details- and therefore this could be an unfortunately messy event.
DW

-----Original Message-----

From: Heaston, Suzanne
Sent: Tuesday, July 27, 2010 10:28 AM
To: Walker, David
Cc: Ashley, Gregory; Bradford, Richard
Subject: David Walker requests confidential letter
David:
Attached please find the WT letter. Rick Bradford has asked me to phone you about a potential Hill communications strategy. I will do that shortly after speaking with Dan Kennedy who is on hold on the telephone right now.

BNI00004810

ISSUE #9

"INDEPENDENT REVIEW TEAMS"

Attachments-

- 26: Draft announcement of the formation of the EMAB
- 27: Russo says they will push for Bernie (Meyer) involvement
- 28: Ogilvie says Triay will be happy to hear about Larry Papay
- 29: Description of EMAB membership by Hanford Challenge

THE DEPARTMENT OF ENERGY
Office of Public Affairs

News Media Contact:
(202) 586-4940

For Immediate Release:
June DATE, 2010

**Department of Energy Appoints New Members to the Environmental
Management Advisory Board's Tank Waste Subcommittee**

Washington, DC - The U.S. Department of Energy (DOE) has announced the appointment of 9 members to the Environmental Management Advisory Board's Tank Waste Subcommittee. The members are independent experts and have been appointed to conduct a review of DOE's tank waste clean-up programs at Hanford, the Savannah River Site, and the Idaho National Laboratory.

Dr. Lawrence Papay and Dr. Dennis Ferrigno, two current members of the Environmental Management Advisory Board, will co-chair the Tank Waste Subcommittee. Dr. Papay is a nationally recognized authority on engineering science and technology who currently serves as the CEO and Principal of PQR, LLC, a management consulting firm. He received his Sc.D. and M.S. in Nuclear Engineering from MIT. Dr. Ferrigno is a Senior Executive Management Consultant and recognized industry leader and subject matter expert in the Energy, Power, and Natural Resources business sectors. He received his B.D. and M.S. in Mechanical Engineering from the Polytechnic Institute of New York University.

Dr. Bernard Meyers has more than 40 years of experience as an officer and senior manager in the fields of project and organizational management as well as all phases of engineering and construction management. Dr. Meyers has a Ph.D. in Civil Engineering from Cornell University. Before he began his career in industry, he was a researcher and professor of Engineering.

Dr. James Stevens has over 40 years of experience with both owners and contractors for major chemical processing facilities. Over his career he has been responsible for the process design, research and development and management of technology programs and projects, and the management of departmental operations. He received his Ph.D. in Engineering as well as his M.B.A. from SUNY of Buffalo.

Dr. Edward Lahoda has over thirty five years of experience in process analysis, development, design, and field support. He is lead engineer on advanced products and manufacturing techniques for the Westinghouse Fuels Division and provides R&D and technical and operating support to the Westinghouse fuel manufacturing facility in

Columbia, SC as well as the services division at Waltz Mill, PA. Dr. Lahoda has a Ph.D. and M.S. in Chemical Engineering from the University of Pittsburgh.

Dr. Kevin Brown is a Senior Research Scientist in the Department of Civil and Environmental Engineering at Vanderbilt University. Dr. Brown's current research focuses on life-cycle risk evaluation, model integration, and waste management issues related to proposed advanced nuclear fuel cycles and cementitious barriers for nuclear applications. He holds a B.E. in Chemical Engineering, an M.S. in Environmental and Water Resources Engineering, and a Ph.D. in Environmental Engineering all from Vanderbilt University.

Dr. David Shuh is currently a Senior Scientist and Principal Investigator with the Lawrence Berkeley National Laboratory and Associate Director for the Glenn T. Seaborg Center. He received his Ph.D. and M.S. in Physical Chemistry from the University of California, Los Angeles.

Mr. Alan Leviton began work as a Chemical Process Consultant following his retirement from Rohm and Haas Company in 2001. He has a M.S. in Chemical Engineering from the University of Illinois.

Ms. Sylvia Medina is the President and CEO of North Wind, Inc., an engineering and construction company that provides a suite of environmental and traditional construction services. She received her M.S. in Waste Management with an emphasis in Chemical Engineering from the University of Idaho.

The Subcommittee will begin with a review of the Hanford Waste Treatment and Immobilization Plant Project and expects to issue its first report later this year.

###

#27

From: Russo, Frank M (WTP)
Sent: Tue May 25 19:57:08 2010
To: Oglivie, J; Walker, David
Cc: St Julian, Joseph M
Subject: Re: Ines
Importance: Normal

I see her tomorrow night at 5:30. Will discuss the new subcommittee and how she expects us to interact. We can treat it like a Citizen advisory board aka ...they could be useful if managed. Also, I will continue to push the need for Bernie to be involved. Finally, how does she now view Governance model we discussed.

Also want her real feelings about Dale K and his direct line to Poneman.

Then will discuss my and Leo visit with DNFSB, Path forward on M3 and HPAV

You need to know that BNI is recommending closure of M3. Newtonian all passed testing and is on schedule for 6/30 paperwork complete. We made our case on nonNewtonian and have support of URS at tank farm and SRNL. May need PNNL as well and that is where we may need your help with Wadsworth. I will work it with Dale first then see if we need you big guns.

Frank

From: Oglivie, J
To: Russo, Frank M (WTP); Walker, David
Cc: St Julian, Joseph M
Sent: Tue May 25 15:09:26 2010
Subject: Ines

Guys,

I have a general call into Ines.....anything I need to be aware of?

BNI00003670

#28

From: Walker, David
Sent: Wed May 26 02:00:24 2010
To: Ogilvie, J; Russo, Frank M (WTP)
Subject: Re: wtp
Importance: Normal

Do not know about Papay. I got it back door from Sandra. She had no insight

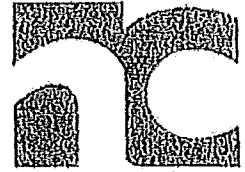
From: Ogilvie, J
To: Russo, Frank M (WTP)
Cc: Walker, David
Sent: Tue May 25 19:44:12 2010
Subject: wtp

I just got an email from Ines.....we should talk before your meeting.

Issues: tech panel, M3 closure, HPAV, more help for you!

She we will be happy about Larry Papay.....how did that end up working out?

BN100003692



Hanford Challenge Comments on the Environmental Management Advisory Board (EMAB)
Report of the Hanford Waste Treatment Plant Project

October 3, 2010

On September 30th, the Department of Energy's Environmental Management Advisory Board (EMAB) released its technical assessment of the Waste Treatment Plant (WTP) Project. Hanford Challenge reviews any report with an eye on the identity of the participants and the actual language of the report before evaluating the validity of the conclusions. The EMAB is a DOE-appointed Committee to provide advice to the Environmental Management's Assistant Secretary. The EMAB was chartered to evaluate the technical status of the Waste Treatment Plant (WTP) which is being built by Bechtel and partner URS. The WTP is the biggest and most expensive environmental remediation project in the nation, the biggest nuclear waste processing plant in the world, and the most visible project in the DOE.

Of the eight EMAB members, one of the co-chairs, Dr. Papay, was a Senior Vice President and General Manager in Bechtel. The other co-chairman, Dr. Ferrigno, owns a consulting company that lists URS as a client. Another member, Dr. Meyers, is a former Bechtel President. Still another member, Dr. Stevens, worked for Washington Group International, which was acquired by URS. Two of its members are from Hanford-related interests. None of the EMAB members are from a citizen or public interest group. It is also interesting to note the orchestration by DOE management and coincidental timing of this "independent" report to be released one week before the upcoming Defense Nuclear Safety Facilities Board (DNFSB) meeting in Kennewick (October 7 and 8). In short, the hand-picked Board lacks any semblance of balance, and seems designed to deliver the kind of advice that best suits the DOE.

Hanford Challenge believes the EMAB's conclusions should be challenged. The only point of agreement with the EMAB is that actual data supports the EMAB review that a nuclear criticality – the sudden release of a large amount of heat and radioactivity due to plutonium aggregation in the tanks – is possible because of the preferential separation of solids that can occur due to the inadequate mixing of the waste (which contains plutonium). With a nuclear criticality as a possibility, the appropriate alarms, training, procedures, etc, must be put in place. By the fact that alarms will be present, the occurrence of a criticality will be known, and therefore be reported to the appropriate parties worldwide. Not only could a criticality cause severe personal harm and damage the facilities, such an event would cause a shutdown of indeterminate length. Experts contend that despite a criticality having a low probability of occurrence, improved mixing systems should be implemented to provide an engineering solution to eliminate the safety concern to prevent even the debate of such an event in a \$12B+ nuclear facility. The improved mixing will also eliminate explosive gas concerns. It is astounding that the Department of Energy would even contemplate taking such risks with the design.

In addition, the EMAB cites concerns with 7 of the 11 major External Flowsheet Review Team (EFRT) issues which are supposedly "closed". With regard to these major issues, the EMAB uses descriptions such as the potential for line plugging being too high, insufficient testing, the Pulse Jet Mixers mixers (necessary to mixing) do not meet a sufficient demonstration level (Technical Readiness Level 6), and gelling of waste in lines has not been assessed. Hanford Challenge fears that the Department and EMAB is playing games with semantics – the issues are not closed if further testing is needed to validate the safety of the design and outdated process models.

The EMAB further states that making plant changes later is a common practice as unanticipated concerns will arise during startup. This argument is reasonable, however, the concerns on the table that have been "closed" are anticipated, not unanticipated issues. Why would you wait to address a problem later that you know about and can address now and when you know that waiting will increase the cost and potential for delay in the future. This practice of waiting to resolve and address known issues until a later date has been the historical practice at the WTP for a decade – mixing issues, hydrogen gas buildup, line plugging

#29

-- all these issues were identified years ago by the NRC and other review teams. Putting off the resolution of these issues until some unspecified future date, and declaring the issue "resolved", is poor science, bad management and misleading to the taxpayers that are funding this venture. We have learned that waiting to address known concerns creates delays and cost increases. So far, this practice has resulted in the ten-year delay and 240% cost increase we have been saddled with so far on the Waste Treatment Plant.

Despite concerns with 7 of the 11 major EFRT issues, the EMAB finally states that the WTP Project has reached a "pivot point" and can move on with a construction/commissioning focus. These same words were uttered by Dale Knutson, WTP DOE Federal Project Director, at the Hanford Advisory Board Meeting, September 9th, in Seattle. Knutson used this terminology in connection with the stated goal of making sure the culture at WTP changed to shift from a design/construction phase to construction/commission phase. It is disturbing that after nearly 10 years of effort and nearly \$6B spent, neither DOE, Bechtel, or URS can assure us of the safety and performance of the WTP.

ISSUE #10

"LESSONS LEARNED"

Attachments-

- 30: 2006 article by D.R. Baker which appeared in the Chronicle
- 31: 2008 article from Bechtel home page (abbreviated)

This is Google's cache of <http://www.bechtel.com/2008-01-23.html>. It is a snapshot of the page as it appeared on Jul 17, 2011 16:35:08 GMT. The current page could have changed in the meantime. [Learn more](#)

These search terms are highlighted: bechtel big dig

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OFFICES

BECHTEL AND PARSONS BRINCKERHOFF REACH SETTLEMENT ON BIG DIG

January 23, 2008

SAN FRANCISCO, January 23, 2008—BECHTEL Infrastructure Corporation and Parsons Brinckerhoff today reached an agreement that settles claims by the Commonwealth of Massachusetts and the U.S. Attorney for the District of Massachusetts regarding our work as management consultant for the Boston Central Artery/Tunnel project, also known as the **BIG DIG**.

John MacDonald, chairman of the BECHTEL/Parsons Brinckerhoff (B/PB) joint venture, issued the following statement:

We have reached a full and final settlement of claims by the Commonwealth of Massachusetts and the U.S. Attorney for the District of Massachusetts. Protracted legal proceedings would have served no one well, and we believe that this resolution is in the interests of all concerned.

We have always said that we take responsibility for our work. We understand and acknowledge with this resolution that our performance did not meet our commitment to the public or our own expectations. Above all, we deeply regret the tragic death of Milena Del Valle in the I-90 tunnel.

Our companies have a long history of delivering safe, high-quality engineering and construction services. Our willingness to scrutinize our own performance and learn from experience has been a major factor in our success. Going forward, we will implement a number of specific measures to apply lessons learned to our future work, such as improving quality management systems, more-extensive and mandatory training for field engineers, and additional standardized specifications for design and construction.

The Boston Central Artery/Tunnel project remains one of this country's most remarkable infrastructure achievements. It will serve the people of Massachusetts well into the next century.

Under the terms of the agreement, BECHTEL Infrastructure Corporation (BINFRA) will contribute \$352 million toward the settlement, with Parsons Brinckerhoff (PB) contributing \$47,230,500, which includes funds intended for future repairs and nonroutine maintenance of the Central Artery/Tunnel. Both BINFRA and PB will take specific actions to enhance their existing training, compliance, and quality assurance programs in order to improve long-term performance and ensure that future work benefits from lessons learned during the Central Artery/Tunnel project. The agreement also provides remedies in the unlikely event of a future major incident for which B/PB is liable.

[Notes to Editors - Contents](#)

#31

This is Google's cache of http://articles.sfgate.com/2006-07-19/business/17307818_1_bechtel-nuclear-waste-project. It is a snapshot of the page as it appeared on Jul 15, 2011 20:34:33 GMT. The [current page](#) could have changed in the meantime. [Learn more](#)

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3 ETF's Not to Skip

Motley Fool Report - 3 ETF's You Need to Own during the recovery. (www.Fool.com/VETF)

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Big Dig tragedy could stain Bechtel's name / Delays, cost overruns, leaks and now a death in Boston puts spotlight on S.F. construction giant -- and some of its other mammoth projects

July 19, 2006 | By David R. Baker, Chronicle Staff Writer

For Bechtel Corp., a company that lives by its record and reputation, last week's news from Boston could hardly have been worse.

A young mother of three died beneath falling concrete slabs inside the city's new network of freeway tunnels, designed by a Bechtel joint venture that also supervised construction. Bostonians -- weary of the project's long history of delays, gaffes and ballooning costs -- vented their anger at Bechtel and its subcontractors. The state's attorney general opened an investigation and declared the accident site a crime scene.

But Boston's \$14.6 billion Big Dig isn't the only large public project sparking criticism of Bechtel.

In Washington state, the San Francisco company is building a nuclear waste treatment center that may end up \$7 billion over its original estimate and six years late.



Crime scene investigators examine the bolt hanger system above concrete ceiling panels in a Big Dig tunnel. Associated Press photo by Celina Fang. Credit: CELINA FANG

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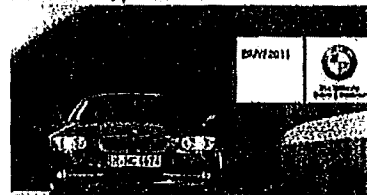
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At the Yucca Mountain nuclear waste storage site in Nevada, a federal investigator last year said the company received about \$4 million in incentive fees for work that had been turned in late -- or in poor quality.

A California congressman this spring accused Bechtel of double-billing the federal government for Hurricane Katrina relief work, potentially costing

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taxpayers \$48 million if government auditors hadn't objected.

The company has also spent the past three years working to repair infrastructure in Iraq. However, criticism directed at Bechtel over that project has focused more on the way it received the job -- an unusual, limited bidding competition -- rather than its performance.

Bechtel's defense

Each time, Bechtel has defended itself, often in great technical detail. Critics often don't understand the way large government contracts work, the company's representatives say. And the projects Bechtel takes on tend to be so large and so complex that problems are almost guaranteed.

"Each project is unique," said Howard Menaker, spokesman for Bechtel's Infrastructure business group. "There are no two Yucca Mountains. ... Yes, there are tunnels being built all over the world. There are bridges being built all over the world. But they aren't the Big Dig."

But public criticism of the company could have an effect.

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(www.MadPennyStocks.com)

1 | 2 | 3 | 4 | Next

ISSUE #11

"DOE MANAGER'S ROLE"

Attachments-

- 32: Knutson tells Russo to "color his conversations" with his management and accelerate personnel moves.
- 33: Gay states that Knutson initiated my termination from the WTP.
- 34: Russo states, "the Federal Project Director is not going to respond to threats of whistle blowing".
- 35: Bechtel management refers to Dr. Tamosaitis as an "official WB" (whistle blower).
- 36: Russo states that "DOE can't be seen as involved" in my termination from the WTP and Bechtel is unhappy with URS' handling of my termination.
- 37: Pages 66-75 from Cami Krumm, URS Human Relations Manager, deposition.
- 38: Russo tells Knutson he told URS to get me out of here 2 weeks ago.
- 39: Olinger offers help to Russo to help with the Board (after Dr. Tamosaitis' termination from the the WTP) and despite the concerns of two senior Ph.D.'s., DOE and Bechtel drive ahead with M3 closure.
- 40: Walker says Triay and Knutson feel they can manage the DNFSB after my June letter.
- 41: Bechtel public relations personnel ask if it is normal for a DOE manager to be involved in personnel movements.
- 42: Gay July 23 email to Wright saying to forget about temp assignment since I wrote a letter to the DNFSB.

Reference-

- Affidavit in DOL suit: Knutson signed affidavit stating no involvement in Dr. Tamosaitis' termination from the WTP (www.sheridanlawfirm.com).

From: Knutson, Dale E
Sent: Thu Jul 01 22:11:48 2010
To: Russo, Frank M (WTP)
Cc: Meyer, Carrie O
Subject: FW: It's Closed
Importance: High

Frank,

If this shows up in the press we will be sticking to our previous comment. Walt does not speak for DOE, nor does your appreciation note contradict the expectation that DOE will understand the residual risk and mitigation strategy before drawing its final conclusions. Deliberate haste will be our approach. Please use this message as you see fit to accelerate staffing changes or to "color" your conversations with Scott Olgivie.

Regards,
Dale

From: Tamosaitis, Walter [wltamosa@bechtel.com]
Sent: Thursday, July 01, 2010 8:26 AM
To: d.dickey@nistech.com; Meyer, Perry A; etchells3@aol.com
Subject: It's Closed

As the message indicates below, M3 is now essentially closed. I anticipate the NN test will go by the way side since SRNL and CRESO have indicated that no test is needed.

So, no matter what people tell you, what you hear at conferences, what the Porch papers may say or not say, refereed or not refereed, etc, CRESO has bought into the solution so paperwork has been signed and things are closing. If Calabrese had concerns he apparently was over ridden, or, maybe he really had none.

On other fronts, a larger scale demo is still being talked about -- we will see what happens. At this time there is no money to do the test (est at \$50-100M) but hopefully it will be found.

The last of the 28 EFRT issues now comes to a close after several years of effort. Dave/Art: remember the first meeting on October 16, 2005?

Have a big bang on July 4th to celebrate.

W

From: French, Robert (WGI)
Sent: Wednesday, June 30, 2010 6:03 PM
To: Allison, Janice S; Barnes, Steven M (WGI); Bradford, Richard; Burk, Robert (Robb) (WGI); Busche, Donna (URS); Chipman, Chris (WGI); Cook, John (WGI); Damerow, Frederick (WGI); Daniel, Russell; Duncan, Garth M; Edmondson, Albert (WGI); Edwards, Richard E (WGI); Gier, Donna; Gillespie, Barbara; Groves, Kevin; Hall, Matthew; Hanson, Robert L; Harper, Darrell; Harshfield, Alan R; Herling, Daniel (WRPS); Huckaby, James; Julyk, John L; Keuhlen, Phillip; Lehrman, Scott; Markille, Jeffrey; Matis, George (WTP); McAdoo, Robert (WGI); Meehan, Jennifer L; Miller H, Charles (Ted) (ARES); Moon, Anna; Muto, Randy (URS); Olson, John W; Ornel, Peter; Papp,

#33

Sain, Leo

From: Gay, William (URS) [wwgay@bachtel.com]
Sent: Monday, July 05, 2010 6:07 PM
To: Leo.Sain@wgint.com
Subject: Fw: It's Closed

This e-mail was the straw that.....I will talk with Walt tonight in a hopefully neutral but honest fashion. My HOUR director will be present. I will deal with the fallout tomorrow. This action was initiated by Dale Knudsen probably not knowing the sensitivity. Bill

----- Original Message -----
From: Russo, Frank M (WTP)
To: Gay, William (URS)
Sent: Thu Jul 01 19:08:13 2010
Subject: RE: It's Closed

Thanks

-----Original Message-----
From: Gay, William (URS)
Sent: Thursday, July 01, 2010 4:01 PM
To: Russo, Frank M (WTP)
Subject: Re: It's Closed

Dennis has called. He will be gone tomorrow.

----- Original Message -----
From: Russo, Frank M (WTP)
To: Gay, William (URS)
Sent: Thu Jul 01 18:20:50 2010
Subject: Fw: It's Closed

Walt is killing us. Get him in your corporate office today.

----- Original Message -----
From: Knutson, Dale E <Dale_E_Knutson@RL.gov>
To: Russo, Frank M (WTP)
Cc: Meyer, Carrie C <Carrie.C.Meyer@orp.doe.gov>
Sent: Thu Jul 01 10:11:48 2010
Subject: FW: It's Closed

Frank,

If this shows up in the press we will be sticking to our previous comment. Walt does not speak for DOE, nor does your appreciation note contradict the expectation that DOE will understand the residual risk and mitigation strategy before drawing its final conclusions. Deliberate haste will be our approach. Please use this message as you see fit to accelerate staffing changes or to "color" your conversations with Scott Olgivie.

Regards,

Dale

From: Tamosaitis, Walter [wltamosa@bachtel.com]
Sent: Thursday, July 01, 2010 8:26 AM
To: d.dickey@mixtech.com; Meyer, Perry A; etohells3@aol.com
Subject: It's Closed

As the message indicates below, M3 is now essentially closed. I anticipate the NN test will go by the way side since SRNL and CRESO have indicated that no test is needed.

1

URS00000809

#34

Krumm, Cami (WTP)

From: Downing, Kalle (WGI)
Sent: Thursday, July 15, 2010 10:19 AM
To: Krumm, Cami (WTP)

Attachments: During a meeting with Bill Gay last Wednesday 7.doc



During a meeting
with Bill Gay...

Katie Downing
WG Business Services
(509) 371-8362
kadownin@bechtel.com

URS00000579

During a meeting with Bill Gay last Thursday 7/8/10, Frank Russo came into Bill Gay's office and told him that Walt Tamosaitis was not allowed back on the WTP project. Frank stated that he tried to work a different solution but discussed this with the Federal Project Director whose response was any costs incurred for Walt Tamosaitis would be considered unallowable. Frank stated, the Federal Project Director was not going to respond to threats of whistle blowing.

URS00000580

#35

From: Ogilvie, J
Sent: Tue Jul 27 18:54:07 2010
To: Russo, Frank M (WTP)
Subject: Stuff
Importance: Normal

How's vacation?

Walt T is now an official WB.....??

What action or inaction were taken by urs/vgl with regard to Walt T? Did they do as requested by you?

What would u like me to do?

Linda Rukow- she has announced that she will retire and go to work at SLAC. Miller is in a panic and will pay her anything to stay. I have never been impressed by Linda and wanted to get your opinion.

Other than Maureen who would u propose as a replacement?

Scott

BNI00004774

#36

From: Russo, Frank M (WTP)
Sent: Wed Jul 28 16:16:19 2010
To: russo10@lml.gov
Subject: FW: WTP Tomasi's Event
Importance: Normal

From: Ogilvie, J
Sent: Wednesday, July 28, 2010 9:15:17 AM
To: Russo, Frank M (WTP); Walker, David
Subject: Re: WTP Tomasi's Event
Auto forwarded by a Rule
Thanks

----- Original Message -----

From: Russo, Frank M (WTP)
To: Ogilvie, J; Walker, David
Sent: Wed Jul 28 11:35:59 2010
Subject: Re: WTP Tomasi's Event
Yes. Shio, Poneman and Dale stated that they understand reason for Walt's departure and support BNI management. They are not happy with URS handling. But this could all change. DOE can't be seen as involved.

----- Original Message -----

From: Ogilvie, J
To: Walker, David; Russo, Frank M (WTP)
Sent: Tue Jul 27 14:58:32 2010
Subject: Re: WTP Tomasi's Event
Frank, have u briefed Ines?

----- Original Message -----

From: Walker, David
To: Ogilvie, J
Sent: Tue Jul 27 14:56:44 2010
Subject: WTP Tomasi's Event
This is the letter Tomasi's sent to DNFSB. It is alive and growing. DNFSB has allegedly ordered an investigation. This may not have been a well orchestrated separation-getting the details- and therefore this could be an unfortunately messy event.

DW

-----Original Message-----

From: Heaston, Suzanne
Sent: Tuesday, July 27, 2010 10:28 AM
To: Walker, David
Cc: Ashley, Gregory; Bradford, Richard
Subject: David Walker requests confidential letter
David:
Attached please find the WT letter. Rick Bradford has asked me to phone you about a potential Hill communications strategy. I will do that shortly after speaking with Dan Kennedy who is on hold on the telephone right now.

BNI00004810

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IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON

FOR THE COUNTY OF BENTON

WALTER L. TAMOSAITIS, PHD, an)
individual, and SANDRA B.)
TAMOSAITIS, representing the)
marital community,)
Plaintiffs,)

vs.

) Case No. 10-2-02357-4
)

BECHTEL NATIONAL, INC., a Nevada)
corporation, URS CORPORATION, a)
Nevada Corporation, FRANK RUSSO,)
an individual, GREGORY ASHLEY,)
an individual, WILLIAM GAY, an)
individual, DENNIS HAYES, an)
individual, and CAMI KRUMM, an)
individual,)
Defendants.)

DEPOSITION OF CAMI KRUMM

Taken at the instance of the Plaintiffs

June 22, 2011

1:30 p.m.

1030 N. Center Parkway

Kennewick, Washington

BRIDGES REPORTING & LEGAL VIDEO
Certified Shorthand Reporters
1030 North Center Parkway
Kennewick, Washington 99336
(509) 735-2400 - (800) 358-2345

1 part.

2 Q. Oh, house. Yeah. Let me ask the question
3 again.

4 A. Sorry I didn't spell check my document.

5 Q. That's okay. So, Mr. Sain told you that Dr.
6 Tamosaitis had told him that "his main concerns were for
7 his position in the community, his family," his wife's,
8 "status in the community, the fact that he had a new house
9 and that he had seven years with the WTP," right?

10 A. That's what he said to me.

11 Q. All right. And Mr. Sain also "said that the
12 options for him," meaning Dr. Tamosaitis, "were to go to
13 the Northwest office and have him find another job for
14 himself, have Chuck Spencer take him at WRPS or that he go
15 back to the WTP."

16 Is that what he told you?

17 A. Those were options. And at that time I knew
18 that I had already entertained numerous times with Chuck
19 Spencer, you know, having those discussions, trying to
20 place Walt.

21 Q. Right now I'm just trying to establish what
22 Leo Sain said to you. It's true, is it not, that Leo
23 Sain said to you on July 7th "that the options for" Dr.
24 Tamosaitis "were to go to the Northwest office and have
25 him find another job for himself, have Chuck Spencer take

1 him at WRPS, or that he go back to the WTP," right?
2 A. Correct.
3 Q. All right. And then Leo Sain stated that he
4 was concerned about this situation, right?
5 A. Correct.
6 Q. Is there anything else that Leo Sain said
7 during this meeting that's not written down here?
8 A. Not that I can recall.
9 Q. Okay. And then also on the 7th you were
10 called up to Bill Gay's office, right?
11 A. Uh-huh.
12 Q. That's yes?
13 A. That's correct. Sorry.
14 Q. And Bill Gay said during your meeting "that he
15 had managed to work out a deal with Frank" Russo "that
16 would allow Walt" Tamosaitis "to come back to the
17 project," right?
18 A. Correct.
19 Q. He told you that "the following conditions
20 would apply to his return." The first being that "Walt
21 would go to Sellafield for a short-term assignment to
22 obtain valuable knowledge on the PJMs," right?
23 A. Right.
24 Q. He also told you the second requirement, that
25 Walt Tamosaitis "would be given a specific scope with

1 deliverables and at the end of that time frame be
2 evaluated," right?

3 A. Correct.

4 Q. And that he would "be given scope in a
5 technical arena and would be an individual contributor"?

6 A. Correct.

7 MR. LAWLOR: Objection. You misstated
8 what he said.

9 MR. SHERIDAN: Which one?

10 MR. LAWLOR: That he would not --

11 MR. SHERIDAN: Got it. Let me say it
12 again.

13 Q. Okay. So, we are still on the second
14 qualification. That Dr. Tamosaitis "would not be given
15 scope in a technical arena and would be an individual
16 contributor."

17 A. Correct.

18 Q. And then the third requirement was that Dr.
19 Tamosaitis "would not receive an apology from Frank Russo.
20 Further, if Frank heard Walt's name in a negative
21 connotation, he would be gone from the project. He would
22 have to maintain a low profile."

23 Is that right?

24 A. Correct.

25 Q. Were there any other conditions that you were

1 aware of?

2 A. There is another one at the top of the next
3 page.

4 Q. Thanks. Good. And 4, "When Walt returned
5 from Sellafield, he would be evaluated, along with the
6 Sellafield manager, and Walt would also be involved in
7 determining the best place for him at the WTP."

8 Is that right?

9 A. Correct.

10 Q. All right. So, as of, is it fair to say that
11 as of July 7, you thought this would be the plan?

12 A. Yes.

13 Q. All right. And then you were also told by
14 Bill Gay that if Walt Tamosaitis "agreed to the terms set
15 forth, he would allow him back on the project. If not,
16 then Frank" Russo "would not allow him to return,"
17 correct?

18 A. Correct.

19 Q. Then on July 8th you were in Bill Gay's office
20 in the mid-morning of Thursday, July 8, with Katie
21 Downing.

22 Is that right?

23 A. Yes.

24 Q. And who's Katie Downing?

25 A. She's the accounting manager. She works for

1 Daryl Miyaski.

2 Q. And it's true at that time that you were going
3 over the status of Bill Gay's non-reimbursable fund and
4 the upcoming expenses when Frank Russo walked in the door,
5 right?

6 A. Correct.

7 Q. And then Frank Russo apologized for
8 interrupting, right?

9 A. Correct.

10 Q. But he also said that he had just been with
11 Dale Knutson, correct?

12 A. Yes.

13 Q. And who's Dale Knutson?

14 A. He is the DOE counterpart, the head of the
15 project for DOE.

16 Q. Okay. And then at that time Russo said "that
17 the M3 process had the management oversight of a PVP,"
18 namely, Robinson, "technical reports from SRNL and PNNL,
19 DOE buy-in, and the non-newtonian issues resolved, looked
20 at and conceded to," right?

21 A. Correct.

22 Q. Did you understand what he was saying when he
23 said that?

24 A. For the most part, yes.

25 Q. Okay. And then Russo said that Dale Knutson

1 said that Walt "could go blow the whistle," right?

2 A. Correct.

3 Q. Did you have any context as to why "blow the
4 whistle" was being raised?

5 A. No.

6 Q. Okay.

7 A. And I couldn't get it from Walt either.

8 Q. Okay. So, did you ask during this meeting why
9 they were talking about whistleblowing?

10 A. They were going off my report to them, mainly
11 to Bill Gay, what Walt had said in conversation that I had
12 with him on the 5th of July.

13 Q. Okay.

14 A. When I was trying to dig and find out from
15 Walt what the issue was.

16 Q. Okay.

17 A. And I was unsuccessful at that.

18 Q. Okay. So, if we go back to your notes for the
19 July 5th meeting, you're now talking about the part where
20 you said Walt told me "he felt like a whistleblower," is
21 that right?

22 A. That's correct.

23 Q. So, apparently you gave that information to
24 someone?

25 A. I gave that information to my superior, Bill

1 Gay.

2 Q. When did you give it to him?

3 A. The first working morning, I believe that
4 would be the 6th of July.

5 Q. Okay. Now, it sounds like you think that when
6 the words whistleblower were used in this July 8th meeting
7 when Frank Russo walks in the door, you're thinking it's
8 because you told Gay about the July 5th statement by
9 Tamosaitis, right?

10 A. Yes.

11 Q. What makes you think that?

12 A. Because during this time our communication was
13 flowing. Anything that I would go and advise Bill, Bill
14 would advise Frank, and so on and so forth.

15 Q. Okay. So -- But is it fair to say it's an
16 assumption on your part that this whistleblower statement
17 is connected to your report to Gay?

18 A. Yes.

19 Q. Okay. Because nobody said at the meeting,
20 thanks for, you know, thanks for letting us know that he
21 used the word, that Tamosaitis said he felt like a
22 whistleblower, at this meeting.

23 A. No. The concern was mine, when he talked to
24 me about it.

25 Q. Got it. So, also, now back to the meeting

1 where Russo walks in the door on July 8th. Russo then
2 said, "We will not pay for" Tamosaitis "on this project."
3 Right?

4 A. Correct.

5 Q. And he said, "If" Tamosaitis "works, it will
6 be unallowable cost." He said that, right?

7 A. Yes.

8 Q. And that was Russo?

9 A. Yes.

10 Q. What does it mean, an unallowable cost, if you
11 know?

12 A. It means that if we brought Walt on, his
13 payroll would come out of Bill Gay's non-reimbursable
14 fund.

15 Q. And --

16 A. It's not billable to the customer.

17 Q. So, if Tamosaitis continued to work at WTP, it
18 would not be billable to the customer?

19 A. Right. Basically, we couldn't afford it.

20 Q. Okay. You don't actually know whether URS
21 could afford it, do you?

22 A. I know it's in Bill Gay's non-reimbursable
23 fund.

24 Q. Okay. But you're not a manager of that fund,
25 right?

1 A. No, I'm not a manager of that fund.
2 Q. Okay. Then Frank Russo also said at this
3 meeting that "they would warn Pondeman and anyone else."
4 Who's Poneman?
5 A. That's a misspell.
6 Q. How should it be spelled?
7 A. P-O-N-E-M-A-N.
8 Q. How do you say it?
9 A. Poneman.
10 Q. Poneman. Who's Poneman?
11 A. At that time I had no idea.
12 Q. Do you know now?
13 A. I believe he is a DOE person.
14 Q. Okay. So, you were just writing down what you
15 heard. You didn't necessarily understand all the
16 references?
17 A. That's correct.
18 Q. All right. So, they would warn Poneman and
19 anyone else. Did you understand who "they" was?
20 A. Well, I would have to surmise. And that would
21 be --
22 Q. Russo . . .
23 A. It would be Mr. Russo, Mr. Knutson.
24 Q. Okay. All right. And Russo then stated "he
25 would be willing to go to a dinner with his group to 'ease

1 the guy's pain' and personally congratulate him and wish
2 him well on his new assignment."

3 Is that a reference -- He did say that, right?
4 Russo said that?

5 A. Correct.

6 Q. Is it your understanding he was referring to
7 Tamosaitis?

8 A. Correct.

9 Q. And when he said "his group" --

10 A. R & T Group.

11 Q. Thanks. So, then it's also true that on the
12 8th, after Frank Russo left, you discussed that the
13 conditional return was obviously not going to work.

14 A. Correct.

15 Q. And that's a conversation you had with Mr.
16 Gay, right?

17 A. That's correct.

18 Q. Anyone else?

19 A. No.

20 Q. Okay. And then after discussion with Leo
21 Sain, you determined you would need to have a meeting with
22 Tamosaitis when he returned from South Carolina, right?

23 A. Correct.

24 Q. So, did you actually talk to Leo Sain on the
25 8th?

#38

From: Knutson, Dale E
Sent: Thu Jul 01 22:20:06 2010
To: Russo, Frank M (WTP)
Subject: Re: It's Closed
Importance: Normal

Got it. Thank you

----- Original Message -----

From: Russo, Frank M (WTP) <frisso@Bechtel.com>
To: Knutson, Dale E
Sent: Thu Jul 01 15:18:52 2010
Subject: Re: It's Closed

I just hung up with Kosson. He was not offended by my note to the team. In fact, he understood its purpose and expressed appreciation for how much things have changed since January. That said, he and I are livid about the string of emails Walt has sent in the last 2 days. He is URS. I directed URS to get Walt out of here 2 weeks ago after meeting with Mike Kluse. Today I told Gay that Walt will no longer be paid by WTP. He did get an assignment at Sellafield and leaves next week. This guy had the whole M3 hosed up for a year. He was taken out of the lead role in January. It got done without him. His ego can't accept that and he is lashing out.

Frank

----- Original Message -----

From: Knutson, Dale E <Dale_E_Knutson@RL.gov>
To: Russo, Frank M (WTP)
Cc: Meyer, Carrie C <Carrie_C_Meyer@orp.doe.gov>
Sent: Thu Jul 01 18:11:48 2010
Subject: FW: It's Closed

Frank,

If this shows up in the press we will be sticking to our previous comment. Walt does not speak for DOE, nor does your appreciation note contradict the expectation that DOE will understand the residual risk and mitigation strategy before drawing its final conclusions. Deliberate haste will be our approach. Please use this message as you see fit to accelerate staffing changes or to "color" your conversations with Scott Olgvie.

Regards,

Dale

From: Tamosaitis, Walter [wtamosn@bechtel.com]
Sent: Thursday, July 01, 2010 8:26 AM
To: d.dickey@nslstech.com; Meyer, Perry A; etchells3@aol.com
Subject: It's Closed

As the message indicates below, M3 is now essentially closed. I anticipate the NN test will go by the way side since SRNL and CRESF have indicated that no test is needed.

So, no matter what people tell you, what you hear at conferences, what the Parch papers may say or not say, refereed or not refereed, etc, CRESF has bought into the solutions so paperwork has been signed and things are closing. If Calabrese had concerns he apparently was

BNI00004511

#39

From: Olinger, Shirley J
Sent: Fri Jul 16 15:05:52 2010
To: Russo, Frank M (WTP)
Subject: Re: Heads up
Importance: Normal

That is good. Dale should have Keith K. help him thru this if Don A gets involved. Let me know if you need help w/David K or HOs.

Txs, sjo

----- Original Message -----

From: Russo, Frank M (WTP) <frusso@bechtel.com>
To: Olinger, Shirley J
Sent: Fri Jul 16 07:52:57 2010
Subject: Re: Heads up

Yes. Very aware. He was equally concerned when Kosson had one of Walt's emails forwarded to him. Kosson was not happy. Brunson was the one who told me about Kosson concerns. Who knows how he plays into this.

----- Original Message -----

From: Olinger, Shirley J <Shirley_J_Olinger@RL.gov>
To: Russo, Frank M (WTP)
Sent: Fri Jul 16 10:49:12 2010
Subject: Re: Heads up

Is Dale aware of both Walt and possibility of Don A?

----- Original Message -----

From: Russo, Frank M (WTP) <frusso@Bechtel.com>
To: Olinger, Shirley J
Sent: Fri Jul 16 07:36:25 2010
Subject: Fw: Heads up
Fyl re Walt.

----- Original Message -----

From: Trlay, Ines <Ines.Trlay@om.doe.gov>
To: Russo, Frank M (WTP)
Sent: Thu Jul 15 19:41:19 2010
Subject: Re: Heads up
Thanks Frank for this communication. I truly appreciate it.
Ines

----- Original Message -----

From: Russo, Frank M (WTP) <frusso@Bechtel.com>
To: Trlay, Ines
Sent: Thu Jul 15 19:07:34 2010
Subject: Heads up

Walt Tamositis (URS) had lost focus after we put Mike Robinson in charge of M3. Towards the end, he became disruptive and sent emails out that caused CRESF and others concern. I asked URS to transfer him and gave them a couple of months to do it. When he sent one email to many, I told URS that he had to leave because he was undermining M3. He left the project 6/30 but still remains a URS employee. He is very annoyed because he intended to retire off of the project. That was never an option. Heads up, he is now going to the differing professional opinion process to try to call into question the very work he led for several years. I asked pethick and Leo to manage him the

BNI00004746

#40

From: Walker, David
Sent: Wed Jul 28 17:05:09 2010
To: Ogilvie, J; Russo, Frank M (WTP)
Subject: RE: WTP Tomasitis Event/Update on WMAB Technical Committee
Importance: Normal

I talked with Ines. She had talked with Iao earlier this AM. We had pretty much the same message. Her fundamental question (unanswered) is why/how did we handle WT's move/departure so poorly. What was communicated by whom to whom and what were we thinking. She believes from DK feedback that we will manage through the technical issues and DNSB investigation part satisfactorily although at cost of significant disruption/time etc. Need to be sure "Hill" get covered and protect the \$50 million.

Told her I met with Bernie. He is not allowed to be fully forthcoming under his Agreement and Ines knows that. What BM told me and I relayed to Ines: Expect that team will conclude plant will function but may they have a few improvement ideas—they are chemistry and process plant people. He thinks group will advocate more that project needs more effective transition plan from EPC to SU/operations; maybe operators working now or soon with more details—not new thought but group may have some ideas on how and what. The group will meet with WTP team and Ines for update next week. Tentative public meeting set for September 15th.

DW

-----Original Message-----

From: Ogilvie, J
Sent: Wednesday, July 28, 2010 12:15 PM
To: Russo, Frank M (WTP); Walker, David
Subject: Re: WTP Tomasitis Event

Thanks

----- Original Message -----

From: Russo, Frank M (WTP)
To: Ogilvie, J; Walker, David
Sent: Wed Jul 28 11:35:59 2010
Subject: Re: WTP Tomasitis Event

Yes. She, Poneman and Dale stated that they understand reason for Walt's departure and support BNI management. They are not happy with URS handling.

But this could all change. DOE can't be seen as involved.

----- Original Message -----

From: Ogilvie, J
To: Walker, David; Russo, Frank M (WTP)
Sent: Tue Jul 27 14:56:32 2010
Subject: Re: WTP Tomasitis Event

Frank, have u briefed Ines?

----- Original Message -----

BN100004812

#41

From: Heaslon, Suzanne
Sent: Tue Jul 27 17:18:16 2010
To: Kennedy, Daniel E; Bohne, Jason; Ashley, Gregory
Subject: Conference call for DNFSB issue
Importance: Normal

All:

Can you be available at 10:30 for a conference call to discuss strategic communications to address the Walt T. letter? Jason has provided questions that we need answered to develop messages.

Greg: We'll need you for questions one and two.

We've learned that Senator Murray's office, appropriators and authorizers have the letter. Jamie Shimek contacted Dan and Erik Olds, Jamie reiterated the need for a response so that she can assist with disseminating our messages.

Carrie Meyer informed me that DOE-HQ (Ines?) contacted DNFSB Chair Peter Winokur as part of their regular process for letter disposition. He did not seem overly concerned. However, Carrie also said that DNFSB's Badar has an "urgent" call into Dave Brockman, ORP manager--we don't know the subject.

Suzanne

From: Bohne, Jason
Sent: Tuesday, July 27, 2010 9:11 AM
To: Heaslon, Suzanne
Subject: DNFSB issue

Suzanne,

Thanks again for the conversation. As we discussed, it seems there are three areas we need to have the facts on:

1. Technical issues he raised -- What areas? Did we resolve? What reviews have occurred to back up our response? Is there a basis for further review?
2. WTP processes for collecting and resolving technical issues -- Are they used (how often)? Were they followed here? Is DOE generally involved? Does WTP really have a culture of suppressing safety and technical concerns?
3. URS process for moving him -- was there something out of the ordinary? Is it typical for URS to move senior technical people while job is still going on? Does DOE management typically get involved when a senior person moves?

Jason

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DNFSB00000000

#42

From: Gay, William [/O=WGIEMAIL/OU=FIRST ADMINISTRATIVE
GROUP/CN=RECIPIENTS/CN=GAYWW844]
Sent: Wednesday, July 28, 2010 1:46 PM
To: Pegram, Linda
Subject: FW: Walt Tamosaitis Job Assignment

From: Wright, Todd
Sent: Fri 7/23/2010 3:30 PM
To: Gay, William
Subject: RE: Walt Tamosaitis Job Assignment

This is unfortunate....we look forward to the August meeting.

From: Gay, William
Sent: Fri 7/23/2010 2:44 PM
To: Wright, Todd
Cc: Sain, Leo
Subject: RE: Walt Tamosaitis Job Assignment

Todd,
I am sad to report that Walt has made disparaging comments and initiated letters that have made allegations against WTP. I am not sure where it will end up. I doubt that the Walt-Sellafield temporary assignment will come to pass. I do want to thank you for trying to help in this area.
As it currently stands, the trip to Sellafield is still on schedule.
Thank you
Bill Gay

ISSUE #12

"PUBLIC COMMUNICATIONS"

Attachments-

- 43: WTP communication dated December 7, 2010



#43

From: WTP Comm
Sent: Tuesday, December 07, 2010 7:49 AM
Subject: From Project Director Frank Russo; WTP Organizational Alignment

This message comes to you from Project Director Frank Russo

WTP Organizational Alignment

As discussed in the November all-employee meetings, the project is pivoting from design/construction to construction/start up and commissioning. This is a planned project evolution that is necessary to complete design in 2013, to complete construction in 2016 and to be in operations in 2019. Just as it has since the beginning of the job, as we move forward, our project's personnel skill mix requirements will continue to change. I want to keep you informed about these project organizational changes and staffing adjustments, and provide you time to make informed decisions about potential positions and opportunities within Bechtel or URS.

We are currently evaluating skill mix, project organization structure and staff assignments as we start to complete design activities. The project is also focusing on streamlining processes. This review of skill mix, work activities, and staffing is necessary to provide confidence that we can complete this important project as planned.

We expect to conclude our current review in early 2011. This will result in staffing changes. Bechtel and URS will work with affected individuals to assist in identifying available relocation opportunities to new assignments within our corporations. We will also work with the local Work Source organization for outplacement services.

As we transition through this important phase, I want to thank each and every one of you for your contributions and commitment to this iconic project. Together, we are completing the facility that will stabilize Hanford's dangerous radioactive and chemical liquid waste and protect the environment for our community. As plans are finalized, we will keep you informed. A normal part of EPCC work is completing an assignment and transferring to a new one. It is an exciting time that offers great opportunities. Please seriously consider these opportunities if they come your way.

In the interest of good housekeeping on the mail systems:
Please delete this message after reading it | You cannot forward or reply