

From: Phil Rutherford
To: IGHOTLINE
Subject: [EXTERNAL] Complaint - Shipments of Waste from the former Energy Technology Engineering Center
Date: Friday, February 10, 2023 2:25:16 PM
Attachments: DOE IG Letter 2023-02-10.pdf

Dear Inspector General Donaldson,

Please find attached, a complaint regarding irregularities in waste shipments from the former Energy Technology Engineering Center.

Sincerely,

Phil Rutherford *Consulting*
Mobile: +1 818-912-1501
email@philrutherford.com
www.philrutherford.com

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From: IGHOTLINE <ighotline@hq.doe.gov>
Sent: Monday, April 10, 2023 7:53 AM
To: Phil Rutherford
Subject: RE: [EXTERNAL] Irregularities in DOE's Waste Shipments from ETEC to Energy Solutions

Good Morning Phil Rutherford,

Thank you for contacting the Department of Energy Office of Inspector General (OIG). Your complaint is currently open and being processed under OIG Complaint #23-0160-C. Please see <https://www.energy.gov/ig/ig-hotline> for more information on processing complaints and status updates.

Thank you,

Hotline Coordinator
U.S. Department of Energy
Office of Inspector General
<http://energy.gov/ig/services>
MB

From: Phil Rutherford <email@philrutherford.com>
Sent: Sunday, April 9, 2023 2:32 PM
To: dwmrcsubmit@utah.gov; IGHOTLINE <ighotline@hq.doe.gov>; 'Otis Willoughby III' <owilloughby@utah.gov>; 'LLRW DEQ' <llrw@utah.gov>; 'Doug Hansen' <djhansen@utah.gov>; 'Jalynn Knudsen' <jknudsen@utah.gov>
Cc: Michelle Farris <michelle.farris@emcbc.doe.gov>; Ford, David (EMCBC) <david.ford@emcbc.doe.gov>; Secretary <the.secretary@hq.doe.gov>; White, William <william.white@em.doe.gov>; ike.white@hq.doe.gov; bfraze@northwindgrp.com; tcesnik@northwindgrp.com; dean.vanek@northwindgrp.com; tabrown@energysolutions.com; info@energysolutions.com; 'Becker, Steven@DTSC' <Steven.Becker@dtsc.ca.gov>; 'Mathias, Mindy@DTSC' <Mindy.Mathias@dtsc.ca.gov>; tanya.brosnan@dtsc.ca.gov; Mengers, Joshua (EMCBC) <joshua.mengers@emcbc.doe.gov>
Subject: [EXTERNAL] Irregularities in DOE's Waste Shipments from ETEC to Energy Solutions
Importance: High

Dear Utah Regulators and DOE Inspector General,

It has been 60 days since I submitted my concerns regarding DOE/ETEC's waste shipments to the Utah Division of Waste Management and Radiation Control, and the DOE Office of Inspector General.

https://philrutherford.com/SSFL/doe_building_demolition/FOIA/UDWMRC_Letter_2023-02-09.pdf

https://philrutherford.com/SSFL/doe_building_demolition/FOIA/DOE_IG_Letter_2023-02-10.pdf

Although I received prompt receipt acknowledgements from both your offices, you have yet to respond to the concerns. Please provide a status on your investigations.

It has been 90 days since the original complaint addressed to the DOE ETEC Program Office, DOE HQ, North Wind, EnergySolutions and CalEPA's DTSC, again with no response from any organization.

The complaint is regarding an egregious falsification of radioactive waste manifests (NRC Form 540/541) that deserves an open investigation. An investigation that appears to be not happening.

Since this issue will be presented at the upcoming Health Physics Society Annual Meeting in July 2023 (<https://burkclients.com/hps/2023AM/program/singleession.php?sessid=TAM-C>), I would appreciate your prompt attention to this matter, so that I may correctly present DOE's and Utah's positions.

Sincerely,



Phil Rutherford Consulting
Mobile: +1 (818) 912-1501
email@philrutherford.com
www.philrutherford.com



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From: IGHOTLINE <ighotline@hq.doe.gov>
Sent: Wednesday, August 2, 2023 8:29 AM
To: Phil Rutherford
Subject: RE: [EXTERNAL] DOE Waste Characterization at the Former Energy Technology Engineering Center

Good Morning Phil Rutherford,

Thank you for contacting the Department of Energy Office of Inspector General (OIG). Your complaint, 23-0160-C is open; however, no additional information can be provided. Please refer to <http://energy.gov/ig/services> for information on status inquiries and complaint processing.

Hotline Coordinator
U.S. Department of Energy
Office of Inspector General
<http://energy.gov/ig/services>
MB

From: Phil Rutherford <email@philrutherford.com>
Sent: Wednesday, August 2, 2023 12:00 AM
To: Mengers, Joshua (EMCBC) <joshua.mengers@emcbc.doe.gov>; Secretary <the.secretary@hq.doe.gov>; White, William <william.white@em.doe.gov>; bfrazee@northwindgrp.com; tcesnik@northwindgrp.com; dean.vanek@northwindgrp.com; tabrown@energysolutions.com; info@energysolutions.com; 'Becker, Steven@DTSC' <Steven.Becker@dtsc.ca.gov>; 'Mathias, Mindy@DTSC' <Mindy.Mathias@dtsc.ca.gov>; tanya.brosnan@dtsc.ca.gov; djhansen@utah.gov; IGHOTLINE <ighotline@hq.doe.gov>; 'Otis Willoughby III' <owilloughby@utah.gov>; 'Jalynn Knudsen' <jknudsen@utah.gov>; Michelle Farris <michelle.farris@emcbc.doe.gov>; Ford, David (EMCBC) <david.ford@emcbc.doe.gov>; chinh.sheow@dtsc.ca.gov; elizabeth.leslie-gassaway@dtsc.ca.gov; meredith.williams@dtsc.ca.gov; Jones, John B <john.jones@emcbc.doe.gov>; yana.garcia@calepa.ca.gov; julie.lincoln@dtsc.ca.gov
Subject: [EXTERNAL] DOE Waste Characterization at the Former Energy Technology Engineering Center

This will be short.

Previous extensive communication regarding the 2020 DTSC/DOE Amendment to Order on Consent, and the consequent irregularities in demolition debris waste shipping records, has been ignored.

- 2020 Amendment to Order on Consent and FOIA EMCBC-2022-000149-F. <https://philrutherford.com/ssfl.html#2020aoc>
- Nuclear Decommissioning at SSFL, Section 23.0, Amendment to Order on Consent. https://philrutherford.com/SSFL/Nuclear_Decommissioning_at_SSFL.pdf#page=84
- Nuclear Decommissioning at SSFL, Section 23.4, Shipping Records. https://philrutherford.com/SSFL/Nuclear_Decommissioning_at_SSFL.pdf#page=97

The apparent falsification of waste shipping records was presented last week at the Annual Meeting of the Health Physics Society in National Harbor, Maryland.

- PowerPoint
PDF. https://philrutherford.com/SSFL/doe_building_demolition/FOIA/Waste_Characterization_by_DOE_at_ETE_C_PowerPoint.pdf
- YouTube Video. https://www.youtube.com/watch?v=QC2nv-oi_1k

I am more than willing to listen to opposing views.

But does anyone have the courtesy to respond?

Phil

Phil Rutherford *Consulting*
Mobile: +1 818-912-1501
email@philrutherford.com
www.philrutherford.com

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From: IGHOTLINE <ighotline@hq.doe.gov>
Sent: Monday, February 12, 2024 3:05 PM
To: Phil Rutherford
Subject: RE: [EXTERNAL] Complaint 23-0160-C

Hello,

Your complaint has been closed by this office, and as per our website ([IG Hotline | Department of Energy](#)) the only information that will be provided is OPEN or CLOSED status.

You will need to file a Freedom of Information Act (FOIA) request to obtain the details of the complaint disposition.

Instructions on how to file a FOIA request for your complaint can be found at

<https://www.energy.gov/ig/services/foia>.

No further information will be provided.

Thank you for contacting the OIG.

Hotline Coordinator
U.S. Department of Energy
Office of Inspector General
<http://energy.gov/ig/services>

From: Phil Rutherford <email@philrutherford.com>
Sent: Monday, February 12, 2024 12:31 PM
To: IGHOTLINE <ighotline@hq.doe.gov>
Subject: RE: [EXTERNAL] Complaint 23-0160-C

Dear Hotline Coordinator (RC),

Thank you for your reply. I am at a loss why you have twice chosen not to answer my two simple questions, namely when the investigation into my complaint was closed and why I was not informed.

How are the answers to those two simple questions considered secret because of unspecified Privacy Act Restrictions?

The very fact that the DOE IG cannot communicate the results of its own investigations, and instead requires whistleblowers to file a FOIA request is bureaucracy at its worst.

Sincerely,

Phil Rutherford *Consulting*
Mobile: +1 818-912-1501
email@philrutherford.com
www.philrutherford.com

From: IGHOTLINE <ighotline@hq.doe.gov>
Sent: Monday, February 12, 2024 5:34 AM
To: Phil Rutherford <email@philrutherford.com>
Subject: RE: [EXTERNAL] Complaint 23-0160-C

Good Morning,

Your complaint has been closed by the OIG and due to Privacy Act Restrictions, no further information is available from this venue.

Thanks,

Hotline Coordinator
U.S. Department of Energy
Office of Inspector General
<http://energy.gov/ig/services>
RC

From: Phil Rutherford <email@philrutherford.com>
Sent: Friday, February 9, 2024 10:35 PM
To: IGHOTLINE <ighotline@hq.doe.gov>
Subject: RE: [EXTERNAL] Complaint 23-0160-C

Dear Hotline Coordinator,

Were you able to find answers to my questions?

From: Phil Rutherford <email@philrutherford.com>
Sent: Thursday, February 8, 2024 2:41 PM
To: 'IGHOTLINE' <ighotline@hq.doe.gov>
Cc: The.Secretary@hq.doe.gov; william.white@hq.doe.gov; 'Mengers, Joshua' <Joshua.Mengers@emcbc.doe.gov>
Subject: RE: [EXTERNAL] Complaint 23-0160-C

Dear Hotline Coordinator (RC),

At your suggestion, I have submitted a FOIA request for the investigation file related to Complaint 23-0160-C. See attached email.

Quite aside from the FOIA request, when was the investigation closed, and why did I not receive notification of its conclusion from your office? In the event that your notification went to my spam folder, please resend your closure notification to me.

Sincerely,

Phil Rutherford *Consulting*
Mobile: +1 818-912-1501
email@philrutherford.com
www.philrutherford.com

From: IGHOTLINE <ighotline@hq.doe.gov>
Sent: Thursday, February 8, 2024 7:44 AM
To: Phil Rutherford <email@philrutherford.com>
Subject: RE: [EXTERNAL] Complaint 23-0160-C

Good Morning,

Your complaint is closed. The OIG determined that no further action was warranted. No further information is available via this venue; however, you are welcome to request a copy of the file via the Freedom of Information Act (FOIA). Please reference complaint # 23-0160-C. Status, disposition and FOIA information can be found on our website: (<https://www.energy.gov/ig/ig-hotline>).

Hotline Coordinator

RC

From: Phil Rutherford <email@philrutherford.com>
Sent: Wednesday, February 7, 2024 11:30 PM
To: IGHOTLINE <ighotline@hq.doe.gov>
Cc: Secretary <the.secretary@hq.doe.gov>; White, William <william.white@em.doe.gov>; Mengers, Joshua (EMCBC) <joshua.mengers@emcbc.doe.gov>
Subject: [EXTERNAL] Complaint 23-0160-C

Dear Inspector General,

It is now one year since I submitted my complaint, 23-0160-C, regarding falsification of data for waste shipments from DOE's Energy Technology Engineering Center (ETEC).

Attached is the original complaint plus the prior letter to ETEC management, providing background for the complaint.

Please provide a status of your investigation and tell me how many more years that DOE needs to complete its investigation.

Sincerely,

Phil Rutherford *Consulting*
Mobile: +1 818-912-1501
email@philrutherford.com
www.philrutherford.com

From: Phil Rutherford <email@philrutherford.com>
Sent: Friday, February 10, 2023 11:14 AM
To: ighotline@hq.doe.gov
Subject: Complaint - Shipments of Waste from the former Energy Technology Engineering Center

Dear Inspector General Donaldson,

Please find attached, a complaint regarding irregularities in waste shipments from the former Energy Technology Engineering Center.

Sincerely,

Phil Rutherford *Consulting*
Mobile: +1 818-912-1501
email@philrutherford.com
www.philrutherford.com

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From: IGHOTLINE <ighotline@hq.doe.gov>
Sent: Tuesday, June 6, 2023 7:02 PM
To: Phil Rutherford
Subject: RE: [EXTERNAL] RE: OIG File No. 23-0160-C Status

Hello,

Thank you for contacting the DOE Office of Inspector General Hotline. Your complaint is open, however no additional information can be provided (please refer to <http://energy.gov/ig/services>) for information on status inquiries. You may continue to contact this site to request the complaint status and you will be provided information on requesting detailed complaint information when the complaint is closed.

Hotline Coordinator
US Department of Energy
Office of Inspector General
LP

From: Phil Rutherford <email@philrutherford.com>
Sent: Tuesday, June 6, 2023 5:53 PM
To: IGHOTLINE <ighotline@hq.doe.gov>
Subject: [EXTERNAL] RE: OIG File No. 23-0160-C Status

Dear Hotline Coordinator,

Please identify where on your website, that I can enter the complaint number, in order to ascertain whether the case is OPEN or CLOSED. When and if the case is ever closed, what information can I expect regarding conclusions reached and actions taken.

Is it too much to ask for an estimated completion date, or the contact information of the individual who is conducting the investigation.

Thank you.

Phil Rutherford *Consulting*
Mobile: +1 818-912-1501
email@philrutherford.com
www.philrutherford.com

From: IGHOTLINE <ighotline@hq.doe.gov>
Sent: Tuesday, June 6, 2023 2:39 PM
To: email@philrutherford.com
Subject: OIG File No. 23-0160-C Status

Hello Phil,

We received your voicemail and the complaint you have submitted to this office (OIG File No. 23-0160-C) is open. However, as per our website (<https://www.energy.gov/ig/ig-hotline>) the only information that will be provided is OPEN or CLOSED status. No other information will be provided.

Thank you,
Hotline Coordinator

This message does not originate from a known Department of Energy email system.
Use caution if this message contains attachments, links or requests for information.

[REDACTED]

From: IGHOTLINE
Sent: Thursday, February 16, 2023 12:19 PM
To: Phil Rutherford
Subject: RE: [EXTERNAL] Complaint - Shipments of Waste from the former Energy Technology Engineering Center

Good Afternoon Phil Rutherford,

Thank you for contacting the Department of Energy Office of Inspector General (OIG). We received your complaint and we are currently processing it. You have provided us with quite a bit of information. I want to make sure I am capturing the basics of your concerns and not inferring what you wanted to report. This ensures we can properly address what you have reported.

1. Please acknowledge that you have read the Office of Inspector General Hotline section of the OIG website (<https://www.energy.gov/ig/ig-hotline>) regarding issues which should be reported to the OIG, complaint processing, anonymity and the OIG confidentiality policy. Please type out either YES or NO
2. Do you consent to the disclosure of your identity outside the OIG on a need-to-know basis? Please type out either YES or NO
3. Please define any acronyms you use. To ensure clarity, please define the acronym LLRW.
4. Why do you think there is an issue with disposing of non-radioactive demolition waste at the same facility as radioactive waste?
5. Why do you think shipping waste to a facility in Clive, UT is not in compliance with the Consent Order amended in October 2020 and California Executive Order D-62-02?
6. Why is it an issue that containers with identical radionuclide activities have the same net waste weight on some manifests and different net waste weights on other manifests?
7. When did the cleanup end?
8. When did you submit your FOIA request?
9. When did you report your concerns to the entities listed in your complaint? Has there been any updates on your complaints since then?

Thanks in advance for your responses,

Hotline Coordinator
U.S. Department of Energy
Office of Inspector General
<http://energy.gov/ig/services>
MB

From: Phil Rutherford <email@philrutherford.com>
Sent: Friday, February 10, 2023 2:14 PM
To: IGHOTLINE <ighotline@hq.doe.gov>
Subject: [EXTERNAL] Complaint - Shipments of Waste from the former Energy Technology Engineering Center

Dear Inspector General Donaldson,

Please find attached, a complaint regarding irregularities in waste shipments from the former Energy Technology Engineering Center.

Sincerely,

Phil Rutherford *Consulting*
Mobile: +1 818-912-1501
email@philrutherford.com
www.philrutherford.com

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Harms, Timothy

From: (b)(6), (b)(7)(C)
Sent: Thursday, April 6, 2023 2:17 PM
To: Harms, Timothy
Cc: (b)(6), (b)(7)(C)
Subject: RE: MANAGEMENT REFERRAL - 23-0160-C

Hi Tim,

Your request is approved, the due date for the response is 5/17/23. Let me know if you have any questions or need another extension. Have a good one,

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

Investigator
Department of Energy Office of Inspector General
Hotline Operations and Whistleblower Investigations
Cell: 240-(b)(6), (b)(7)(C)

Report fraud, waste, and abuse to the U.S. Department of Energy, OIG Tel: [1-800-541-1625](tel:1-800-541-1625) Email: ighotline@hq.doe.gov Online: Press Ctrl & [Click Here](#)

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From: Harms, Timothy (b)(6), (b)(7)(C) @em.doe.gov>
Sent: Thursday, April 6, 2023 2:11 PM
To: (b)(6), (b)(7)(C) @hq.doe.gov>
Cc: (b)(6), (b)(7)(C) @hq.doe.gov>
Subject: MANAGEMENT REFERRAL - 23-0160-C

(b)(6), (b)(7)(C)

EM is requesting an extension for the response to the subject management referral from 4/17/2023 to 5/17/2023. The site needs the additional time to conduct the necessary interviews.

Respectfully, Tim

Timothy Harms
Senior Advisor
Office of Resource Management
W – 301-(b)(6), (b)(7)(C)
C – 240-(b)(6), (b)(7)(C)

Harms, Timothy

From: (b)(6), (b)(7)(C)
Sent: Friday, July 14, 2023 2:10 PM
To: Harms, Timothy; (b)(6), (b)(7)(C)
Subject: RE: MANAGEMENT REFERRAL - 23-0160-C (Contains CUI in Attachment)

Good Afternoon Tim,

Thanks for the response, we will take a look and let you know if we need anything else. Have a great weekend,

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

Investigator
Department of Energy Office of Inspector General
Hotline Operations and Whistleblower Investigations
Cell: 240-(b)(6), (b)(7)(C)

Report fraud, waste, and abuse to the U.S. Department of Energy, OIG Tel: [1-800-541-1625](tel:1-800-541-1625) Email: ighotline@hq.doe.gov Online: Press Ctrl & [Click Here](#)

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From: Harms, Timothy (b)(6), (b)(7)(C)@em.doe.gov>

Sent: Friday, July 14, 2023 1:41 PM

To: (b)(6), (b)(7)(C)@hq.doe.gov>

Cc: (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

Subject: MANAGEMENT REFERRAL - 23-0160-C (Contains CUI in Attachment)

CUI//SP-INV (In attachment)

(b)(6), (b)(7)(C)

Attached is the EM response to the subject management referral. Please feel free to contact me with any questions or concerns you might have with the response.

Respectfully, Tim

Timothy Harms
Senior Advisor
Office of Resource Management
W – 301 (b)(6), (b)(7)(C)
C – 240- (b)(6), (b)(7)(C)

To: (b)(6), (b)(7)(C)@hq.doe.gov
Cc: (b)(6), (b)(7)(C)@hq.doe.gov
From: Harms, Timothy/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0DA49CC8C4EC4D4CA82D56AA97DD68C7-HARMS, TIMO]
Sent: Thur 3/16/2023 3:11:56 PM (UTC)
Subject: MANAGEMENT REFERRAL - 23-0160-C

I acknowledge receipt of 23-0160-C and will assign to the appropriate EM organization to evaluate the concern. I anticipate a reply will be provided by April 17, 2023.

(b)(6), (b)(7)(C)

Respectfully, Tim

Timothy Harms
Senior Advisor
Office of Resource Management
W – 301-(b)(6), (b)(7)(C)
C – 240-(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)@hq.doe.gov>
Sent: Thursday, March 16, 2023 11:06 AM
To: Harms, Timothy (b)(6), (b)(7)(C)@em.doe.gov>
Subject: OIG Management Referral 23-0160-C

Good Morning Tim,

Please see the attached OIG Management Referral for your office. I have a due date of April 17, 2023 for the response. Please let me know if you have any questions or need an extension. Thanks,

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

Investigator
Department of Energy Office of Inspector General
Hotline Operations and Whistleblower Investigations
Cell: 240-(b)(6), (b)(7)(C)

Report fraud, waste, and abuse to the U.S. Department of Energy, OIG Tel: [1-800-541-1625](tel:1-800-541-1625) Email: ig hotline@hq.doe.gov Online: Press Ctrl & [Click Here](#)

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To: (b)(6), (b)(7)(C)@hq.doe.gov
From: Harms, Timothy/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0DA49CC8C4EC4D4CA82D56AA97DD68C7-HARMS, TIMO]
Sent: Wed 6/21/2023 12:41:50 PM (UTC)
Subject: RE: MANAGEMENT REFERRAL - 23-0160-C

DOCUMENT 14

Thank you for your consideration of the extension request. Hope you had a great vacation.

(b)(6), (b)(7)(C)

Respectfully, Tim

Timothy Harms
Senior Advisor
Office of Resource Management
W - 301-(b)(6), (b)(7)(C)
C - 240-(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)@hq.doe.gov
Sent: Wednesday, June 21, 2023 8:41 AM
To: Harms, Timothy (b)(6), (b)(7)(C)@em.doe.gov
Subject: RE: MANAGEMENT REFERRAL - 23-0160-C

Good Morning Tim,

I hope all is well. Sorry for the delayed response, I was out for a little R&R. Thanks for the update: the request for an extension is approved and the due date is 7/17/23. Let me know if you need another extension or have any other questions.

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

Investigator
Department of Energy Office of Inspector General
Hotline Operations and Whistleblower Investigations
Cell: 240-(b)(6), (b)(7)(C)

Report fraud, waste, and abuse to the U.S. Department of Energy, OIG Tel: [1-800-541-1625](tel:1-800-541-1625) Email: ighotline@hq.doe.gov Online: Press Ctrl & [Click Here](#)

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From: Harms, Timothy <Timothy.Harms@em.doe.gov>
Sent: Tuesday, June 13, 2023 12:21 PM
To: (b)(6), (b)(7)(C)@hq.doe.gov
Cc: (b)(6), (b)(7)(C)@hq.doe.gov
Subject: MANAGEMENT REFERRAL - 23-0160-C

(b)(6), (b)(7)(C)

EM is requesting an extension for the response to the subject management referral from 6/16/2023 to 7/17/2023. The response from the contractor took longer than anticipated resulting in the request for extension.

Respectfully, Tim

Timothy Harms

Senior Advisor

Office of Resource Management

W - 301- (b)(6), (b)(7)(C)

C - 240- (b)(6), (b)(7)(C)

To: (b)(6), (b)(7)(C)@hq.doe.gov
Cc: (b)(6), (b)(7)(C)@hq.doe.gov
From: Harms, Timothy/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0DA49CC8C4EC4D4CA82D56AA97DD68C7-HARMS, TIMO]
Sent: Mon 5/15/2023 7:23:58 PM (UTC)
Subject: RE: MANAGEMENT REFERRAL - 23-0160-C

Thank you for your consideration of the extension request.

Respectfully, Tim (b)(6), (b)(7)(C)

Timothy Harms
 Senior Advisor
 Office of Resource Management
 W - 301-(b)(6), (b)(7)(C)
 C - 240-(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)@hq.doe.gov>
Sent: Monday, May 15, 2023 3:20 PM
To: Harms, Timothy (b)(6), (b)(7)(C)@em.doe.gov>
Cc: (b)(6), (b)(7)(C)@hq.doe.gov>
Subject: RE: MANAGEMENT REFERRAL - 23-0160-C

Good Afternoon Tim,

Your request is approved. The due date for the response is 6/16/2023. Let me know if you need anything else and have a good day,

(b)(6), (b)(7)(C)

Investigator
 Department of Energy Office of Inspector General
 Hotline Operations and Whistleblower Investigations
 Cell: 240-(b)(6), (b)(7)(C)

Report fraud, waste, and abuse to the U.S. Department of Energy, OIG Tel: [1-800-541-1625](tel:1-800-541-1625) Email: ighotline@hq.doe.gov Online: Press Ctrl & [Click Here](#)

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From: Harms, Timothy (b)(6), (b)(7)(C)@em.doe.gov>
Sent: Monday, May 15, 2023 3:09 PM
To: (b)(6), (b)(7)(C)@hq.doe.gov>
Cc: (b)(6), (b)(7)(C)@hq.doe.gov>
Subject: MANAGEMENT REFERRAL - 23-0160-C

(b)(6), (b)(7)(C)

EM is requesting an extension for the response to the subject management referral from 5/17/2023 to 6/16/2023. The site is reviewing documents and drafting the response.

Respectfully, Tim

Timothy Harms
Senior Advisor
Office of Resource Management
W - 301-(b)(6), (b)(7)(C)
C - 240-(b)(6), (b)(7)(C)

To: (b)(6), (b)(7)(C)@Hq.Doe.Gov]
From: (b)(6), (b)(7)(C)/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=4C9466D54CFD439BB91E5DE8EE53BAA2 (b)(6), (b)(7)(C)
Sent: Thur 3/16/2023 11:43:22 AM (UTC)
Subject: Closure: 23-0174-C

DOCUMENT 16

Good Morning (b)(6), (b)(7)(C)

Non Responsive

I also have 2 referral pending review and signature: 23-0160-C and 23-0171-C.

Thanks,
(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

Department of Energy Office of Inspector General
Hotline Operations and Whistleblower Investigations
Cell: 240-(b)(6), (b)(7)(C)

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To: (b)(6), (b)(7)(C)@hq.doe.gov>(b)(6), (b)(7)(C)@hq.doe.gov>(b)(6), (b)(7)(C)@hq.doe.gov>(b)(6), (b)(7)(C)@hq.doe.gov>(b)(6), (b)(7)(C)@hq.doe.gov>(b)(6), (b)(7)(C)@hq.doe.gov>(b)(6), (b)(7)(C)@hq.doe.gov>
Cc: (b)(6), (b)(7)(C)@hq.doe.gov>
Subject: RE: Complaint Forms

I am halfway through but so far this is what I found:

Summary page:

- Non Responsive
-
-
-
-
- Extra spaces between first wo Responses 23-0160-C & 23-0202-C

23-0329-C: Non Responsive

23-0345-C:
Non Responsive

23-0348-C Non Responsive

The next half I am looking at now.

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)@hq.doe.gov>
Sent: Monday, July 24, 2023 9:28 AM
To: (b)(6), (b)(7)(C)@hq.doe.gov>(b)(6), (b)(7)(C)@hq.doe.gov>(b)(6), (b)(7)(C)@hq.doe.gov>(b)(6), (b)(7)(C)@hq.doe.gov>(b)(6), (b)(7)(C)@hq.doe.gov>(b)(6), (b)(7)(C)@hq.doe.gov>
Cc: (b)(6), (b)(7)(C)@hq.doe.gov>(b)(6), (b)(7)(C)@srs.gov>
Subject: RE: Complaint Forms

Version 1 is in the packet.

From: (b)(6), (b)(7)(C)@hq.doe.gov>
Sent: Monday, July 24, 2023 9:27 AM
To: (b)(6), (b)(7)(C)@hq.doe.gov>(b)(6), (b)(7)(C)@hq.doe.gov>(b)(6), (b)(7)(C)@hq.doe.gov>(b)(6), (b)(7)(C)@hq.doe.gov>(b)(6), (b)(7)(C)@hq.doe.gov>(b)(6), (b)(7)(C)@hq.doe.gov>
Cc: (b)(6), (b)(7)(C)@hq.doe.gov>(b)(6), (b)(7)(C)@srs.gov>
Subject: RE: Complaint Forms

Mine are in folder and ready as well.

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)@hq.doe.gov>

Sent: Monday, July 24, 2023 9:12 AM

To: (b)(6), (b)(7)(C)@hq.doe.gov> (b)(6), (b)(7)(C)@hq.doe.gov> (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)@hq.doe.gov> (b)(6), (b)(7)(C)@hq.doe.gov> (b)(6), (b)(7)(C)@hq.doe.gov> (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)@hq.doe.gov>; (b)(6), (b)(7)(C)@srs.gov> (b)(6), (b)(7)(C)@hq.doe.gov>

Cc: (b)(6), (b)(7)(C)@hq.doe.gov>

Subject: RE: Complaint Forms

Ok, thanks everyone.

From: (b)(6), (b)(7)(C)@hq.doe.gov>

Sent: Monday, July 24, 2023 9:10 AM

To: (b)(6), (b)(7)(C)@hq.doe.gov> (b)(6), (b)(7)(C)@hq.doe.gov> (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)@hq.doe.gov> (b)(6), (b)(7)(C)@hq.doe.gov> (b)(6), (b)(7)(C)@hq.doe.gov> (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)@hq.doe.gov> (b)(6), (b)(7)(C)@srs.gov> (b)(6), (b)(7)(C)@hq.doe.gov>

Cc: (b)(6), (b)(7)(C)@hq.doe.gov>

Subject: RE: Complaint Forms

(b)(6), (b)(7)(C)
My complaints are in the folder as well.

From: (b)(6), (b)(7)(C)@hq.doe.gov>

Sent: Monday, July 24, 2023 9:03 AM

To: (b)(6), (b)(7)(C)@hq.doe.gov> (b)(6), (b)(7)(C)@hq.doe.gov> (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)@hq.doe.gov> (b)(6), (b)(7)(C)@hq.doe.gov> (b)(6), (b)(7)(C)@hq.doe.gov> (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)@hq.doe.gov> (b)(6), (b)(7)(C)@srs.gov> (b)(6), (b)(7)(C)@hq.doe.gov>

Cc: (b)(6), (b)(7)(C)@hq.doe.gov>

Subject: RE: Complaint Forms (b)(6), (b)(7)(C)

Good Morning everyone.

My complaints are in the folder

(b)(6), (b)(7)(C)

Department of Energy Office of Inspector General
Hotline Operations and Whistleblower Investigations
Cell: 240-(b)(6), (b)(7)(C)

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Press Ctrl & [Click Here](#)

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From: (b)(6), (b)(7)(C)@hq.doe.gov>

Sent: Monday, July 24, 2023 8:51 AM

To: (b)(6), (b)(7)(C)@hq.doe.gov> (b)(6), (b)(7)(C)@hq.doe.gov> (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)@hq.doe.gov> (b)(6), (b)(7)(C)@hq.doe.gov> (b)(6), (b)(7)(C)@hq.doe.gov> (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)@hq.doe.gov> (b)(6), (b)(7)(C)@srs.gov> (b)(6), (b)(7)(C)@hq.doe.gov>

Cc: (b)(6), (b)(7)(C)@hq.doe.gov>

Subject: Complaint Forms

Good morning everyone,

Is anyone still working on their complaint forms? I know that [redacted] is working on getting her complaint to me, but I just want to touch base with you before I create a version 1.

(b)(6), (b)(7)(C)

Very respectfully,

[redacted]
(b)(6), (b)(7)(C)

Hotline Analysis
& Whistleblower Investigations
Office of Inspector General
1000 Independence Ave SW
Washington, DC 20585
202-[redacted]
240-[redacted]

Report fraud, waste, and abuse to the U.S. Department of Energy, OIG Tel: [1-800-541-1625](tel:1-800-541-1625) Email: ighotline@hq.doc.gov Online: Press Ctrl & [Click Here](#)

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To: (b)(6), (b)(7)(C)@hq.doe.gov (b)(6), (b)(7)(C)@hq.doe.gov
From: doeoig-cmts@mycmts.com[doeoig-cmts@mycmts.com]
Sent: Thur 8/3/2023 6:15:54 PM (UTC)
Subject: [EXTERNAL] CMTS Notification: 23-0160-C

DOCUMENT 18

Law Enforcement Sensitive

Complaint Closed Final.	
NUMBER	CASE TYPE
23-0160-C	Administrative

Law Enforcement Sensitive

This message does not originate from a known Department of Energy email system.
Use caution if this message contains attachments, links or requests for information.

To: (b)(6), (b)(7)(C)@hq.doe.gov;(b)(6), (b)(7)(C)@hq.doe.gov]
From: doeoig-cmts@mycmts.com[doeoig-cmts@mycmts.com]
Sent: Thur 3/16/2023 12:38:34 PM (UTC)
Subject: [EXTERNAL] CMTS Notification: 23-0160-C

DOCUMENT 19

Law Enforcement Sensitive

Referral approved ready for distribution	
NUMBER	CASE TYPE
23-0160-C	Administrative

Law Enforcement Sensitive

This message does not originate from a known Department of Energy email system.
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To: (b)(6), (b)(7)(C)@hq.doe.gov (b)(6), (b)(7)(C)@hq.doe.gov
From: doeoig-cmts@mycmts.com[doeoig-cmts@mycmts.com]
Sent: Fri 3/3/2023 6:02:02 PM (UTC)
Subject: [EXTERNAL] CMTS Notification: 23-0160-C

DOCUMENT 20

Law Enforcement Sensitive

Referral ready for review	
NUMBER	CASE TYPE
23-0160-C	Administrative

Law Enforcement Sensitive

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Use caution if this message contains attachments, links or requests for information.

To: (b)(6), (b)(7)(C)@hq.doe.gov (b)(6), (b)(7)(C)@hq.doe.gov
From: doeoig-cmts@mycmts.com[doeoig-cmts@mycmts.com]
Sent: Mon 2/13/2023 6:42:01 PM (UTC)
Subject: [EXTERNAL] CMTS Notification: 23-0160-C

DOCUMENT 21

Law Enforcement Sensitive

This case has been re-assigned.

NUMBER	CASE TYPE
23-0160-C	Administrative

Law Enforcement Sensitive

This message does not originate from a known Department of Energy email system.
Use caution if this message contains attachments, links or requests for information.

To: [REDACTED]@hq.doe.gov
From: [REDACTED]@hq.doe.gov
Sent: Tue 7/11/2023 12:51:25 PM (UTC)

DOCUMENT 22

So one of the voicemails was actually regarding requesting a status of one of your complaints 23-0160-C, Phil Rutherford, 818-912-1501.

23-0160-C

This complaint is related to the Energy Technology Engineering Center (ETEC) at the Santa Susana Field Laboratory.

The complainant claimed the department wasted funds during the demolition of ETEC by sending all building waste, whether contaminated or not, to a facility in Utah instead of sending it to a licensed California facility or the Nevada National Security Site.

The complainant also claimed the Department did not maintain proper oversight of the waste shipments because of incorrect methodologies with survey data in waste records and because manifests did not clearly identify buildings. There were also inconsistencies across shipping containers for radionuclide activities and net waste weight.

We did contact the agent assigned to the open complaint (23-0147-C, Other Notes) for awareness and to make sure an RS wouldn't interfere in any investigation—and there was no issue with an RS.

The Pre-CCC recommendation is a Referral for Response to EM-1.

Non Responsive

Both responses are pending for further discussion on next steps.

To: (b)(6), (b)(7)(C)@Hq.Doe.Gov]

Sent: Wed 3/15/2023 7:07:43 PM (UTC)

Subject: Closure: 23-0174-C

DOCUMENT 24

Hey (b)(6), (b)(7)(C)

Non Responsive

I also have 2 referral pending review and signature: 23-0160-C and 23-0171-C.

(b)(6), (b)(7)(C)

Department of Energy Office of Inspector General
Hotline Operations and Whistleblower Investigations

Cell: 240 (b)(6), (b)(7)(C)

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Press Ctrl & [Click Here](#)

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To: Phil Rutherford[email@philrutherford.com]
From: IGHOTLINE[/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=6C52B7438B114DD6B1BC98B06CEAB2B4-IGHOTLINE]
Sent: Mon 4/10/2023 11:37:23 AM (UTC)
Subject: RE: [EXTERNAL] Irregularities in DOE's Waste Shipments from ETEC to Energy Solutions

DOCUMENT 25

Good Morning Phil Rutherford,

Thank you for contacting the Department of Energy Office of Inspector General (OIG). Your complaint is currently open and being processed under OIG Complaint #23-0160-C. Please see <https://www.energy.gov/ig/ig-hotline> for more information on processing complaints and status updates. On February 16, 2023, the Hotline emailed you seeking the following information.

1. Please acknowledge that you have read the Office of Inspector General Hotline section of the OIG website (<https://www.energy.gov/ig/ig-hotline>) regarding issues which should be reported to the OIG, complaint processing, anonymity and the OIG confidentiality policy. Please type out either YES or NO
2. Do you consent to the disclosure of your identity outside the OIG on a need-to-know basis? Please type out either YES or NO
3. Please define any acronyms you use. To ensure clarity, please define the acronym LLRW.
4. Why do you think there is an issue with disposing of non-radioactive demolition waste at the same facility as radioactive waste?
5. Why do you think shipping waste to a facility in Clive, UT is not in compliance with the Consent Order amended in October 2020 and California Executive Order D-62-02?
6. Why is it an issue that containers with identical radionuclide activities have the same net waste weight on some manifests and different net waste weights on other manifests?
7. When did the cleanup end?
8. When did you submit your FOIA request?
9. When did you report your concerns to the entities listed in your complaint? Has there been any updates on your complaints since then?

Thank you,

Hotline Coordinator
U.S. Department of Energy
Office of Inspector General
<http://energy.gov/ig/services>
MB

From: Phil Rutherford <email@philrutherford.com>
Sent: Sunday, April 9, 2023 2:32 PM
To: dwmrcsubmit@utah.gov; IGHOTLINE <ighotline@hq.doe.gov>; 'Otis Willoughby III' <owilloughby@utah.gov>; 'LLRW DEQ' <llrw@utah.gov>; 'Doug Hansen' <djhansen@utah.gov>; 'Jalynn Knudsen' <jknudsen@utah.gov>
Cc: Michelle Farris <michelle.farris@emcbc.doe.gov>; Ford, David (EMCBC) <david.ford@emcbc.doe.gov>; Secretary <the.secretary@hq.doe.gov>; White, William <william.white@em.doe.gov>; ike.white@hq.doe.gov; bfrazee@northwindgrp.com; tcesnik@northwindgrp.com; dean.vanek@northwindgrp.com; tabrown@energysolutions.com; info@energysolutions.com; 'Becker, Steven@DTSC' <Steven.Becker@dtsc.ca.gov>; 'Mathias, Mindy@DTSC' <Mindy.Mathias@dtsc.ca.gov>; tanya.brosnan@dtsc.ca.gov; Mengers, Joshua (EMCBC) <joshua.mengers@emcbc.doe.gov>
Subject: [EXTERNAL] Irregularities in DOE's Waste Shipments from ETEC to Energy Solutions
Importance: High

Dear Utah Regulators and DOE Inspector General,

It has been 60 days since I submitted my concerns regarding DOE/ETEC's waste shipments to the Utah Division of Waste Management and Radiation Control, and the DOE Office of Inspector General.

https://philrutherford.com/SSFL/doe_building_demolition/FOIA/UDWMRC_Letter_2023-02-09.pdf

https://philrutherford.com/SSFL/doe_building_demolition/FOIA/DOE_IG_Letter_2023-02-10.pdf

Although I received prompt receipt acknowledgements from both your offices, you have yet to respond to the concerns. Please provide a status on your investigations.

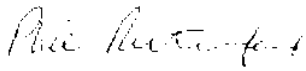
It has been 90 days since the original complaint addressed to the DOE ETEC Program Office, DOE HQ, North Wind, EnergySolutions and CalEPA's DTSC, again with no response from any organization.

https://philrutherford.com/SSFL/doe_building_demolition/FOIA/Response_to_FOIA_Data_Package_Revised.pdf

The complaint is regarding an egregious falsification of radioactive waste manifests (NRC Form 540/541) that deserves an open investigation. An investigation that appears to be not happening.

Since this issue will be presented at the upcoming Health Physics Society Annual Meeting in July 2023 (<https://burkclients.com/hps/2023AM/program/singlesession.php?sessid=TAM-C>), I would appreciate your prompt attention to this matter, so that I may correctly present DOE's and Utah's positions.

Sincerely,



Phil Rutherford Consulting
Mobile: +1 (818) 912-1501
email@philrutherford.com
www.philrutherford.com



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To: (b)(6), (b)(7)(C)@hq.doe.gov]

DOCUMENT 26

Sent: Tue 2/21/2023 12:50:08 PM (UTC)

Subject: RE: Pre CCC Complaint 23-0160-C

Oh my gosh (b)(6), (b)(7)(C) how embarrassing! I totally didn't search for Santa Susana! I will make this one a ZZ Matter Previously Addressed.

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

Department of Energy Office of Inspector General
Hotline Operations and Whistleblower Investigations
1000 Independence Ave SW
Washington, DC 20585
Cell: 240 (b)(6), (b)(7)(C)

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From: (b)(6), (b)(7)(C)@hq.doe.gov>

Sent: Sunday, February 19, 2023 10:29 AM

To: (b)(6), (b)(7)(C)@hq.doe.gov>

Subject: Pre CCC Complaint 23-0160-C

Hi (b)(6), (b)(7)(C)

You may want to reconsider your disposition recommendation for the subject complaint. The cleanup at this facility has been the subject of numerous complaints if you search Santa Susana you will see that (b)(6), (b)(7)(C) has something open as well (23-0147-C) and we had an EXEC SEC a few years ago (20-0308-C).

I only caught it because I had the last one!!

To: (b)(6), (b)(7)(C) @doe.gov]

DOCUMENT 27

Subject: 23-0160-C Deconfliction
23-0160-C.docx

Good Morning (b)(6), (b)(7)(C)

I hope all is well and you enjoyed the long weekend. The Hotline received a complaint about Energy Technology Engineering Center (ETEC) and Santa Susana Field Laboratory (23-0160-C). I wanted to run it by you before I took it to the pre-CCC today because it has some similar issues to your open complaint 23-0147-C. Did you have an interest in 23-0160-C? (b)(5)

(b)(5)

The complaint form is attached and here is a quick summary:

On 10 Feb 2023, the Hotline received a complaint from Phil Rutherford, private citizen and President of Phil Rutherford LLC, alleging the Department of Energy (DOE) Office of Environmental Management (EM) wasted taxpayer dollars, violated a consent order and State of California Executive Order, and did not use appropriate methodologies or maintain proper oversight for shipping paperwork during the demolition and disposal of building waste from the former Energy Technology Engineering Center (ETEC) at the Santa Susana Field Laboratory in California.

Thanks,

(b)(6), (b)(7)(C)

Department of Energy Office of Inspector General
Hotline Operations and Whistleblower Investigations
1000 Independence Ave SW
Washington, DC 20585
Cell: 240-(b)(6), (b)(7)(C)

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Sent: Tue 2/21/2023 7:29:58 PM (UTC)
Subject: Notes for CCC

DOCUMENT 28

23-0160-C

This complaint is related to the Energy Technology Engineering Center (ETEC) at the Santa Susana Field Laboratory.

The complainant claimed the department wasted funds during the demolition of ETEC by sending all building waste, whether contaminated or not, to a facility in Utah instead of sending it to a licensed California facility or the Nevada National Security Site.

The complainant also claimed the Department did not maintain proper oversight of the waste shipments because of incorrect methodologies with survey data in waste records and because manifests did not clearly identify buildings. There were also inconsistencies across containers for radionuclide activities and net waste weight.

We did contact the agent assigned to the open complaint (23-0147-C, Other Notes) for awareness and to make sure an RS wouldn't interfere in any investigation

The Pre-CCC recommendation is a Referral for Response to EM-1.

(b)(6), (b)(7)(C)

Department of Energy Office of Inspector General
Hotline Operations and Whistleblower Investigations
1000 Independence Ave SW
Washington, DC 20585
Cell: 240-(b)(6), (b)(7)(C)

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Press Ctrl & [Click Here](#)

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To: (b)(6), (b)(7)(C)@hq.doe.gov
Sent: Fri 2/24/2023 1:23:46 PM (UTC)
Subject: RE: Complaints For Next Week

DOCUMENT 29

Yes! Same complainant, they broke off one of the allegations into a separate complaint...might make sense to keep them together, which is probably why you asked.

(b)(6), (b)(7)(C)

Department of Energy Office of Inspector General
Hotline Operations and Whistleblower Investigations
1000 Independence Ave SW
Washington, DC 20585
Cell: 240-(b)(6), (b)(7)(C)

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From: (b)(6), (b)(7)(C)@hq.doe.gov
Sent: Friday, February 24, 2023 8:16 AM
To: (b)(6), (b)(7)(C)@hq.doe.gov
Subject: RE: Complaints For Next Week

Good Morning (b)(6), (b)(7)(C)

Are 493 and 0024 related?

Thanks,
(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)@hq.doe.gov

Sent: Friday, February 24, 2023 7:43 AM

To: (b)(6), (b)(7)(C)@netl.doe.gov; (b)(6), (b)(7)(C)@hq.doe.gov; (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)@hq.doe.gov; (b)(6), (b)(7)(C)@hq.doe.gov; (b)(6), (b)(7)(C)@hq.doe.gov; (b)(6), (b)(7)(C)@hq.doe.gov; (b)(6), (b)(7)(C)

Subject: RE: Complaints For Next Week

Hey (b)(6), (b)(7)(C)

At this point I will have 3 complaints going next week

23-0160-C this one went to the pre already, just needs to go the CCC. RS to EM-1 Energy Technology Engineering Center; Waste of Funds and Mismanagement; Simi Valley, CA

22-0493-C Non Responsive

23-0024-C

Non Responsive

(b)(6), (b)(7)(C)

Department of Energy Office of Inspector General
Hotline Operations and Whistleblower Investigations
1000 Independence Ave SW
Washington, DC 20585
Cell: 240-(b)(6), (b)(7)(C)

Report fraud, waste, and abuse to the U.S. Department of Energy, OIG Tel: [1-800-541-1625](tel:1-800-541-1625) Email: ig hotline@hq.doe.gov Online: [Press Ctrl & Click Here](#)

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From: (b)(6), (b)(7)(C) @NETL.DOE.GOV>

Sent: Thursday, February 23, 2023 6:24 PM

To: (b)(6), (b)(7)(C) @hq.doe.gov> (b)(6), (b)(7)(C) @hq.doe.gov> (b)(6), (b)(7)(C) @hq.doe.gov>

(b)(6), (b)(7)(C) @hq.doe.gov> (b)(6), (b)(7)(C) @hq.doe.gov> (b)(6), (b)(7)(C) @hq.doe.gov> (b)(6), (b)(7)(C) @hq.doe.gov>

(b)(6), (b)(7)(C) @hq.doe.gov>

Subject: RE: Complaints For Next Week

(b)(6), (b)(7)(C)

The below 2 complaints are what I have for next week:

23-0165-C: Non Responsive

Disposition: Referral for Information to FE-1

23-1068-C: Non Responsive

Disposition: Pending (waiting on some additional info)

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C) @hq.doe.gov>

Sent: Thursday, February 23, 2023 4:35 PM

To: (b)(6), (b)(7)(C) @hq.doe.gov> (b)(6), (b)(7)(C) @hq.doe.gov> (b)(6), (b)(7)(C) @hq.doe.gov>

(b)(6), (b)(7)(C) @hq.doe.gov> (b)(6), (b)(7)(C) @NETL.DOE.GOV> (b)(6), (b)(7)(C) @hq.doe.gov> (b)(6), (b)(7)(C) @hq.doe.gov>

(b)(6), (b)(7)(C) @hq.doe.gov>

Subject: RE: Complaints For Next Week

(b)(6), (b)(7)(C)

I have one complaint for next week:

23-0167-C: Non Responsive

Non Responsive

From: (b)(6), (b)(7)(C) @hq.doe.gov>

Sent: Thursday, February 23, 2023 4:23 PM

To: (b)(6), (b)(7)(C) @hq.doe.gov> (b)(6), (b)(7)(C) @hq.doe.gov> (b)(6), (b)(7)(C) @hq.doe.gov>

(b)(6), (b)(7)(C) @hq.doe.gov> (b)(6), (b)(7)(C) @netl.doe.gov> (b)(6), (b)(7)(C) @hq.doe.gov> (b)(6), (b)(7)(C) @hq.doe.gov>

(b)(6), (b)(7)(C) @hq.doe.gov>

Subject: RE: Complaints For Next Week

(b)(6), (b)(7)(C)

The below complaint is what I have going for next week:

23-0166-C: Non Responsive

Non Responsive

From: (b)(6), (b)(7)(C) @hq.doe.gov>

Sent: Thursday, February 23, 2023 12:48 PM

To: (b)(6), (b)(7)(C)@hq.doe.gov; (b)(6), (b)(7)(C)@hq.doe.gov; (b)(6), (b)(7)(C)
(b)(6), (b)(7)@netl.doe.gov; (b)(6), (b)(7)(C)@hq.doe.gov; (b)(6), (b)(7)(C)@hq.doe.gov; (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)@hq.doe.gov

Subject: Complaints For Next Week

Good Afternoon Everyone,

If you have any new complaints for next week you can send the disposition information my way.

Thanks,

(b)(6), (b)(7)(C)
Office of Inspector General
1000 Independence Ave SW
Washington, DC 20585
Office: 202-(b)(6), (b)(7)(C)
Cell: 240-(b)(6), (b)(7)(C)

Report fraud, waste, and abuse to the U.S. Department of Energy, OIG Tel: [1-800-541-1625](tel:1-800-541-1625) Email: ig hotline@hq.doe.gov Online:
Press Ctrl & [Click Here](#)

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To: (b)(6), (b)(7)(C)@hq.doe.gov (b)(6), (b)(7)(C)@hq.doe.gov (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)@hq.doe.gov (b)(6), (b)(7)(C)@srs.gov (b)(6), (b)(7)(C)@hq.doe.gov (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)@hq.doe.gov
Cc: (b)(6), (b)(7)(C)@hq.doe.gov
Sent: Fri 7/21/2023 12:19:25 PM (UTC)
Subject: Complaints for Next Week

DOCUMENT 30

Good Morning Team! It's finally Friday!!!!

I have two complaints for the packet next week:

23-0349-C; Non Responsive
Non Responsive
23-0160-C; Closure; Energy Technology Engineering Center; Waste of Funds and Mismanagement; Simi Valley, CA

(b)(6), (b)(7)(C)

Department of Energy Office of Inspector General
Hotline Operations and Whistleblower Investigations
Cell: 240-(b)(6), (b)(7)(C)

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Press Ctrl & [Click Here](#)

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To: (b)(6), (b)(7)(C)@hq.doe.gov
Cc: (b)(6), (b)(7)(C)@hq.doe.gov (b)(6), (b)(7)(C)@hq.doe.gov
Subject: RE: 23-0160-C in the packet today
EM RESPONSE 23-0160-C 2020 Consent Order.pdf
23-0160-C RS to EM-1.pdf

DOCUMENT 31

Apologies (b)(6), (b)(7)(C)

I meant to attach the consent orders from EM, but I hit send a little too fast. I am resending the referral, response, and consent orders for your review before the CCC. We are recommending closure unless counsel thinks the response is missing information. Thanks,

(b)(6), (b)(7)(C)

Department of Energy Office of Inspector General
Hotline Operations and Whistleblower Investigations
Cell: 240 (b)(6), (b)(7)(C)

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[Press Ctrl & Click Here](#)

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From: (b)(6), (b)(7)(C)
Sent: Tuesday, July 25, 2023 8:42 AM
To: (b)(6), (b)(7)(C)@hq.doe.gov
Cc: (b)(6), (b)(7)(C)@hq.doe.gov; (b)(6), (b)(7)(C)@hq.doe.gov
Subject: 23-0160-C in the packet today

Hi (b)(6), (b)(7)(C)

I hope you enjoyed vacation! I wanted to forward the response for 23-0160-C to you so you could have more time reviewing before the pre-CCC today. We will be recommending closure unless you see anything that needs addressing. Let me know if you think we need to change the disposition to pending and I will update the packet. FYI, (b)(6), (b)(7)(C) is cc'ed because she is the Hotline's

(b)(6), (b)(7)(C) today. Thanks and see you at 2pm today,

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

Department of Energy Office of Inspector General
Hotline Operations and Whistleblower Investigations
Cell: 240 (b)(6), (b)(7)(C)

Report fraud, waste, and abuse to the U.S. Department of Energy, OIG Tel: [1-800-541-1625](tel:1-800-541-1625) Email: ighotline@hq.doe.gov Online:
[Press Ctrl & Click Here](#)

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To: (b)(6), (b)(7)(C)@hq.doe.gov (b)(6), (b)(7)(C)@srs.gov (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)@hq.doe.gov
Cc: (b)(6), (b)(7)(C)@hq.doe.gov (b)(6), (b)(7)(C)@hq.doe.gov (b)(6), (b)(7)(C)@hq.doe.gov
Sent: Fri 7/28/2023 1:25:36 PM (UTC)
Subject: RE: Complaints for Next Week / Leave Next Week

DOCUMENT 32

Morning Team,

I have 3 complaints for next week:

These two were already reviewed for the pre, so there shouldn't be a ton here:

23-0349-C; 77 - Non Responsive
Non Responsive

23-0160-C; Closure; Energy Technology Engineering Center; Waste of Funds and Mismanagement; Simi Valley, CA

23-0358-C; Non Responsive

(b)(6), (b)(7)(C)

Department of Energy Office of Inspector General
Hotline Operations and Whistleblower Investigations
Cell: 240 (b)(6), (b)(7)(C)

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From: (b)(6), (b)(7)(C)@hq.doe.gov
Sent: Thursday, July 27, 2023 2:49 PM
To: (b)(6), (b)(7)(C)@srs.gov (b)(6), (b)(7)(C)@hq.doe.gov
Cc: (b)(6), (b)(7)(C)@hq.doe.gov (b)(6), (b)(7)(C)@hq.doe.gov;
(b)(6), (b)(7)(C)@hq.doe.gov
Subject: RE: Complaints for Next Week / Leave Next Week

(b)(6), (b)(7)(C)

I have the below complaints going to the PRE/CCC next week:

1. 23-0356-C; Non Responsive
2. 23-0363-C; Non Responsive
Non Responsive
3. 23-0359-C; Non Responsive
Non Responsive

Response (Bringback):

1. 23-0220-C; Non Responsive
Non Responsive

///Break///

Let me know if you need anything melissa, while you are out, and [redacted] with what will be a big packet.

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)@srs.gov (b)(6), (b)(7)(C)@srs.gov>

Sent: Thursday, July 27, 2023 11:50 AM

To: (b)(6), (b)(7)(C)@hq.doe.gov>

Cc: (b)(6), (b)(7)(C)@hq.doe.gov> (b)(6), (b)(7)(C)@hq.doe.gov> (b)(6), (b)(7)(C)@hq.doe.gov>

(b)(6), (b)(7)(C)@hq.doe.gov> (b)(6), (b)(7)(C)@hq.doe.gov>; (b)(6), (b)(7)(C)@hq.doe.gov>

Subject: Complaints for Next Week / Leave Next Week

Team,

I am on military leave Mon and Tues next week, but will work it out Monday so I can brief these Tuesday. I'll be sending a message to individuals asking for a standby and edits (all but one have been through packet review) for Monday just in case. I will be available both days via phone.

I am also on leave Wed – Fri next week. I will be in CA so won't be available.

(b)(6), (b)(7)(C)

Here is what I have, only 361 is new to the packet. All others are already in the summary and gone through packet review from this week:

23-0329-C Non Responsive [redacted]

Non Responsive [redacted]

23-0330-C Non Responsive [redacted]

Non Responsive [redacted]

Non Responsive [redacted]

23-0355-C Non Responsive [redacted]

Non Responsive [redacted]

23-0334-C Non Responsive [redacted]

Non Responsive [redacted]

Non Responsive [redacted]

23-0343-C Non Responsive [redacted]

Non Responsive [redacted]

23-0346-C (b)(6), (b)(7)(C) [redacted]

Non Responsive [redacted]

23-0347-C Non Responsive [redacted]

Non Responsive [redacted]

Non Responsive [redacted]

23-0361-C Non Responsive [redacted]

Non Responsive [redacted]

(b)(6), (b)(7)(C)

Investigative Analyst
Office of Inspector General
Department of Energy
M: 240 (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) @hq.doe.gov

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To: (b)(6), (b)(7)(C)@hq.doe.gov
From: (b)(6), (b)(7)(C) /O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=4C9466D54CFD439BB91E5DE8EE53BAA2 (b)(6), (b)(7)(C)
Sent: Mon 4/10/2023 11:42:43 AM (UTC)
Subject: RE: [EXTERNAL] Irregularities in DOE's Waste Shipments from ETEC to Energy Solutions

DOCUMENT 33

Good Morning and thanks (b)(6), (b)(7)(C)!

(b)(6), (b)(7)(C)
Investigator
Department of Energy Office of Inspector General
Hotline Operations and Whistleblower Investigations
Cell: 240-(b)(6), (b)(7)(C)

Report fraud, waste, and abuse to the U.S. Department of Energy, OIG Tel: [1-800-541-1625](tel:1-800-541-1625) Email: ighotline@hq.doe.gov Online: [Press Ctrl & Click Here](#)

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From: IGHOTLINE <ighotline@hq.doe.gov>
Sent: Sunday, April 9, 2023 4:51 PM
To: (b)(6), (b)(7)(C)@hq.doe.gov
Subject: FW: [EXTERNAL] Irregularities in DOE's Waste Shipments from ETEC to Energy Solutions
Importance: High

FYI – Looks like you sent him an email on February 16 requesting additional information/clarification but I do not see a response from him in the inbox.

(b)(6), (b)(7)(C)

From: Phil Rutherford <email@philrutherford.com>
Sent: Sunday, April 9, 2023 2:32 PM
To: dwmrcsubmit@utah.gov; IGHOTLINE <ighotline@hq.doe.gov>; 'Otis Willoughby III' <owilloughby@utah.gov>; 'LLRW DEQ' <llrw@utah.gov>; 'Doug Hansen' <djhansen@utah.gov>; 'Jalynn Knudsen' <jknudsen@utah.gov>
Cc: Michelle Farris <michelle.farris@emcbc.doe.gov>; Ford, David (EMCBC) <david.ford@emcbc.doe.gov>; Secretary <the.secretary@hq.doe.gov>; White, William <william.white@em.doe.gov>; ike.white@hq.doe.gov; bfraze@northwindgrp.com; tcenik@northwindgrp.com; dean.vanek@northwindgrp.com; tabrown@energysolutions.com; info@energysolutions.com; 'Becker, Steven@DTSC' <Steven.Becker@dtsc.ca.gov>; 'Mathias, Mindy@DTSC' <Mindy.Mathias@dtsc.ca.gov>; tanya.brosnan@dtsc.ca.gov; Mengers, Joshua (EMCBC) <joshua.mengers@emcbc.doe.gov>
Subject: [EXTERNAL] Irregularities in DOE's Waste Shipments from ETEC to Energy Solutions
Importance: High

Dear Utah Regulators and DOE Inspector General,

It has been 60 days since I submitted my concerns regarding DOE/ETEC's waste shipments to the Utah Division of Waste Management and Radiation Control, and the DOE Office of Inspector General.

https://philrutherford.com/SSFL/doe_building_demolition/FOIA/UDWMRC_Letter_2023-02-09.pdf

https://philrutherford.com/SSFL/doe_building_demolition/FOIA/DOE_IG_Letter_2023-02-10.pdf

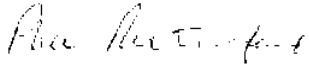
Although I received prompt receipt acknowledgements from both your offices, you have yet to respond to the concerns. Please provide a status on your investigations.

It has been 90 days since the original complaint addressed to the DOE ETEC Program Office, DOE HQ, North Wind, EnergySolutions and CalEPA's DTSC, again with no response from any organization.

The complaint is regarding an egregious falsification of radioactive waste manifests (NRC Form 540/541) that deserves an open investigation. An investigation that appears to be not happening.

Since this issue will be presented at the upcoming Health Physics Society Annual Meeting in July 2023 (<https://burkclients.com/hps/2023AM/program/singlesession.php?sessid=TAM-C>), I would appreciate your prompt attention to this matter, so that I may correctly present DOE's and Utah's positions.

Sincerely,



Phil Rutherford Consulting
Mobile: +1 (818) 912-1501
email@philrutherford.com
www.philrutherford.com



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Use caution if this message contains attachments, links or requests for information.

Harms, Timothy

From: (b)(6), (b)(7)(C)
Sent: Thursday, March 16, 2023 11:06 AM
To: Harms, Timothy
Subject: OIG Management Referral 23-0160-C
Attachments: 23-0160-C RS to EM-1.pdf

Good Morning Tim,

Please see the attached OIG Management Referral for your office. I have a due date of April 17, 2023 for the response. Please let me know if you have any questions or need an extension. Thanks,

(b)(6), (b)(7)(C)

Investigator
Department of Energy Office of Inspector General
Hotline Operations and Whistleblower Investigations
Cell: 240-(b)(6), (b)(7)(C)

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