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Description of document: Defense Nuclear Facilities Safety Board (DNSFB) minutes and/or meeting summaries for meetings between the Board's Technical Director and the Department of Energy's (DOE) Departmental Representative to the Board, January 1, 2021 - July 1, 2021

Requested date: 01-July-2021

Release date: 05-April-2022

Posted date: 16-May-2022

Source of document: Chief FOIA Officer
Defense Nuclear Facilities Safety Board
625 Indiana Avenue, N.W., Suite 700
Washington, D.C. 20004
Email: FOIA@dnfsb.gov
FOIA.gov

Preferred during COVID-19 pandemic:
Email: FOIA@dnfsb.gov
FOIA.gov

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**DEFENSE NUCLEAR FACILITIES
SAFETY BOARD**
Washington, DC 20004-2901



April 5, 2022

Via E-mail

Re: DNFSB FOIA Request FY 21-19: Final Response

Last October, the Defense Nuclear Facilities Safety Board sent two requests for consultation to the Department of Energy to support the Board's response to a FOIA request (tracking number 21-19) that you filed with this agency.¹ The Board has received the Department's reply to its consultation requests and is now able to provide this response to your request.

The records search conducted in connection with your request located twenty-eight responsive memoranda, totaling thirty-five pages, that the Board finds should be released subject to certain redactions under authority of Exemptions 5 and 6, 5 U.S.C. §§ 552(b)(5) and (6). Collectively, those redactions are the result of independent decisions by the Board and the Department of Energy as to information in which each has the greater equity. The PDF files attached to this letter contain copies of the responsive memoranda reflecting both agencies' redactions.

Exemption 5 allows an agency to withhold "inter-agency or intra-agency memorandums or letters which would not be available by law to a party ... in litigation with the agency." 5 U.S.C. § 552(b)(5). *See Nat'l Labor Relations Bd. v. Sears, Roebuck & Co.*, 421 U.S. 132, 149 (1975). The exemption, therefore, incorporates the privileges that protect materials from discovery in litigation, such as those protecting the deliberative process, attorney work-product, and attorney-client communications. The information we are withholding qualifies for redaction because it meets the Exemption 5 threshold of being inter-agency communications and within the scope of the deliberative process privilege.

To qualify for the deliberative process privilege, the document must be both "pre-decisional" and "deliberative." *Mapother v. Department of Justice*, 3 F.3d 1533, 1537 (D.C. Cir. 1993). "Pre-decisional" refers to communications that are "antecedent to the adoption of an agency policy." *Jordan v. Department of Justice*, 591 F.2d 753, 774 (D.C. Cir. 1978). A communication is "deliberative" when it is a "direct part of the deliberative process in that it makes recommendations or expresses opinions on legal or policy matters." *Vaughn v. Rosen*, 523 F.2d 1136, 1144 (D.C. Cir. 1975). The deliberative process privilege protects the decision-making process of government agencies and by ensuring that the frank exchange of ideas will remain private: subordinates need not feel constrained in providing the decisionmaker with their

¹ That request asked for "the minutes and/or meeting summary for each meeting of the Board's Technical Director (TD) with the DOE Departmental Representative to the DNFSB during the timeframe January 1, 2021, to present."

opinions and recommendations and the public is shielded from the confusion that can result from disclosure of non-final decisions and policies.

The materials withheld under Exemption 5 are both pre-decisional and deliberative and are characteristic of the give-and-take of the consultative process. They do not contain or represent formal or informal agency policies or decisions. They are the result of candid discussions among employees of the Defense Nuclear Facilities Safety Board and the Department of Energy. Their contents have been held confidential by all parties, and public dissemination of this information would be directly contrary to the open exchange of information, ideas, and opinions that is the goal of the weekly meetings of the two agencies.

In reviewing the records and applying this exemption, the Board has considered the foreseeable harm standard. Under the FOIA Improvement Act of 2016, the foreseeable harm standard allows an agency to withhold information only if it “reasonably foresees that disclosure would harm an interest protected by an exemption” or “disclosure is prohibited by law.” The Board has determined that there would be harm if the information was released. First, the negotiations on a supplementary document to implement the MOU are ongoing. Negotiations related to the MOU require candor and confidentiality until concluded. Release of the negotiations at this time could inhibit the free flow of information and ideas which is needed for the parties to reach agreement.

The Board has also determined that there would be harm if certain deliberations related to Recommendation 2020-1, which are identified in the notes, were released. Revealing staff proposals may hinder discussions about possible recommendations to DOE about the nuclear safety. These discussions are crucial to protecting the public and workers.

Exemption 6 allows an agency to withhold “personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.” 5 U.S.C. § 552(b)(6). The phrase “similar files” covers any agency records containing information about a particular individual that can be identified as applying to that individual. To determine whether releasing records containing information about an individual would constitute a clearly unwarranted invasion of his or her privacy interests, we are required to balance the harm of the release to the individual’s the privacy interest against the public interest in the information. The only public interest that is relevant to this balancing test is the extent to which the information sought would shed light on an agency’s performance of its statutory duties or otherwise let citizens “know what their government is up to.” For purposes of that analysis, the requester bears the burden of establishing that disclosure would serve the public interest. In addition, the reason(s) for which the information was requested do not affect the balancing test, because the release of the information constitutes a release to the general public.

The information we have withheld under Exemption 6 consists of telephone numbers and certain personal information that does not relate substantively to the matter(s) under discussion. The Board finds that the individuals to whom the information pertains have a cognizable privacy interest in its continued confidentiality, whereas there is nothing in the record that identifies a recognizable public interest in its disclosure. Because the harm to personal privacy is greater than whatever public interest may be served by disclosure, the Board also finds that releasing the

FY 21-19

information would constitute a clearly unwarranted invasion of the privacy of those individuals and is withholding it under Exemption 6.

You have the right to file an administrative appeal within ninety (90) days of your receipt of this letter. Your appeal must be in writing, be clearly marked with the words, "Freedom of Information Act Appeal," and be addressed as follows:

General Counsel
Defense Nuclear Facilities Safety Board
625 Indiana Avenue, N.W., Suite 700
Washington, DC 20004

You may file your appeal by mail, courier service, or e-mail. **Note:** The Board recommends that appeals be filed by e-mail until the operational restrictions imposed in response to the COVID-19 pandemic have been lifted. Send appeals filed by mail or courier service to the General Counsel at the above address. Transmit e-mailed appeals to FOIA@dnfsb.gov. Please include the words "Freedom of Information Act Appeal" in the subject line of the e-mail. By filing an appeal, you preserve your rights under FOIA and provide the Board an opportunity to review and reconsider both your request and its decision.

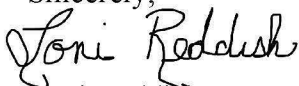
If you disagree with the Board's decision and would like to pursue a resolution of your dispute without going through the appeals process, you may contact the Board's FOIA Public Liaison, Paul Wilson. He can be reached directly at (202) 694-7018 and PaulW@dnfsb.gov. You may also seek the assistance of the Office of Government Services (OGIS), the Federal FOIA Ombudsman's office, which offers mediation services to help resolve disputes between FOIA requesters and Federal agencies. The contact information for OGIS is:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Road – OGIS
College Park, Maryland 20740-6001
202-741-5770 (toll free: 877-684-6448)
Email: ogis@nara.gov
Web: <https://ogis.archives.gov>

Please note that your use of one or both of these alternative dispute resolution mechanisms does not stay the 90-day deadline for filing an appeal.

Feel free to contact Mr. Wilson if you have any questions about this matter. Please include the tracking number, FY 21-19, in any such communication.

Sincerely,



Toni Reddish
Chief FOIA Officer

Attachments

cc: Mr. Alexander Morris (DoE)
Mr. Lars Hydle (DoE)

From: [Chris Roscetti](#)
To: [Katherine Herrera](#)
Subject: DepRep 1/4/2021
Date: Monday, January 4, 2021 9:42:00 AM

Next Meeting Monday 1/11/2021

- EDO starts today
- 6 month report to Congress – Nothing to Report
- MOU discussions start back up tomorrow (Tuesday)
- Tech Report 120 day reporting requirement
 - Will be signed by S-1
 - Will be an extension request to finish analysis
- EM working on moving a drum of RMS Waste in Texas – worked at staff level and looking at letter
 - (b) (5)
 -
 -
- Meeting with S-2 Letter
 - Up with the Board for vote
 - No status on meetings with S-1/S-2
- No update to Political Status at DOE
- 2020-1 status?
- Public Hearing 1st 2nd Quarter
- EM Bi-weekly vs. NNSA Bi-weekly

v/r

Chris

(b) (6)

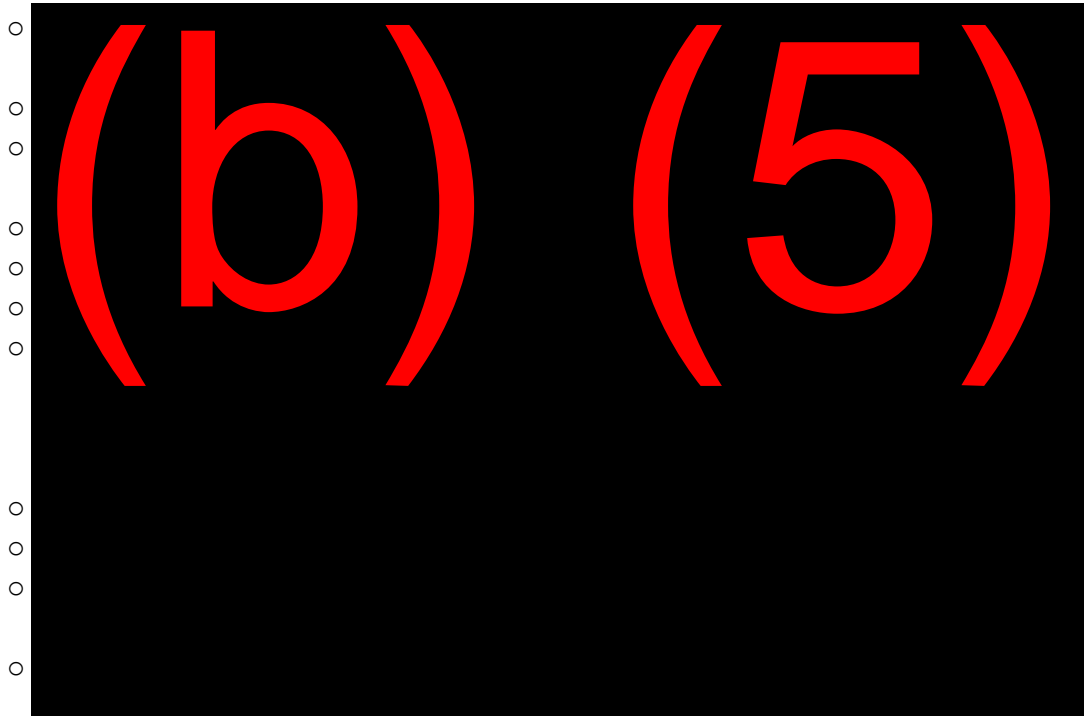
(b) (6)

From: [Chris Roscetti](#)
To: [Katherine Herrera](#)
Subject: RE: DepRep 1/11/2021
Date: Monday, January 11, 2021 10:14:00 AM

Next Meeting Tuesday 1/19/2021 9 AM

- Board / S-2 discussion on MOU progress; (b) (5)
- NDAA directed DOE to provide briefing to House Energy and Water – S-2 and Board should have discussion before the update
 - Coordinate with the Board before going to the Hill
 - Talked to Moury about coordinating

- MOU



- For 1104, we are kicking off a review to review the DOE process to review and approve DSAs
- Tech Report 120 day reporting requirement
 - Will be signed by S-1
 - Will be an extension request to finish analysis
 - S-1 for signature next week (still with EM-1 and Exec Sec)
- Public Hearing
 - Discussion with the Board on Friday
 - We are at square one
- EM Bi-weekly
 - First half of meeting will be high level topics (i.e., like NNSA bi-weekly) and second half will be specific technical deep topics
- Board responding to EM-1 request for meeting
- COVID Data Call
 -

Talked with Ryan (head of team)

- Discussion of Mark's email
- No update to Politicals Status at DOE

v/r

Chris

(b) (6)

(b) (6)

From: [Chris Roscetti](#)
To: [Katherine Herrera](#)
Subject: DepRep 1/25/2021
Date: Tuesday, January 19, 2021 10:01:00 AM

Next Meeting Monday 1/25/2021 9 AM

- Board / S-2 discussion on MOU progress
 - Went well
- MOU
 - (b) (5)
 -
 -
 -
- Tech Report 120 day reporting requirement
 - Will be signed by S-1
 - Will be an extension request to finish analysis
 - S-1 for signature today???
- 2020-1 Update
 - Not sure yet
- Staff review of 1104
 - NPA met with AU-30 (Brian) regarding complex wide review of 1104
- COVID Update
 - Narrowing down to a list of questions
 - Will pass through the DepRep
- NNSA Request for Vice Chair Call with Dr. Charles Verdon
 - Thursday afternoon or Friday
 - (b) (5)

v/r

Chris

(b) (6)

(b) (6)

From: [Chris Roscetti](#)
To: [Katherine Herrera](#)
Subject: DepRep 1/25/2021
Date: Monday, January 25, 2021 9:51:00 AM

Next Meeting Monday 2/1/2021 9 AM

- I was late, here is what I picked up:
- Standards Letter
- Response to 12-1, 235-F Letter
 - Good topic for EM-1 and Board
- COVID Topics
 - Katherine sent email
- MOU
- Call with Dr. Verdon
- Cybersecurity Email to Matt
- Jim Biggins Acting GM

v/r

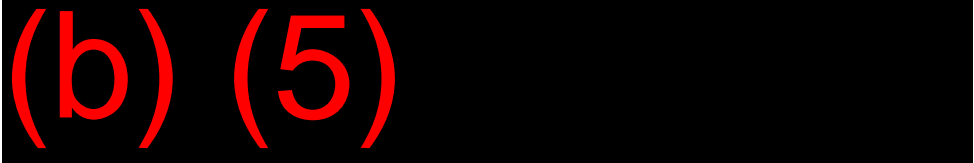
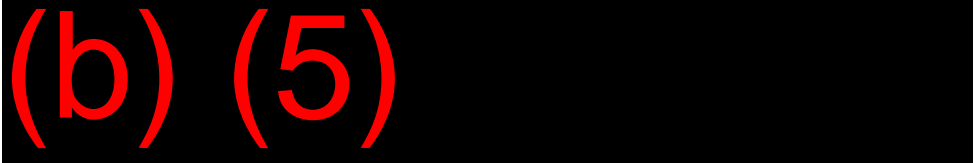
Chris

(b) (6)

(b) (6)

From: [Chris Roscetti](#)
To: [Katherine Herrera](#)
Subject: DepRep 2/8/2021
Date: Monday, February 1, 2021 12:24:00 PM

Next Meeting Monday 2/8/2021 9 AM

- EM-1 Download:
 - Niceties, Discussion of the SOE testimony and Senator Cantwell, Budget
 - Introduction of the Board's EDO
 - General discussion of the presidential transition. JLC asked about DepSec; Ike: No real DepSec, Tarek is the DOE COS, among folks who have been at DOE previously. Ike seemed to confirm that EM would have continuity of leadership through the transition.
 - The cribs at Hanford.
 - GAO released report regarding Hanford Aging Infrastructure (Risk profile – Cribs near PFP). Worked with EPA to determine interim solution is to grout the cribs.
 - OBE: WIPP: discussed plan to restart unfiltered ventilation – not during waste emplacement, but during mining. Bump test completed. Next step is 4 hour test to validate the release rates. Weather is not cooperating. EM is looking for another window for further testing.
 - SWPF – moving forward
 - 
 - 
 - 235-F Response – site is working on response; Ike doesn't have details
 - JHR Question: back to 235-F – do you have anything about what you think about what the Board suggested.
 - Todd Shrader provided an update on COVID—new requirements/plan; vaccination anecdotes.
 - 60 out of 100 people refused the vaccine, Because the vaccine is only approved for emergency use DoD and other Agencies cannot force people to take the vaccine. Anthrax was different – DoD could require people to take Anthrax
 - TAS question: are you prescribing people wear a particular mask?; Todd: “no” but providing suggestions
 - Ike – appreciate recent tech report on LANL; example of where it is important to have independent oversight; thankful for Tech 46 and saw value added – it was “helpful”
 - WCS Waste in Texas – WCS waste shipment – no RNS waste in this one.
 - 5506—we noted
 - JHR brought up SRS weeklies.
 - TAS asked “what would you want us to look at?” –they are taking it back and will let us know their thoughts at an upcoming call.
- 235-F
 - Have not had State of SC agree with Grouting
 - Staff reviewed the BIO

- Results of analysis shouldn't be different from the letter the Board already sent
- 2019-1
 - Briefing set for 23 February at 11 AM
- Call between Dr. Verdon and Vice Chair, Mike Thompson participated and agreed opportunity for staff's to work together

- 

- Terms sheet discussion
- Email to Matt regarding Cyber
- I signed off at this point

v/r

Chris





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(b) (5)

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- Email to Matt regarding Cyber
- I signed off at this point

v/r

Chris

(b) (6)

(b) (6)

From: [Chris Roscetti](#)
To: [Katherine Herrera](#)
Subject: DepRep 2/16/2021
Date: Tuesday, February 16, 2021 10:06:00 AM

Next Meeting Monday 2/22/2021 9 AM

- NCD
 - Brief explanation of what this is
 - What was the topic? Can't talk about it
- Matt Moury called regarding the cyber security question
 - AU-30 has the SQA part
 - NNSA CIO has retired
- MOU



- Crit Safety Letter

v/r
Chris

(b) (6)

(b) (6)

From: [Chris Roscetti](#)
To: [Katherine Herrera](#)
Subject: DepRep 2/22/2021
Date: Monday, February 22, 2021 9:55:00 AM

Next Meeting Monday 3/1/2021 9 AM

- 2019-1 WebEx tomorrow
- MOU (b) (5)

(b) (5)

- SRS Weekly Report 2/5/2021
 - (b) (5)
 - Tech Report hasn't taken hold
 - Tech Report Reference
- COVID information request
 - SC and EM have it
 - NA should be done today
- 19-1 Briefing
- 235-F response due Friday
 - Package with Acting S-1 for concurrence
 - EM plan for Ike Briefing the Board
- Corporate Operating Experience Program Implementation
 - Order 210.2A
 - Don Owen leading
- Board meeting with Teresa
 - (b) (5)
 -
- (b) (5)

v/r
Chris

(b) (6)
(b) (6)

From: [Chris Roscetti](#)
To: [Katherine Herrera](#)
Subject: DepRep 3/1/2021
Date: Monday, March 1, 2021 10:00:00 AM

Next Meeting Monday 3/8/2021 9 AM

- Agenda's for Briefs to the Board will be handled by Exec Sec
- DOE initially did not provide briefing materials to the Board because of Doc#2016-300-012; have gotten past this
- Pantex brief to EDO, TD, DTD, NWP ATD, GC
- Board requests a brief from NPO on specific topics
 - KH Sent agenda to DepRep
- NNSA Bi-Weekly Deep Dive explanation
- Request for NA-1 ???
- Digressing not progressing
-

(b) (5)

v/r

Chris

(b) (6)

(b) (6)

Paul Wilson

From: Chris Roscetti
Sent: Monday, March 15, 2021 10:01 AM
To: Katherine Herrera
Subject: RE: DepRep 3/15/2021

Next Meeting Monday 3/22/2021 9 AM

- MOU discussion next week – unsure of whether we will meet or not
- Briefings to the Board
 - Y-12 briefing
- 10 CFR 830

v/r

Chris

(b) (6)

(b) (6)

From: [Chris Roscetti](#)
To: [Katherine Herrera](#)
Subject: DepRep 3/22/2021
Date: Monday, March 22, 2021 10:00:00 AM

Next Meeting Monday 3/29/2021 9 AM

(b) (6)

- Resident Inspector Additions at Hanford, LANL, SRS, and 2 at Pantex
-
- (b) (5)
- April 1 status briefing for the Hill?
 - Discussion regarding whether it is joint or DOE
- Briefings to the Board
 - Y-12 briefing
 - Roadmap
- 10 CFR 830
 - JCOs
 - Where is DOE?
 - AU-30 is the lead
- 235-F Briefing
- Reporting Requirements:
 - Tech 46
 - ??? June Due date

v/r

Chris

(b) (6)

(b) (6)

From: [Chris Roscetti](#)
To: [Chris Roscetti](#)
Subject: DepRep 3/29/2021
Date: Thursday, July 22, 2021 12:37:00 PM

Next Meeting Monday 4/5/2021 9 AM

- (b) (5)
- Congressional Briefings:
 - Matt Moury: (b) (5)
(b) (5)
(b) (5) Our Congressional Affairs
POC is Pat Temple if your folks want to talk to her at 202-586-4220 or cell (b) (6)
(b) (6)
 - Joel: Since there was report language in the FY21 appropriations JES, would your CFO's office be able to check with HEWD and SEWD so we'll have their answers too?
 - "Being worked with Congressional Affairs" – that is all we know
- Revision to Posting Procedure
- JCOs / USQ Guide
 - Discussion of GC Interpretation
- 235-F briefing

v/r

Chris

(b) (6)
(b) (6)

From: [Chris Roscetti](#)
To: [Katherine Herrera](#)
Subject: DepRep 4/5/2021
Date: Monday, April 5, 2021 12:49:00 PM
Attachments: [Re EXTERNAL HASCSASC Brief.msg](#)

Next meeting Monday 4/12

- Discussion about COVID Vaccine
- Discussion about Matt's email (attached); Jamie Shimek and Angie Giancarlo lectured DOE
- Discussion about DR Reporting Structure and dash line to S-1/S-2

(b) (5)

- DOE Annual Report to Congress on DNFs – got back from OMB
- Bi-Annual Report regarding denials of access
- MOU – DOE still working on thoughts; need to have internal conversation
 - Will postpone tomorrow's call
- Publicly posting DOE documents status ?
- Feedback from JCO discussion from last week
 - If the feds approve a JCO and do an annual up; and no requirement for the feds to approve annual update; what happens
 - 2020-1
- Request for a list of items the staff is working on – will get back to them

v/r

Chris

(b) (6)

(b) (6)

From: [Moury, Matthew](#)
To: [Joel Spangenberg](#)
Cc: [Chris Roscetti](#); [Olencz, Joe](#); [Lapointe, Todd](#); [Tara Tadlock](#)
Subject: Re: [EXTERNAL] HASC/SASC Brief
Date: Saturday, April 3, 2021 3:27:08 PM

Joel,

Getting back to you from your earlier email, coordinated through DOE's Congressional and CFO staff we met with HEWD yesterday per their request (Jamie Shimek and Angie Giancarlo) and a SEWD briefing is scheduled for next week.

At their request the majority of the discussion focused on DOE's revision of DOE O 140.1 to DOE O 140.1A iaw with the FY 2020 NDAA that we also coordinated with the DNFSB. As for the MOU, we mentioned that we had a jointly signed Charter and that both agencies are working well together to develop a mutually acceptable MOU (b) (5)

(b) (5)

They asked about the completion schedule and we told them that DOE and DNFSB have a shared interest in getting this done as soon as possible, but it will take time and we hope to finalize it by the end of 3rd quarter FY 2021.

At their request we plan on coming back to brief them prior to signature and suggest that this may be a good opportunity for a joint briefing by both of our agencies as we did with HASC and SASC several months ago.

We envision a similar discussion next week with SEWD but we'll let you know if anything comes up and I'm sure that Joe and Chris will discuss as well during their weekly meetings, or prior if anything comes up.

Hope this helps and if
Joel,

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Hope this helps and if you need any more info on this or the HEWD brief, contact Todd Lapointe as he is leading the MOU effort and the briefings.

Thanks

Matt

Matthew Moury
Associate Under Secretary
Office of Environment, Health, Safety and Security (AU)
(b) (6) mobile

From: Joel Spangenberg <JoelS@dnfsb.gov>
Sent: Thursday, March 25, 2021 7:19 AM
To: Moury, Matthew
Cc: Roscetti, Chris; Olencz, Joe; Lapointe, Todd; Tara Tadlock
Subject: Re: [EXTERNAL] HASC/SASC Brief

+ Tara

Matt:

That's good news! Thanks for this info.

Since there was report language in the FY21 appropriations JES, would your CFO's office be able to check with HEWD and SEWD so we'll have their answers too?

Thanks. Joel

Joel C. Spangenberg
Executive Director of Operations
Defense Nuclear Facilities Safety Board
Email: JoelS@dnfsb.gov

Office: (b) (6)
Cell: (b) (6)

On Mar 24, 2021, at 9:31 PM, Moury, Matthew <matthew.moury@hq.doe.gov> wrote:

Chris and Joel,

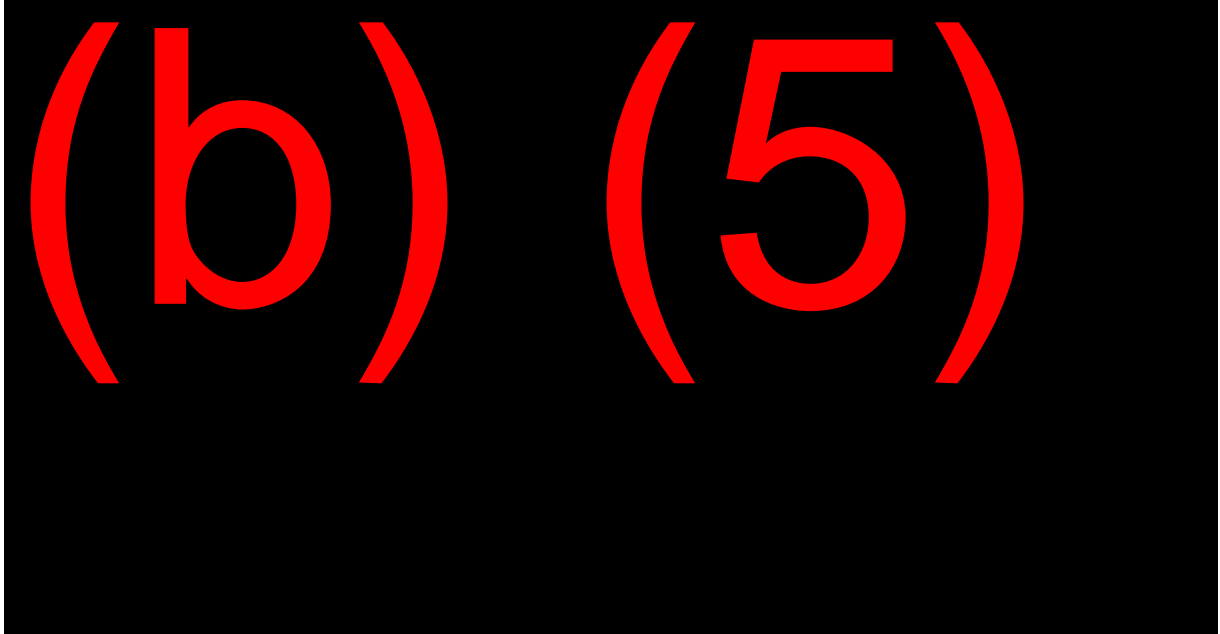
We were getting nervous about the April 1st HASC/SASC brief so we had our Congressional Affairs staff reach out to the committees to see if they were expecting or wanting a status brief. They informed us they do not, and would like to be briefed when the MOU is complete. I consider this a relief and allows us to focus on getting the MOU back on track and getting our work done. Our Congressional Affairs POC is Pat Temple if your folks want to talk to her at 202-586-4220 or cell (b) (6).

Regards,
Matt

Matthew Moury
Associate Under Secretary
Office of Environment, Health, Safety and Security (AU-1)
202-586-5175
(b) (6) - cell

From: [Katherine Herrera](#)
To: [Chris Roscetti](#)
Cc: [Katherine Herrera](#)
Subject: DepRep 041221
Date: Monday, April 12, 2021 10:23:17 AM

MOU



Everything else

- Feedback on Y12 briefing
- 10 CFR 830 – will go back to the Board this week
- Letter with PSHAs that is with them as well
- HASC asked us for a briefing on the sparking event
- Ongoing reviews – not yet – what’s generating this request? EM initiated it – we will do the baseline list
- SRS Weeklies – we have to close the loop with Ike because the RIs said that it’s harder to anything related to COVID than it was when that was redacted
- Directives review process – repeat the 5506 process
- Office space for new RIs – requests working out well – may need three landing pads for Pantex temporarily
- New SES in OTD – FO and NFIP (IP is anything going through the CD process)

From: [Chris Roscetti](#)
To: [Katherine Herrera](#)
Subject: RE: DepRep 041221
Date: Monday, April 19, 2021 10:11:00 AM

Next meeting Monday, April 26, 2021.

MOU



Everything else

- Policy Statement on Recommendations
- SRS Public Hearing / Public Meeting
 - Differences between the 2
- S-2 Discussion Feedback
- Tritium Recommendation status – a second one?
- 2020-1 with the Board
- Contracts Review
 - David's explanation

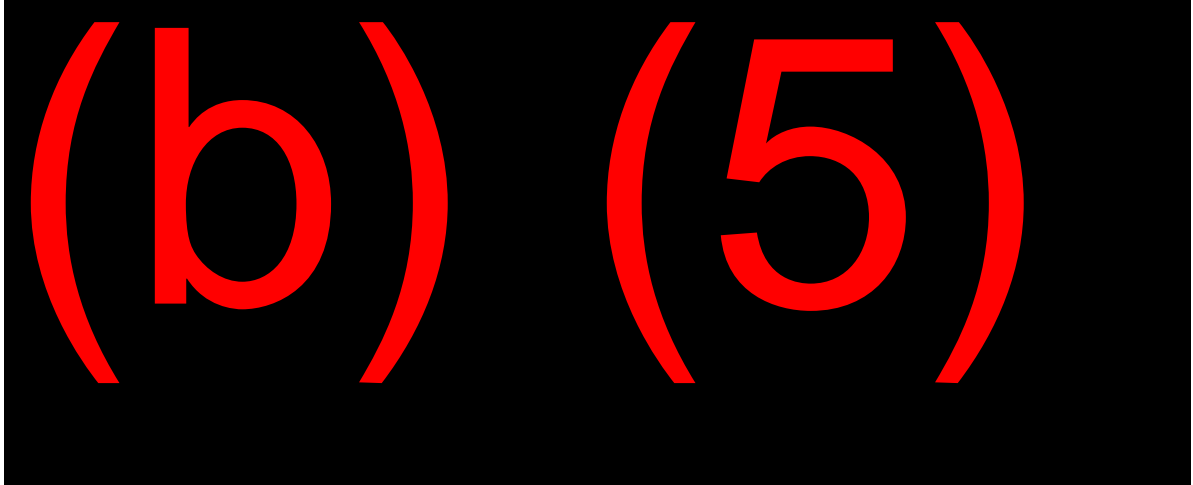
Katherine's List

- HASC Briefing Feedback
 - Jonathan providing briefing to Grant and Whitney
- Response to GAO – owe GAO interim response to audit
 - Took HEWD slides and turned it in to a response
- Discussion about how both sides are preparing for NCS briefing
- COVID Info Request – NNSA Document – Safety Plan

From: [Chris Roscetti](#)
To: [Katherine Herrera](#)
Subject: DepRep April 26, 2021
Date: Monday, April 26, 2021 9:48:00 AM

Next meeting Monday, May 3, 2021.

MOU



-
- SEWD request for brief from *Board members*
 - No date at this time
 - Already did HEWD at staff level
 - Nora adamant this be a Board member briefing
- Used DOE HEWD Slides for response to GAO
-
- Policy Statement on Recommendations
-
- OP on Posting Briefing Materials
- Tuesday is 235-F briefing
-
- 2020-1? – with the Board
-
- New Acting ATD Positions: Field Ops and Nuclear Facility Infrastructure and Projects
 - Mark Sautman – FO
 - Jonathan Plaue – NFIP
-
- Complex Wide U/G Cabling Review
 - Starting at LANL then other sites with similar RFIs
- OTD Travel
-
- SRS Public Hearing / Public Meeting
 - (b) (5)
- RI Weeklies – close the loop with Ike

From: [Chris Roscetti](#)
To: [Katherine Herrera](#)
Subject: DepRep May 3, 2021
Date: Monday, May 3, 2021 9:55:00 AM

Next meeting Monday, May 10, 2021.

- **MOU**
(b) (5)
- SEWD Brief Wednesday at 1 PM
 - Attendees
- USQ Comments on USQ Guide – see separate email
- 2020-1? – with the Board
- OP on postings
- Still need to close the loop with Ike
- No new Policy Statements coming out
-
- 235-F Briefing Feedback
 - Talked to EM
 - Guess that Rec won't get closed
 - May get added to EM PH agenda
 - Math surrounding the BIO
 - Some conservatism and some non-conservatism
 - Discussion
- NCS Briefing to the Board (criticality safety)
 - Won't have detailed guidance for what to present to the Board.
-

From: [Chris Roscetti](#)
To: [Chris Roscetti](#)
Subject: Dep Rep 5/10/21
Date: Thursday, July 22, 2021 12:44:49 PM

MOU

- (b) (5)
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Oversight Review

- RFI (asking for updated information)

USQ Guide

- Don't owe us a response

20-1

- With the Board

Criticality Briefing

- They will coordinate internally

Public Hearing/Meeting

- No 235F
- No timing

PSHA Tech Report

- Reporting Requirement Tech 47

5506

- Correspondence

CD1 for TFF

Pantex Employee Concerns

- A little different than other reviews

Software QA Guide

- Maybe get back in

From: [Chris Roscetti](#)
To: [Katherine Herrera](#)
Subject: Dep Rep 5/17/21
Date: Monday, May 17, 2021 11:38:00 AM

Email to Joe - OBE

MOU



NCS Briefing requirement: DOE request an extension? If you want one would you do it in writing?

LANL RI discussion with EM-3

Public Hearing / Meeting (attendees)

From: [Katherine Herrera](#)
To: [Chris Roscetti](#)
Cc: [Katherine Herrera](#)
Subject: Dep Rep 5-24-21
Date: Monday, May 24, 2021 10:00:05 AM

20-1 – reaffirmation

- When coming over?
- Talked about courier issue

Public Hearing

- (b) (5)
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Crit Briefing

- Not pursuing an extension request letter
- 6-9 2-3 pm

MOU

- (b) (5)
-
-

Titanium Investigation vs NA response to Tech 46

- Send them 5-14 weekly

Virtual Board Visit

- Think it would be beneficial
- Great if the Board could do it as a unit

Staffing numbers on the internet

- We can use that and ask for confirmation that it is accurate

From: [Chris Roscetti](#)
To: [Katherine Herrera](#)
Subject: Dep Rep 6/1/21
Date: Tuesday, June 1, 2021 9:45:00 AM

Next Meeting 6/7

(b) (6) . Mark acting.

2020-1 coming over imminently. Classification review completed. Board vote still not on website.

- (b) (5)
- Mark: 20-1 spans 2 different Administrations

Going to get a lot of documents one right after the other. LANL SSCs, PSHA Tech Report, SNL Weapon Response, CD-1 Review on TFF

PSHA Tech Report reporting requirement. 90 days report and briefing

Discussion regarding intersection of PSHA Tech Report and 20-1 issues

PH / PM – letter from Board to SOE requesting witnesses

NCS Briefing on calendar for June 9. “What is DOE going to say?” Broad idea? “Nope.” Working staff to staff? To a point.

NNSA Bi-weekly tomorrow – good opportunity to explore this.

Not much to pre-brief.

Waste issue – weekly from last week. 5506 issue.

Joe: Doesn’t see a disconnect. Good discussion topic for NNSA Bi-weekly. Besides the disconnect that is perceived, no intent to provide an update to the Board for clarification. There is a long form response in addition to the Tech-46 response.

MOU

- (b) (5)
- (b) (5)
- (b) (5)
- (b) (5)
- (b) (5)

Mark:

MOU – (b) (5)

(b) (5)

From: [Chris Roscetti](#)
To: [Katherine Herrera](#)
Subject: Dep Rep 6/7/21
Date: Monday, June 7, 2021 9:36:00 AM

Next Meeting 6/14

MOU:

(b) (5)

Received 2020-1

- Mark questions looking at cover letter:

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(b) (5)

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PH / PM – letter from Board to SOE requesting witnesses

- DepRep has not received any new information from EM or NNSA
- (Field Office Managers ok...)

Two Board Briefings this Week

- June 8 SAFER Status Update – Palentir Contract
- June 9 NCS Briefing

Going to get a lot of documents one right after the other. LANL SSCs, PSHA Tech Report, SNL Weapon Response, CD-1 Review on TFF

PSHA Tech Report reporting requirement. 90 days report and briefing

Discussion regarding intersection of PSHA Tech Report and 20-1 issues

From: [Chris Roscetti](#)
To: [Katherine Herrera](#)
Subject: Dep Rep 6/14/21
Date: Monday, June 14, 2021 9:36:00 AM

Next Meeting 6/21

MOU:

(b) (5)

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SAFER Brief Slides

- Still need those

NCS Brief

- Went well
- Brenda and Larry very open

Reporting Requirements:

- Response to Public Hearing / Public Meeting Attendees
- Mark ran through the rest

Received 2020-1

- July 2 is response date

Contracts Review

- Table with sites and directives
- KH will send info after this, but asking for entrance conference

Software Implementation Review

- Discussion with Garrett
- AU-30 understands registry is outdated
- Work together to make sure that Software Review concerns are addressed going forward

From: [Chris Roscetti](#)
To: [Katherine Herrera](#)
Subject: Dep Rep 6/21/21
Date: Monday, June 21, 2021 9:52:00 AM

I didn't take down a lot of details

Next Meeting 6/28

Public Hearing / Public Meeting Participants

- No feedback
- Field Office Managers good
- HQ level stuck
- LOIs?
- Participants?

MOU

(b) (5)

Reporting Requirements

MOU (b) (5)

From: [Chris Roscetti](#)
To: [Katherine Herrera](#)
Subject: Dep Rep 6/28/21
Date: Monday, June 28, 2021 9:59:00 AM

Next Meeting 7/6

OMB Back and Forth regarding Aging Infrastructure vs. Deteriorating Facilities

MOU

• (b) (5)
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Public Hearing / Public Meeting Participants

- LOIs
- Status of Jim McConnell as a witness

Reporting Requirements

- TECH-47, PSHA
- July 2, 2020-1 response due

From: [Chris Roscetti](#)
To: [Katherine Herrera](#)
Subject: Dep Rep 7/6/21
Date: Tuesday, July 6, 2021 9:57:00 AM

Next Meeting 7/13

Travel and vaccination status:

- DOE as of last week, not allowed to ask anyone their vaccination status.

MOU

- Discussion on final two pre-ambles topics (b) (5)
- Preamble negotiation – (b) (5)

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(b) (5)

2020-1

- No news over the weekend
- DepSec out of the country
- His staff has the package and is “working it”
- Assume S-2 will want a briefing
- S-1 has the final package

Public Hearing / Public Meeting Participants

- Dr. Verdon’s status?
- No slides for any sections
- Dr. Verdon opening remarks for morning.
- Dr. Verdon written remarks for the record for afternoon
- Unsure of EM remarks for morning and afternoon

NA-1 Confirmation ???

- No status

Congressional Visits

- Will keep us in the loop (both ways)

Discussion of PH/PM Dry Run

From: [Chris Roscetti](#)
To: [Katherine Herrera](#)
Subject: Dep Rep 7/19/21
Date: Monday, July 19, 2021 11:27:00 AM

Next Meeting 7/13

2020-1

- No news over the weekend
- Package with S-1/S-2
- Answered some questions that required some modification
- Have not heard about briefing or other changes
- (b) (5)

Travel and vaccination status:

- DOE still not allowed to ask anyone their vaccination status.
- Limited to Mission Critical Travel

Interface Opportunities

- In briefs
- Out briefs
- Daily Wrap-ups
- Review status (ongoing, upcoming)
 - Quarterly

MOU

(b) (5)

Congressional Visits

- Will update as we get info
- CI Office

Public Hearing / Public Meeting Feedback

- Any feedback, open to hearing/getting it
- Whole thing went well
- Interface
- Platform
- Long
- Meeting
 - More beneficial to have NA and EM at same table
 - 4 questions ask 50 different ways
 - We just got this 20 minutes ago
- Hearing

NA-1 Confirmation ???

- No info

Correspondence

- 5506
- WIPP SAIS
- ...