

November 4, 2014

Alex S. Karlin, Chairman
Atomic Safety and Licensing Board
Mail Stop: T-3 F23
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Dr. Gary S. Arnold, Administrative Judge
Atomic Safety and Licensing Board
Mail Stop: T-3 F23
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Michael M Gibson, Administrative Judge
Atomic Safety and Licensing Board
Mail Stop: T-3 F23
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

In the Matter of
JAMES CHAISSON
Docket No. IA-14-025-EA; ASLBP No. 14-932-02-EA-BD01

Dear Administrative Judges,

The NRC Staff provides notice that it has completed its initial disclosures in this proceeding pursuant to 10 C.F.R. § 2.709(a)(6)(i). The Staff has provided (1) an index of each item in the hearing file, (2) a deliberative process privilege log, (3) an attorney-client privilege log, and (4) a personal privacy privilege log. Also, the Staff has attached the Affidavit of Robert Carpenter certifying the Staff's disclosures and Declaration of Belkys Sosa asserting the deliberative process privilege. The documents are available in the NRC's Agencywide Document Access and Management System (ADAMS) and the hearing file for this proceeding maintained by the NRC's Office of the Secretary, located at <http://adams.nrc.gov/ehd/>.

The Staff is continuing to preserve and maintain required privileged documents during the pendency of this proceeding. As directed by the Board in its Order (Granting Motion to Amend Protective Order and Request for Additional Time), dated October 31, 2014, the Staff will provide Mr. Chaisson with redacted copies of privileged documents no later than November 12, 2014. Finally, the Staff notes that a copy of the Office of Investigations Report No. 4-2011-034 was delivered to Mr. Chaisson today.

Respectfully submitted,

/RA/

Christopher C. Hair
Counsel for the NRC Staff

Enclosures: Attachment 1: Hearing File Index
Attachment 2: Privilege Log – Deliberative Process
Attachment 3: Privilege Log – Attorney-Client
Attachment 4: Privilege Log – Personal Privacy
Affidavit of Robert Carpenter
Declaration of Belkys Sosa

cc: Attached Service List

**ATTACHMENT 1
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HEARING FILE INDEX
Initial Disclosures – November 4, 2014**

ID No.	Accession Number	Document Date	Title/Description
1	N/A (Hardcopy delivered on 11/4/2014)	11/18/2011	Report of Investigation: Texas Gamma Ray, LLC (Failure to Implement Increased Controls During Radiographic Operations), Case No. 4-2011-034
2	ML14306A011	03/04/2011	2011/03/04 J Chaisson Proceeding - Allegation for ARB next week
3	ML14306A012	03/04/2011	2011/03/04 J Chaisson Proceeding - BEPR
4	ML14303A394	04/03/2012	2012/04/03 J Chaisson Proceeding - Letter from Individual (TGR Case)
5	ML12130A312	05/08/2012	EN-12-021, Order Prohibiting Involvement in NRC-Licensed Activities, Individual, Texas Gamma Ray, LLC.
6	ML12206A262	05/15/2012	IA-12-009, Order Prohibiting Involvement in NRC Licensed Activities.
7	ML12137A311	05/15/2012	Order to J Chaisson Prohibiting Involvement in NRC-Licensed Activities (IA-12-009).
8	ML14302A811	05/25/2012	2012/05/25 J Chaisson Proceeding - Re: Chaisson has requested ADR
9	ML14302A809	05/31/2012	2012/05/31 J Chaisson Proceeding - CO to Mr. Chaisson
10	ML14302A815	05/31/2012	2012/05/31 J Chaisson Proceeding - FW: Agreement to Mediate
11	ML14302A817	05/31/2012	2012/05/31 J Chaisson Proceeding - FW: New individual ADR case?
12	ML14304A039	05/31/2012	2012/05/31 J Chaisson Proceeding - FW: New individual ADR case?
13	ML12249A223	08/30/2012	IA-12-009, Hearing and Waiver Form.
14	ML12248A320	09/04/2012	EN-12-036, Texas Gamma Ray, Confirmatory Order Prohibiting Involvement in NRC-Licensed Activities,(IA-12-009).
15	ML12256B002	09/10/2012	Federal Register Notice - IA-12-009, Order Prohibiting Involvement in NRC-Licensed Activities to James P. Chaisson of Texas Gamma Ray, LLC, [Redacted].

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ID No.	Accession Number	Document Date	Title/Description
16	ML12249A176	09/10/2012	IA-12-009, Cover Letter to Confirmatory Order Prohibiting Involvement to NRC-Licensed Activities.
17	ML14303A720	03/31/2014	2014/03/31 J Chaisson Proceeding - FW: Request for extension to Order (Texas Gamma Ray)
18	ML14307A960	03/31/2014	2014/03/31 J Chaisson Proceeding - Request for extension to Order (Texas Gamma Ray)
19	ML14307A941	03/31/2014	2014/03/31 J Chaisson Proceeding - TGR - Chaisson's Order
20	ML14306A009	04/07/2014	2014/04/07 J Chaisson Proceeding - RE: IA - More Information about Employer
21	ML14189A588	07/08/2014	EN-14-027, Prohibition Order as a Result of Individual's Failure to Complete Actions in Confirmatory Order - Texas Gamma Ray, LLC (former NRC Licensee) (IA-14-025).
22	ML14303A717	07/10/2014	2014/07/10 J Chaisson Proceeding - FW: Copy of NRC Order
23	ML14303A718	07/11/2014	2014/07/11 J Chaisson Proceeding - telephone record of conversation with James Chaisson
24	ML14190A274	07/11/2014	Federal Register Notice, Order Prohibiting Involvement in NRC-Licensed Activities (IA-14-025).
25	ML14190A173	07/11/2014	IA-14-025, Cover Letter to Order Prohibiting Involvement in NRC-Licensed Activities and Notice of Violation.
26	ML14190A256	07/11/2014	IA-14-025, Order Prohibiting Involvement in NRC-License Activities.
27	ML14303A396	07/14/2014	2014/07/14 J Chaisson Proceeding - Issued: Press Release 14-017 IV
28	ML14304A725	08/14/2014	2014/08/14 J Chaisson Proceeding - Letter From the NRC
29	ML14226A581	08/14/2014	Response to James Chaisson's Question Regarding Work Status During Hearing Process (IA-14-025).
30	ML14302A813	10/29/2014	2014/10/29 J Chaisson Proceeding - 2012-5-14-Cvr-Ltr-Ban-TGR-IA.docx
31	ML14302A814	10/29/2014	2014/10/29 J Chaisson Proceeding - 2012-5-15-TGR-Chaisson-CoverLtr.docx

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ID No.	Accession Number	Document Date	Title/Description
32	ML14304A712	10/31/2014	Letter to J. Chaisson re: Investigation Report 4-2011-034

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DELIBERATIVE PROCESS PRIVILEGE LOG
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ID No.	Accession Number	Document Date	Title/Description	Author Name/ Affiliation	Document Type	Addressee/ Addressee Affiliation	Comment	Page Count
1	ML14306A011	03/04/2011	2011/03/04 J Chaisson Proceeding - Allegation for ARB next week	V. Campbell, NRC/RIV	E-Mail with Attachment	R4ALLEGATION Resource, NRC/OE	Pre-decisional Staff review of allegation	6
2	ML14306A012	03/04/2011	2011/03/04 J Chaisson Proceeding - BEPR	V. Campbell, NRC/RIV	E-Mail with Attachment	R4ALLEGATION Resource, NRC/OE	Pre-decisional Staff review of allegation	5
3	ML14307A933	03/31/2011	2011/03/31 J Chaisson Proceeding - Draft NOV for Texas Gamma Ray	V. Campbell, NRC/RIV	E-Mail with Attachment	R4ALLEGATION Resource; M. FitzGibbon; C. Holland, NRC/OE	Pre-decisional Staff draft description of violations	4
4	ML14306A013	03/31/2011	2011/03/31 J Chaisson Proceeding - Need a sanity check	V. Campbell, NRC/RIV	E-Mail with Attachment	M. Vasquez, NRC/RIV	Pre-decisional Staff discussion regarding violations	4
5	ML14307A929	03/31/2011	2011/03/31 J Chaisson Proceeding - RE: Need a sanity check	V. Campbell, NRC/RIV	E-Mail	M. Vasquez, NRC/RIV	Pre-decisional Staff discussion regarding violations	2
6	ML14307A933	03/31/2011	2011/03/31 J Chaisson Proceeding - Draft NOV for Texas Gamma Ray	V. Campbell, NRC/RIV	E-Mail with Attachment	R4ALLEGATION Resource; FitzGibbon, Michael; Holland, Crystal	Attachment contains draft notice of violation for potential enforcement action	4
7	ML14307A929	03/31/2011	2011/03/31 J Chaisson Proceeding - RE: Need a sanity check	V. Campbell, NRC/RIV	E-Mail	M. Vasquez, NRC/RIV	E-Mail contains pre-decisional deliberations regarding drafting of enforcement documents.	2
8	ML14305A008	04/05/2012	2012/04/05 J Chaisson Proceeding - Review of Chaisson's Reply to Apparent Violation	M. Vasquez, NRC/RIV	E-Mail with Attachment	R. Caniano; V. Campbell; R. Kellar; C. Maier; H. Gepford; K. Fuller, NRC/RIV	Pre-decisional Staff discussion regarding letter from J. Chaisson to NRC	4

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ID No.	Accession Number	Document Date	Title/Description	Author Name/ Affiliation	Document Type	Addressee/ Addressee Affiliation	Comment	Page Count
9	ML14303A370	04/06/2012	2012/04/06 J Chaisson Proceeding - RE: OOU - Pre-decisional Enforcement Information RIV Enforcement Panel Agenda - Thursday, April 12, 2012	C. Maier, NRC/RIV	E-Mail with Attachment	T. Campbell, et al., NRC/OE and NRC/RIV	Pre-decisional Staff discussion regarding enforcement action and dispute resolution	28
10	ML14305A007	04/06/2012	2012/04/06 J Chaisson Proceeding - RE: Review of Chaisson's Reply to Apparent Violation	C. Maier, NRC/RIV	E-Mail	M. Vasquez, NRC/RIV	Pre-decisional Staff discussion regarding letter from J. Chaisson to NRC	4
11	ML14304A021	04/10/2012	2012/04/10 J Chaisson Proceeding - FW: TGR Documents	C. Faria-Ocasio, NRC/OE	E-Mail with Attachments	N. Hasan, NRC/OE	Pre-decisional Staff discussion regarding enforcement action and dispute resolution	24
12	ML14305A006	04/12/2012	2012/04/12 J Chaisson Proceeding - RE: Change to Worksheet - TGR individual	M. Vasquez, NRC/RIV	E-Mail	C. Maier, NRC/RIV	Pre-decisional Staff discussion regarding enforcement action and dispute resolution	6
13	ML14305A005	04/25/2012	2012/04/25 J Chaisson Proceeding - RE: Chaisson Order	M. Poston-Brown, NRC/RIV	E-Mail with Attachment	M. Vasquez, NRC/RIV	Pre-decisional Staff discussion regarding Prohibitory Order	12
14	ML14303A362	05/31/2012	2012/05/31 J Chaisson Proceeding - RE: Call to discuss Mr. Chaisson	B. Klukan, NRC/OGC	E-Mail	T. Campbell, et al., NRC/OE and NRC/RIV	Pre-decisional Staff discussion regarding communication with J. Chaisson	2
15	ML14305A003	07/12/2012	2012/07/12 J Chaisson Proceeding - RE: ADR Strategy Question: Chaisson	M. Poston-Brown, NRC/RIV	E-Mail with Attachment	R. Kellar, L. Hanson, NRC/RIV	Pre-decisional Staff discussion regarding ADR planning	23

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ID No.	Accession Number	Document Date	Title/Description	Author Name/ Affiliation	Document Type	Addressee/ Addressee Affiliation	Comment	Page Count
16	ML14305A002	07/19/2012	2012/07/19 J Chaisson Proceeding - FW: Chaisson information	R. Kellar, NRC/RIV	E-Mail	E. Collins, K. Fuller, NRC/RIV	Pre-decisional Staff discussion regarding ADR planning	3
17	ML14303A029	07/19/2012	2012/07/19 J Chaisson Proceeding - FW: Follow-up from Chaisson ADR strategy session	N. Hilton, NRC/OE	E-Mail	R. Kellar, NRC/RIV	Pre-decisional Staff discussion regarding ADR planning	3
18	ML14305A001	07/20/2012	2012/07/20 J Chaisson Proceeding - FW: ADR-12-013_IA-12-00X_Chaisson_STRATEGY_WRKSHT_DEW edit (2) MBurgess comments 2.docx	R. Kellar, NRC/RIV	E-Mail with Attachment	M. Poston-Brown, NRC/RIV	Pre-decisional Staff discussion regarding ADR planning	8
19	ML14304A071	07/20/2012	2012/07/20 J Chaisson Proceeding - Telecon with Chaisson May 16 2012_ACES.docx	R. Kellar, NRC/RIV	E-Mail with Attachment	K. Fuller, NRC/RIV	Pre-decisional Staff discussion regarding ADR planning	5
20	ML14304A035	07/23/2012	2012/07/23 J Chaisson Proceeding - RE: DRAFT AIP for TGR IA ADR	K. Fuller, NRC/RIV	E-Mail with Attachment	R. Kellar, NRC/RIV	Pre-decisional Staff discussion regarding ADR Agreement in Principle	6
21	ML14303A379	07/24/2012	2012/07/24 J Chaisson Proceeding - RE: DRAFT AIP for TGR IA ADR	C. Faria-Ocasio, NRC/OE	E-Mail with Attachment	R. Kellar et al., NRC/RIV	Pre-decisional Staff discussion regarding ADR Agreement in Principle	6

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22	ML14303A361	07/25/2012	2012/07/25 J Chaisson Proceeding - Draft-AGREEMENT IN PRINCIPLE 1 year ban Walk Away.docx	R. Kellar, NRC/RIV	E-Mail with Attachment	M. Burgess; N. Hilton; C. Faria-Ocasio, NRC/OE	Pre-decisional Staff discussion regarding ADR Agreement in Principle	5
23	ML14303A374	08/03/2012	2012/08/03 J Chaisson Proceeding - RE: 18 month Ban- have you heard of this?	C. Faria-Ocasio, NRC/OE	E-Mail	N. Hilton, NRC/OE	Pre-decisional Staff discussion regarding Confirmatory Order	2
24	ML14303A373	08/23/2012	2012/08/23 J Chaisson Proceeding - CL_ORD_IA-12-009_Chaisson ADR (2).cmf.docx	C. Faria-Ocasio, NRC/OE	E-Mail with Attachment	B. Klukan, NRC/OGC	Pre-decisional Staff discussion regarding Choice Letter for Confirmatory Order	6
25	ML14303A371	08/30/2012	2012/08/30 J Chaisson Proceeding - EN for TGR individual order for review	C. Faria-Ocasio, NRC/OE	E-Mail with Attachment	N. Hilton, NRC/OE	Pre-decisional Staff discussion regarding Notice of Significant Enforcement Action	4
26	ML14303A387	08/30/2012	2012/08/30 J Chaisson Proceeding - Have you gotten to see it? FW: Order	C. Faria-Ocasio, NRC/OE	E-Mail with Attachments	N. Hilton, NRC/OE	Pre-decisional Staff discussion regarding Confirmatory Order	25
27	ML14303A033	08/31/2012	2012/08/31 J Chaisson Proceeding - ADR_Order to J Chaisson IA-12-009_08-02-2012	N. Hilton, NRC/OE	E-Mail with Attachment	K. Beckford, C. Faria-Ocasio, NRC/OE	Pre-decisional Staff discussion regarding Confirmatory Order	19
28	ML14303A031	08/31/2012	2012/08/31 J Chaisson Proceeding - EN-12-XXX IndividualforConfirmatoryOrder	N. Hilton, NRC/OE	E-Mail with Attachment	C. Faria-Ocasio, NRC/OE	Pre-decisional Staff discussion regarding Notice of Significant Enforcement Action	4

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29	ML14307A968	04/01/2014	2014/04/01 J Chaisson Proceeding - FYI: Chaisson not complying with Order	R. Browder, NRC/RIV	E-Mail with Attachments	K. Fuller, M. Vasquez, V. Campbell, C. Maier, NRC/RIV	Pre-decisional Staff discussion regarding extension request	26
30	ML14307A969	04/02/2014	2014/04/02 J Chaisson Proceeding - FW: FYI: Chaisson not complying with Order	R. Browder, NRC/RIV	E-Mail	S. Woods, M. Burgess, NRC/OE	E-Mail contains pre-decisional Staff discussion regarding enforcement action	4
31	ML14303A010	04/03/2014	2014/04/03 J Chaisson Proceeding - FW: FYI: Chaisson not complying with Order	S. Woods, NRC/OE	E-Mail	M. Burgess; N. Hilton, NRC/OE	Pre-decisional Staff discussion regarding extension request	4
32	ML14305A033	04/03/2014	2014/04/03 J Chaisson Proceeding - FW: panel: Chaisson not complying with Order	R. Browder, NRC/RIV	E-Mail with Attachments	S. Woods, M. Burgess, NRC/OE	Pre-decisional Staff discussion regarding extension request	22
33	ML14305A034	04/03/2014	2014/04/03 J Chaisson Proceeding - RE: panel: Chaisson not complying with Order	R. Browder, NRC/RIV	E-Mail with Attachments	S. Woods, M. Lemoncelli, C. Scott, NRC/OE, NRC/OGC	Pre-decisional Staff discussion regarding extension request	22
34	ML14305A032	04/03/2014	2014/04/03 J Chaisson Proceeding - Regional Panel for Monday Morning	M. Vasquez, NRC/RIV	E-Mail with Attachments	A. Vogel, L. Howell, V. Campbell, R. Browder, C. Maier, K. Fuller, NRC/RIV	Pre-decisional Staff discussion regarding enforcement action	32
35	ML14303A009	04/04/2014	2014/04/04 J Chaisson Proceeding - Info. to Vivian Campbell	S. Woods, NRC/OE	E-Mail	N. Hilton, NRC/OE	Pre-decisional Staff discussion regarding enforcement action	5

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36	ML14306A010	04/07/2014	2014/04/07 J Chaisson Proceeding - RE: 1 Materials case ***OUO - PREDECISIONAL ENFORCEMENT INFORMATION***RIV Enforcement Panel, Thursday, April 10, 2014*** 1 Materials case - starting at 1:30 central / 2:30 eastern	R. Browder, NRC/RIV	E-Mail	K. Fuller, NRC/RIV	Pre-decisional Staff discussion regarding enforcement action	4
37	ML14306A009	04/07/2014	2014/04/07 J Chaisson Proceeding - RE: IA - More Information about Employer	M. Vasquez, NRC/RIV	E-Mail with Attachment	A. Vogel, L. Howell, V. Campbell, R. Browder, K. Fuller, J. Thompson, NRC/RIV	Pre-decisional Staff discussion regarding enforcement action	10
38	ML14303A036	04/09/2014	2014/04/09 J Chaisson Proceeding - FW: Additional information about Chaisson for today's discussion	N. Hilton, NRC/OE	E-Mail	R. Zimmerman, NRC/OE	Pre-decisional Staff discussion regarding enforcement action	2
39	ML14305A030	04/09/2014	2014/04/09 J Chaisson Proceeding - FW: quick question	R. Browder, NRC/RIV	E-Mail	N. Hilton, S. Woods, M. Burgess, NRC/OE	Pre-decisional Staff discussion regarding enforcement action	3
40	ML14303A008	04/10/2014	2014/04/10 J Chaisson Proceeding - Additional info. for RIV meeting Thursday, April 10, 2014, starting at 1:30 central	S. Woods, NRC/OE	E-Mail with Attachments	E. Michel, NRC/OGC	Pre-decisional Staff discussion regarding enforcement action	35

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41	ML14303A007	04/10/2014	2014/04/10 J Chaisson Proceeding - FW: 1 Materials case ***OUO - PREDECISIONAL ENFORCEMENT INFORMATION***RIV Enforcement Panel, Thursday, April 10, 2014*** 1 Materials case - starting at 1:30 central / 2:30 eastern	S. Woods, NRC/OE	E-Mail with Attachments	N. Hilton, R. Zimmerman, NRC/OE	Attachment contains pre-decisional draft document.	34
42	ML14305A009	04/10/2014	2014/04/10 J Chaisson Proceeding - Today's discussion	N. Hilton, NRC/OE	E-Mail	S. Woods, NRC/OE	E-Mail contains Staff deliberations regarding enforcement options	2
43	ML14307B755	04/10/2014	2014/04/10 J Chaisson Proceeding - RE: Additional info. for RIV meeting Thursday, April 10, 2014, starting at 1:30 central	R. Browder, NRC/RIV	E-Mail	S. Woods, NRC/OE	E-Mail contains Staff deliberations regarding enforcement options	4
44	ML14307B754	04/10/2014	2014/04/10 J Chaisson Proceeding - FW: Additional info. for RIV meeting Thursday, April 10, 2014, starting at 1:30 central	S. Woods, NRC/OE	E-Mail with Attachments	R. Browder, NRC/RIV	E-Mail contains pre-decisional Staff discussion of enforcement options.	35
45	ML14307B756	04/11/2014	2014/04/11 J Chaisson Proceeding - Chaisson	M. Vasquez, NRC/RIV	E-Mail	V. Campbell, NRC/RIV	E-Mail contains Staff deliberations regarding enforcement options	2

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ID No.	Accession Number	Document Date	Title/Description	Author Name/ Affiliation	Document Type	Addressee/ Addressee Affiliation	Comment	Page Count
46	ML14305A011	04/14/2014	2014/04/14 J Chaisson Proceeding - Chaisson Order	R. Browder, NRC/RIV	E-Mail with Attachment	M. Poston-Brown, NRC/RIV	Attachment contains pre-decisional draft document.	29
47	ML14305A012	04/16/2014	2014/04/16 J Chaisson Proceeding - Draft order - Chaisson	M. Poston-Brown, NRC/RIV	E-Mail with Attachment	R. Browder, C. Maier, et al., NRC/RIV	E-Mail contains deliberations; Attachment contains pre-decisional draft document.	16
48	ML14307B757	04/16/2014	2014/04/16 J Chaisson Proceeding - Some outstanding things....	R. Browder, NRC/RIV	E-Mail with Attachments	C. Maier, NRC/RIV	E-Mail contains internal Staff pre-decisional deliberations regarding drafting of enforcement orders. Attachment consists of draft enforcement documents	21
49	ML14305A010	04/24/2014	2014/04/24 J Chaisson Proceeding - Chaisson Lite EAW	R. Browder, NRC/RIV	E-Mail with Attachments	M. Vasquez, NRC/RIV	Attachment contains pre-decisional draft document.	20
50	ML14303A006	04/28/2014	2014/04/28 J Chaisson Proceeding - Chaisson case: do you need a brief for Tues?	S. Woods, NRC/OE	E-Mail with Attachment	N. Hilton, NRC/OE	Attachment contains pre-decisional draft document.	21
51	ML14307B758	04/28/2014	2014/04/28 J Chaisson Proceeding - FW: EA-14-064 - Chaisson docs - FSME's comments	R. Browder, NRC/RIV	E-Mail with Attachments	M. Vasquez, C. Maier, V. Campbell, M. Poston-Brown, NRC/RIV	E-Mail and attachments contain Staff's pre-decisional discussions regarding enforcement action.	26

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52	ML14303A004	04/29/2014	2014/04/29 J Chaisson Proceeding - FW: Chaisson docs - some thoughts	S. Woods, NRC/OE	E-Mail with Attachment	N. Hilton, NRC/OE	Attachment contains comments from Staff of pre-decisional /deliberative nature	16
53	ML14303A005	04/29/2014	2014/04/29 J Chaisson Proceeding - RE: EA-14-064_Chaisson Order_Draft Final.docx	S. Woods, NRC/OE	E-Mail	N. Hilton, NRC/OE	E-Mail contains pre-decisional Staff deliberations regarding enforcement action	2
54	ML14308A000	04/29/2014	2014/04/29 J Chaisson Proceeding - FW: Drafts for Allegation Form and NOV - Chaisson	M. Vasquez, NRC/RIV	E-Mail with Attachments	A. Gaines, NRC/RIV	Contains draft enforcement documents, and discussion of pre-decisional enforcement panel deliberations.	21
55	ML14305A040	05/05/2014	2014/05/05 J Chaisson Proceeding - ACT: Review Draft Chaisson Order and Cover Letter	R. Browder, NRC/RIV	E-Mail with Attachment	M. Vasquez, L. Howell, NRC/RIV	E-Mail contains pre-decisional Staff deliberations regarding enforcement action with a draft attachment.	17
56	ML14304A084	05/07/2014	2014/10/30 J Chaisson Proceeding – ARB Miutes	NRC Region IV	ARB Materials Minutes	N/A	Contains Staff's deliberations regarding allegation number RIV-2014-A-0039	22
57	ML14304A087	05/07/2014	2014/10/30 J Chaisson Proceeding - / Materials Allegation Review Board Meeting Agenda	NRC Region IV	ARB Meeting Agenda	N/A	Contains Staff's deliberations regarding allegation number RIV-2014-A-0039	40

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ID No.	Accession Number	Document Date	Title/Description	Author Name/ Affiliation	Document Type	Addressee/ Addressee Affiliation	Comment	Page Count
58	ML14307B759	05/07/2014	2014/05/07 J Chaisson Proceeding - ***SENSITIVE ALLEGATION INFORMATION*** - Materials ARB Minutes - May 7, 2014	M. Poston-Brown, NRC/RIV	E-Mail with Attachments	Various	Attachment contains notes of Staff's pre-decisional deliberations and draft enforcement documents	23
59	ML14304A086	05/08/2014	2014/10/30 J Chaisson Proceeding - / Materials Allegation Review Board Materials (14039 Allegation form 5-8-14 edits)	NRC Region IV	ARB Draft Materials	N/A/	Contains Staff's deliberations regarding allegation number RIV-2014-A-0039	18
60	ML14307B761	05/12/2014	2014/05/12 J Chaisson Proceeding - **SENSITIVE ALLEGATION MATERIAL*** - MATERIALS ARB AGENDA May 14, 2014	M. Poston-Brown, NRC/RIV	E-Mail with Attachments	Various	Attachment contains notes of Staff's pre-decisional deliberations and draft enforcement documents	43
61	ML14305A000	05/14/2014	2014/10/30 J Chaisson Proceeding / Materials Allegation Review Board (ARB) Minutes	NRC Region IV	Allegation Review Board Minutes	N/A	Contains minutes of Allegation Review Board meeting for Allegation Number: RIV-2014-A-0039	39
62	ML14303A003	06/02/2014	2014/06/02 J Chaisson Proceeding - FW: draft Chaisson Order--Section IV details of order provisions, given panel--worth a look (short)	S. Woods, NRC/OE	E-Mail	Michel (OGC), Eric and others	Attachment contains pre-decisional draft enforcement document	5

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ID No.	Accession Number	Document Date	Title/Description	Author Name/ Affiliation	Document Type	Addressee/ Addressee Affiliation	Comment	Page Count
63	ML14303A352	06/02/2014	2014/06/02 J Chaisson Proceeding - RE: draft Chaisson Order--Section IV details of order provisions, given panel--worth a look (short)	E. Michel, NRC/OGC	E-Mail	S. Woods, M. Burgess, NRC/OE	Contains Staff deliberations and comments on enforcement action	3
64	ML14303A002	06/03/2014	2014/06/03 J Chaisson Proceeding - RE: draft Chaisson Order--Section IV details of order provisions, given panel--worth a look (short)	S. Woods, NRC/OE	E-Mail with Attachment	E. Michel, NRC/OGC; M. Burgess, NRC/OE	Contains Staff deliberation of enforcement action	3
65	ML14305A039	06/12/2014	2014/06/12 J Chaisson Proceeding - FW: Chaisson Section IV input	R. Browder, NRC/RIV	E-Mail with Attachment	M. Vasquez, L. Howell, et al., NRC/RIV	Contains Staff deliberation of enforcement action	7
66	ML14305A038	06/13/2014	2014/06/13 J Chaisson Proceeding - Chaisson Order	R. Browder, NRC/RIV	E-Mail with Attachments	M. Vasquez; L. Howell, NRC/RIV	Contains Staff deliberation of enforcement action	20
67	ML14305A037	06/23/2014	2014/06/23 J Chaisson Proceeding - Chaisson Order	R. Browder, NRC/RIV	E-Mail with Attachments	S. Woods, et al., NRC/OE	Pre-decisional draft enforcement documents	20
68	ML14305A035	06/29/2014	2014/06/29 J Chaisson Proceeding - FW: Chaisson Order package for review and concurrence	S. Woods, NRC/OE	E-Mail with Attachments	R. Browder, et al., NRC/RIV	Contains Staff deliberation of enforcement action	37
69	ML14305A036	06/29/2014	2014/06/29 J Chaisson Proceeding - FW: Chaisson Order package for review and concurrence	S. Woods, NRC/OE	E-Mail	R. Browder, NRC/RIV	Contains Staff deliberation of enforcement action	3

**ATTACHMENT 2
JAMES CHAISSON
DELIBERATIVE PROCESS PRIVILEGE LOG
Initial Disclosures – November 4, 2014**

ID No.	Accession Number	Document Date	Title/Description	Author Name/ Affiliation	Document Type	Addressee/ Addressee Affiliation	Comment	Page Count
70	ML14304A022	07/03/2014	2014/07/03 J Chaisson Proceeding - Chaisson Order	R. Browder, NRC/RIV	E-Mail with Attachment	E. Michel, NRC/OGC	A Contains Staff deliberation of enforcement action	25
71	ML14306A008	07/08/2014	2014/07/08 J Chaisson Proceeding - Chaisson documents and draft EN	R. Browder, NRC/RIV	E-Mail with Attachment	J. Wray, NRC/OE	Pre-decisional deliberations regarding enforcement action	29
72	ML14304A080	07/08/2014	2014/07/08 J Chaisson Proceeding - FW: EN-14-XXX Individual Texas Gamma Ray cmf.docx	R. Browder, NRC/RIV	E-Mail with Attachment	V. Campbell, NRC/RIV	Pre-decisional deliberations regarding enforcement action	4
73	ML14306A007	07/08/2014	2014/07/08 J Chaisson Proceeding - Individual Prohibition Order	R. Browder, NRC/RIV	E-Mail with Attachment	L. Uselding, V. Dricks, NRC/RIV	Pre-decisional deliberations regarding enforcement action	3
74	ML14304A079	07/08/2014	2014/07/08 J Chaisson Proceeding - Prohibition Order for Chaisson	R. Browder, NRC/RIV	E-Mail with Attachment	M. Vasquez; L. Howell, NRC/RIV	Pre-decisional deliberations regarding enforcement action	25
75	ML14304A073	07/11/2014	2014/07/11 J Chaisson Proceeding - RE: Chaisson Order - Coordination for Friday, July 11	C. Faria-Ocasio, NRC/OE	E-Mail	N. Hasan, C. Maier, NRC/OE	Pre-decisional deliberations regarding enforcement action	5
76	ML14308A001	07/30/2014	2014/07/30 J Chaisson Proceeding - RE: Forwarding a copy	M. Vasquez, NRC/RIV	E-Mail	S. Woods, NRC/OE	Contains Staff discussion of deliberations during enforcement panel, pre-decisional to enforcement action	2

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Initial Disclosures – November 4, 2014**

ID No.	Accession Number	Document Date	Title/Description	Author Name/ Affiliation	Document Type	Addressee/ Addressee Affiliation	Comment	Page Count
77	ML14303A038	10/27/2014	2014/10/27 J Chaisson Proceeding - FW: Individual in Texas Gamma Ray...	K. Day, NRC/OE	E-Mail	C. Faria-Ocasio, NRC/OE	Contains pre-decisional deliberations regarding enforcement action	2
78	ML14303A039	10/27/2014	2014/10/27 J Chaisson Proceeding - FW: Texas Gamma Ray: RIV Enforcement Panel, Thursday, March 24, 2011	C. Faria-Ocasio, NRC/OE	E-Mail	B. Klukan, NRC/OGC	Contains pre-decisional Staff impressions regarding enforcement panel deliberations	3
79	ML14303A037	10/27/2014	2014/10/27 J Chaisson Proceeding - FW: TGR EAW EA-10-102	R. Kellar, NRC/RIV	E-Mail with Attachment / Draft Enforcement Action Worksheet	C. Faria-Ocasio, et al., NRC/OE	Contains pre-decisional Staff deliberations in draft enforcement panel worksheet	7
80	N/A (Hardcopy delivered on 11/04/2014)	11/18/2014	Report of Investigation: Texas Gamma Ray, LLC (Failure to Implement Increased Controls During Radiographic Operations), Case No. 4-2011-0	Scott W. Kryk, NRC/OI	Office of Investigations Report	N/A	Contains pre-decisional agent analysis of investigation (Pages 18-21) and pre-decisional Staff deliberations regarding enforcement action (Exhibit 2, page 2)	5

**ATTACHMENT 3
JAMES CHAISSON
ATTORNEY-CLIENT PRIVILEGE LOG
Initial Disclosures – November 4, 2014**

No.	Accession Number	Author Name/ Affiliation:	Title/Description:	Document Date	Document Type	Addressee / Addressee Affiliation	Comment	Page Count
1	ML14303A367	B. Klukan, NRC/OGC	2012/01/09 J Chaisson Proceeding - TGR 4-2011-034 OI Report Review	01/09/2012	E-Mail	N. Hilton, C. Faria- Scasio, S. Kryk, R. Goetz, K. Fuller, NRC	Contains counsel's legal opinion of the Office of Investigations report	6
2	ML14303A029	N. Hilton, NRC/OE	2012/07/19 J Chaisson Proceeding - FW: Follow-up from Chaisson ADR strategy session	07/19/2012	E-Mail	R. Kellar, NRC	Contains legal advice from counsel to Office of Enforcement regarding enforcement options	3
3	ML14304A035	K. Fuller, NRC/RIV	2012/07/23 J Chaisson Proceeding - RE: DRAFT AIP for TGR IA ADR	07/23/2012	E-Mail	B. Klukan, NRC	Contains Staff's request for legal review of draft enforcement document	6
4	ML14303A373	C. Faria, NRC/OE	2012/08/23 J Chaisson Proceeding - CL_ORD__IA-12- 009_Chaisson ADR (2).cmf.docx	08/23/2012	E-Mail	B. Klukan, NRC	Contains Staff's request for legal review for draft enforcement documents	6

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Initial Disclosures – November 4, 2014**

No.	Accession Number	Author Name/ Affiliation:	Title/Description:	Document Date	Document Type	Addressee / Addressee Affiliation	Comment	Page Count
5	ML14303A008	S. Woods, NRC/OE	2014/04/10 J Chaisson Proceeding - Additional info. for RIV meeting Thursday, April 10, 2014, starting at 1:30 central	04/10/2014	E-Mail	N. Hilton, M. Lemoncelli, R. Zimmerman, M. Burgess, E. Michel, NRC	Contains Staff's request for legal advice and request for legal review of draft enforcement documents	35
6	ML14307B754	S. Woods, NRC/OE	2014/04/10 J Chaisson Proceeding - FW: Additional info. for RIV meeting Thursday, April 10, 2014, starting at 1:30 central	04/10/2014	E-Mail	V. Campbell, R. Browder, NRC	Contains Staff's request for legal advice and request for legal review of draft enforcement documents	35
7	ML14303A354	E. Michel, NRC/OGC	2014/04/11 J Chaisson Proceeding - RE: Path forward with Chaisson	04/11/2014	E-Mail	N. Hilton, NRC	Contains discussion between Staff and counsel regarding enforcement options	3
8	ML14303A035	N. Hilton, NRC/OE	2014/04/14 J Chaisson Proceeding - RE: Path forward with Chaisson	04/14/2014	E-Mail	M. Lemoncelli, E. Michel, NRC	Contains legal advice provided by counsel to Office of Enforcement staff	3

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Initial Disclosures – November 4, 2014**

No.	Accession Number	Author Name/ Affiliation:	Title/Description:	Document Date	Document Type	Addressee / Addressee Affiliation	Comment	Page Count
9	ML14303A352	E. Michel, NRC/OGC	2014/06/02 J Chaisson Proceeding - RE: draft Chaisson Order--Section IV details of order provisions, given panel--worth a look (short)	06/02/2014	E-Mail	N. Hilton, J. Wray, M. Burgess, S. Woods, NRC	Contains counsel's legal advice to Office of Enforcement staff	3
10	ML14303A002	S. Woods, NRC/OE	2014/06/03 J Chaisson Proceeding - RE: draft Chaisson Order--Section IV details of order provisions, given panel--worth a look (short)	06/03/2014	E-Mail	N. Hilton, J. Wray, E. Michel, M. Burgess, NRC	Contains discussion between Staff and counsel regarding enforcement options	3
11	ML14304A022	R. Browder, NRC/RIV	2014/07/03 J Chaisson Proceeding - Chaisson Order	07/03/2014	E-Mail	J. Wray, S. Woods, R. Fretz, N. Hilton, C. Maier, E. Michel, NRC	Contains Staff request for legal review of draft enforcement documents	25
12	ML14303A039	C. Faria, NRC/OE	2014/10/27 J Chaisson Proceeding - FW: Texas Gamma Ray: RIV Enforcement Panel, Thursday, March 24, 2011	10/27/2014	E-Mail	R. Carpenter, C. Hair, NRC	Contains discussion between Staff and counsel regarding enforcement options	3

**ATTACHMENT 4
JAMES CHAISSON
PERSONAL PRIVACY PRIVILEGE LOG
Initial Disclosures – November 4, 2014**

ID No.	Accession Number	Document Date	Title/Description	Comment	Pages
1 ¹	N/A (Hardcopy delivered on 11/4/2014)	11/18/2011	Report of Investigation: Texas Gamma Ray, LLC (Failure to Implement Increased Controls During Radiographic Operations), Case No. 4-2011-034	Redactions consist of information regarding employment history of witnesses, social security numbers, and personal telephone numbers.	Pages 10-11, 13, 15; Ex. 10, pg. 1; Ex. 12, pg. 2, Ex. 13, pg. 1, Ex. 15, pg. 1-2; Ex. 18, pg. 2, 5; Ex. 21, pg. 20; Ex. 23, pg. 3-4, 20; Ex. 24, pg. 33; Ex. 28, pg. 7-8, 23.

¹ The Staff will disclose the information listed above when it receives the Non-Disclosure Declaration signed by Mr. Chaisson, pursuant to the Board's Protective Order (Governing Personal Privacy Materials), dated October 27, 2014 and Order (Granting Motion to Amend Protective Order and Request for Additional Time), dated October 31, 2014. As of November 4, 2014, the Staff has yet to receive a signed copy of the Non-Disclosure Declaration.

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)
)
JAMES CHAISSON) Docket No. IA-14-025-EA
)
) ASLBP No. 14-932-02-EA-BD01
)

AFFIDAVIT OF ROBERT CARPENTER CONCERNING
MANDATORY DISCLOSURE
REQUIREMENT OF 10 C.F.R. § 2.709(a)(6)(i)

I, Robert Carpenter, do hereby state as follows:

1. I am employed as an Enforcement Specialist in the Nuclear Regulatory Commission's ("NRC") Office of Enforcement. I serve as the Enforcement Specialist for the enforcement actions taken by the NRC Staff regarding Mr. James Chaisson. Among other things, I am managing the preparation of the hearing file and mandatory disclosures in connection with the enforcement actions at issue in this proceeding.

2. I hereby certify that all relevant materials required to be disclosed pursuant to 10 C.F.R. § 2.709(a)(6)(i) in the captioned proceeding have been disclosed, and that the disclosures are accurate and complete as of the date of this certification.

3. I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information and belief.

/Original signed by/

Robert Carpenter

Executed in Rockville, MD
this 4th day of November, 2014.

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)

JAMES CHAISSON)

) Docket No. IA-14-025-EA

) ASLBP No. 14-932-02-EA-BD01

DECLARATION OF BELKYS SOSA

I, Belkys Sosa, do hereby state as follows:

1. I am employed as the Deputy Director of the Office of Enforcement of the United States Nuclear Regulatory Commission (“NRC”). My supervisory responsibilities include oversight of the NRC Staff’s enforcement actions taken with respect to Mr. James Chaisson.

2. As part of their responsibilities in preparing the hearing file and mandatory disclosures for these proceedings, NRC Staff members under my supervision identified certain documents as privileged because they contained information concerning the Staff’s deliberative process. Those documents are listed in Attachment 2 to the Initial Disclosures submission of the Staff’s Hearing File.

3. I have personally reviewed the documents identified as privileged in Attachment 2, and have determined, in accordance with the guidance set forth in Management Directive 3.4, that they contain predecisional information concerning the Staff’s review of its enforcement actions with respect to Mr. Chaisson. All documents contain either the Staff’s analyses, recommendations, opinions, or evaluations, and may not necessarily reflect the final agency position with respect to the matters discussed therein. Each of the documents comprises part of the deliberative process necessary to the Staff’s review of its enforcement actions.

4. Further, I have determined that disclosures of these documents could result in harm to the agency, in that it would (a) prematurely disclose the preliminary views of individual

Staff members and/or the Staff prior to reaching a final agency decision, and could thus create confusion as to the actual policy or views of the NRC Staff; (b) hinder the efficiency of the Staff, in that forced disclosure of its internal discussions on an unresolved issue would tend to chill all future deliberations and would interfere with the Staff's ability to engage in a free exchange of opinions and analyses prior to publishing its final review documents; and (c) imply or suggest incorrectly that the opinions of the Staff members involved in these communications are actually the final decisions of the agency, while no such final decision has yet been made.

5. Accordingly, I formally invoke the deliberative process privilege with respect to each of the documents listed in Attachment 2 to the Initial Disclosures submission of the Staff's Hearing File.

6. I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information and belief.

/Original signed by/

Belkys Sosa

Executed in Rockville, MD
this 4th day of November, 2014.

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	
)	Docket No. IA-14-025-EA
JAMES CHAISSON)	ASLBP No. 14-932-02-EA-BD01
)	
)	Date: October 20, 2014

CERTIFICATE OF SERVICE

I hereby certify that the foregoing NRC STAFF'S INITIAL DISCLOSURES, dated November 4, 2014, has been served over the Electronic Information Exchange, the NRC's E-Filing System, this 4th day of November 2014.

/Signed (electronically) by/

Christopher C. Hair
Counsel for the NRC Staff
U.S. Nuclear Regulatory Commission
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Christopher.Hair@nrc.gov