Message

From: LEE, LILY [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=D6085A744F9347E6836C54C0E85B97B2-LLEE06]
Sent: 1/11/2018 5:00:32 PM
To: Bacey, Juanita@DTSC [Juanita.Bacey@dtsc.ca.gov]
Subject: FW: Resending - FW: For 3rd party reviewers: Compilation of allegations - public
Attachments: Allegations Catalog Draft V4 2017-8-24 - Public.xlsx; Petition to Revoke the NRC License of Tetra Tech EC Inc highlighted.pdf

The attached spreadsheet may help

-----Original Message-----
From: LEE, LILY
Sent: Friday, January 5, 2018 9:09 AM
To: 'Robinson, Derek J CIV NAVFAC HQ, BRAC PMO' <derek.j.robinson1@navy.mil>
Cc: Brooks, George P CIV <george.brooks@navy.mil>; Henderson, Kim/SDO <Kimberly.Henderson@CH2M.com>; juanita.bacey@dtsc.ca.gov; Chesnutt, John <Chesnutt.John@epa.gov>; Macchiarella, Thomas L JR CIV NAVFAC HQ, BRAC PMO <thomas.macchiarella@navy.mil>; Kathryn Higley (kathryn.higley@oregonstate.edu) <kathryn.higley@oregonstate.edu>; 'tim.vitkus@orau.org' <tim.vitkus@orau.org>
Subject: FW: Resending - FW: For 3rd party reviewers: Compilation of allegations - public

Dear Derek,

The reason that we are working on this issue is that the contractor falsified data. To help understand the potential nature and scope of the problem, it is important for your reviewers to have information about the allegations. As a starting point, attached are the following:

1 - Spreadsheet giving a summary list of the allegations
2 - Highlighted version of the main text of the NRC petition that summarizes many of the allegations. However, the Exhibits have additional allegations and important details that do not appear in the main text, so they are useful too.

More details are in the files in the link below. For a 3rd party to be able to do a meaningful review that has credibility to regulators, they need to have substantive context about what they are reviewing. Please provide this to your 3rd party reviewers before we consider any conclusions from them on Jan. 17-18.

Lily
-----Original Message-----
From: Robinson, Derek J CIV NAVFAC HQ, BRAC PMO [mailto:derek.j.robinson1@navy.mil]
Sent: Wednesday, December 27, 2017 8:39 AM
To: LEE, LILY <LEE.LILY@EPA.GOV>
Cc: Brooks, George P CIV <george.brooks@navy.mil>; Henderson, Kim/SDO <Kimberly.Henderson@CH2M.com>; juanita.bacey@dtsc.ca.gov; Chesnutt, John <Chesnutt.John@epa.gov>; Macchiarella, Thomas L JR CIV NAVFAC HQ, BRAC PMO <thomas.macchiarella@navy.mil>
Subject: RE: [Non-DoD Source] FW: Resending - FW: For 3rd party reviewers: Compilation of allegations - public

Dear Lily,

I am in complete agreement that reviewers need to have sufficient information to perform meaningful reviews.

Because different reviewers have different expertise, the type of information sent can and should be different.

The reviewers at Oakridge have been asked to review project information with respect to their expertise (i.e., compliance with MARSSIM, radiological sampling/analysis, etc). They are aware of the extent of the allegations, but we did not ask them to go over ALL allegation information.

This decision is intentional, appropriate, and in accordance with Navy commitments.

Please feel free to contact me if you want to discuss further.

Best Regards,

Derek J. Robinson, PE
BRAC Environmental Coordinator
Navy BRAC PMO West
33000 Nixie Way; Bldg 50
San Diego CA 92147

Desk Phone: 619-524-6026

-----Original Message-----
From: LEE, LILY [mailto:LEE.LILY@EPA.GOV]
Sent: Friday, December 22, 2017 10:29 AM
To: Robinson, Derek J CIV NAVFAC HQ, BRAC PMO
Cc: Brooks, George P CIV; Henderson, Kim/SDO; juanita.bacey@dtsc.ca.gov; Chesnutt, John
Subject: [Non-DoD Source] FW: Resending - FW: For 3rd party reviewers: Compilation of allegations - public

Dear Derek,

As we had discussed at two conference calls in August and September and again yesterday, it is important for the 3rd party reviewers, e.g. ORNL, to know the full extent of allegations of falsification to inform their interpretation the data. Many of these allegations have been confirmed by evidence in the data, as documented by both your expert team and the regulators' teams. In both the August and September calls, when I brought this up, the Navy agreed to follow up. Kim asked for my help in compiling the various sources of information into one convenient location, and this is below and attached. Please ensure they have this information to enable a well-informed and meaningful review. Now that we have reviewed data for several parcels, we now understand that there is enough information already in the public realm such that any enforcement confidential material will not make that much difference to overall conclusions. Please share this public information with your 3rd p arty reviewers, as the Navy committed to do this summer.

Lily

From: LEE, LILY
Sent: Tuesday, September 5, 2017 3:20 PM
To: Brooks, George P CIV <george.brooks@navy.mil>
Cc: Henderson, Kim/SDO <Kimberly.Henderson@CH2M.com>; brownell.amy@sfdph.org
Subject: Resending - FW: For 3rd party reviewers: Compilation of allegations - public

I'm resending this from Aug 10:

From: LEE, LILY
Sent: Thursday, August 10, 2017 5:19 PM
To: 'Brooks, George P CIV' <george.brooks@navy.mil>
Subject: For 3rd party reviewers: Compilation of allegations - public

Dear Pat,

As I promised, here is a compilation of allegations appropriate for forwarding to any member of the public. I am waiting for my attorney for feedback regarding other material that may be considered confidential before I send that to you. If you can think of other information that I don't already have, please send that to me so we can have as much of the same information as possible.

I have created a OneDrive folder that contains all of this information at this link:

https://usepa-my.sharepoint.com/personal/lee_lily_epa_gov/Documents/Share%20Tetra%20Tech%20Allegations%20-%20Public?csf=1

I know One Drive can be slow, so for your convenience, attached are several documents that can serve as an introduction to the other more detailed materials that are also in the OneDrive folder. For the "Tetra Tech Choice" file (NRC enforcement action), the last 2 pages may be a useful place to start.

Here is a link to a video version of the NBC News article transcript attached:

http://www.nbcbayarea.com/on-air/as-seen-on/Former-Hunters-Point-Worker-Claims-Supervisors-Ordered-Him-to-Hide-Radiation_Bay-Area-371765311.html

The Greenaction Petition main document is available at www.greenaction.org <http://www.greenaction.org> . In case this is helpful to you, attached is a version in which I highlighted sections that I thought were most relevant to share with my technical team. I recommended that they focus on pp. 11-32.

I am also sending for your convenience the dropbox link below for the exhibits, which have more details.

From: Steven Castleman [mailto:scastleman@ggu.edu]
Sent: Friday, June 30, 2017 11:21 AM
To: Fairbanks, Brianna <Fairbanks.Brianna@epa.gov>
Subject: Tetra Tech Exhibits

Brianna,

Here's the link to the Tetra Tech Petition's Exhibits: https://www.dropbox.com/sh/1gfn7ja0fc3c5l6/AAD7-9qzmbhhUTkGvpN4p_Xua?dl=0 <https://www.dropbox.com/sh/1gfn7ja0fc3c5l6/AAD7-9qzmbhhUTkGvpN4p_Xua?dl=0> .

Let me know if you need any further information.

steve

Steve Castleman

Visiting Associate Professor & Staff Attorney

Environmental Law and Justice Clinic

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GGU Law Logo - Email

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