Ogilvie, Janice E

From: Mark D Siciliano [Mark.Siciliano@inl.gov]
Sent: Tuesday, February 09, 2010 2:18 PM
To: Ogilvie, Janice E
Subject: Re: Security issues
Attachments: Document4.doc

Jan,

I marked this up and deleted a couple of items as well. I hope it helps.

Thanks for meeting with me today. After consideration, I would like to keep DOE and INL efforts segregated on this matter.

Please let me know if you need anything else.

Thanks,

Mark

Idaho National Laboratory

Mark Siciliano, Department Manager, Special Programs
National & Homeland Security Directorate
Idaho National Laboratory
P.O. Box 1625, MS-3520, Idaho Falls, ID 83415-3520
O: 208-526-4464, C: 208-360-4367, STE: 208-526-4464
Email: Mark.Siciliano@inl.gov
SIPR: sicilimd@idaho.doe.sgov.gov, IC: idsicimd@doe.ic.gov
(Please call/email if a time critical msg sent to SIPRNET)

"Ogilvie, Janice E" <ogilvije@id.doe.gov>

02/09/2010 01:24 PM

To "Siciliano, Mark David" <mark.siciliano@inl.gov>
cc
Subject Security issues

<<Document4.doc>>

Mark:

Above is the document with the security issues. Please mark it up and send it back to me.

THANX
Jan

Alleged Security Issues:

National and Homeland Security senior leadership (Directors and above) were provided with a plethora of suggestions to improve security performance beginning 20 months ago, to include written suggestions in early February of 2009, and failed to take action on these in a timely manner, ultimately resulting in a number of security infractions that could have been mitigated with appropriate and timely action.

get suggestions & link to infractions

[redacted] lied when he denied knowing of an e-mail exchange between Mark Siciliano and [redacted]. ([redacted] holds a Q TS/SCI clearance). Additionally, he allegedly misled or lied to DOE-ID personnel when he misrepresented the official status of an OSD client stating that "DOE didn't have to listen to them because they were just contractors and not Federal Employees" or words to that affect. They are in fact senior Federal Employees including an SES 2.

Direct reports were required to sign DOE form indicating that they were responsible for a security incident before the investigation was completed and ultimately they were not responsible for the incident. Additionally, Mark Siciliano was required to fill out and sign this form a moth after an investigation was already completed in which he was not an INL employee at the time control of the document was lost.

Chilling effect – Mark Siciliano brought concerns of his employees to the attention of his Director and senior staff about signing forms that emphatically imply guilt and no action was taken to address his employee's concerns.

Alleged Security Issues:

[redacted] lied when he denied knowing of an e-mail exchange between Mark Siciliano and [redacted]. ([redacted] holds a Q clearance).

Direct reports were required to sign document indicating that they were responsible for a security incident before the investigation was completed.

There are differences between DOE security regulations/reporting requirements and the requirements of other intelligence agencies.

Sign-in sheets for security containers has led to more security incidents.

DOE form that is filled out after a security incident has a "signature for individual responsible for the incident that is part of the initial fact finding before the investigation is completed. Employees believe this may imply guilt.

Chilling effect – After office clean up of [redacted] work area spoke with direct reports regarding investigation and was told not address employee's concerns.

[redacted]

From: [redacted]
Sent: Monday, May 16, 2011 1:40 PM
To: [redacted]
Cc: [redacted]

Subject: Acknowledgement Letter to Battelle Energy Alliance, LLC (SEA-2011-01)
Attachments: BEA - Acknowledgement of FNOV Reply.pdf

Categories: Enforcement BEA

[redacted]

Please find attached the Office of Health, Safety and Security's Office of Enforcement and Oversight letter acknowledging receipt of the Battelle Energy Alliance, LLC reply and payment of civil penalty for Final Notice of Violation SEA-2011-01.

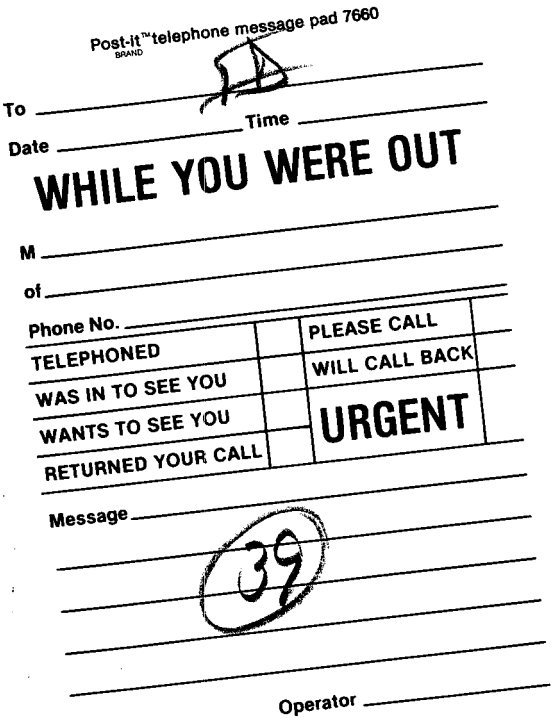
Hard copies to follow via U.S. Mail for:

[redacted]

If you have any questions, please contact [redacted], Office of Security Enforcement, at [redacted]

[redacted]

Office of Enforcement and Oversight
Office of Health, Safety and Security
U.S. Department of Energy
[redacted]



Department of Energy
Washington, DC 20585

May 16, 2011

[redacted], Idaho National Laboratory
[redacted], Battelle Energy Alliance, LLC
[redacted]
Idaho Falls, Idaho 83415-3695

SEA-2011-01

Dear [redacted]:

The Office of Health, Safety and Security's Office of Enforcement and Oversight is issuing this letter to acknowledge receipt of the May 4, 2011, reply filed by Battelle Energy Alliance, LLC, and the associated civil penalty payment of $425,000 for Final Notice of Violation (FNOV) SEA-2011-01.

Your reply, which waived the right to contest any aspect of the FNOV, complies with the requirements of 10 C.F.R. § 824.7(e). The FNOV now constitutes a Final Order, and no additional enforcement activity will be taken in this case.

Sincerely,

[redacted]
Office of Enforcement and Oversight
Office of Health, Safety and Security

cc: [redacted], NE-ID
[redacted], Battelle Energy Alliance, LLC
[redacted], Battelle Energy Alliance, LLC

Printed with soy ink on recycled paper