



Department of Energy

Washington, DC 20585

May 21, 2015

Dr. Doon L. Gibbs
President and Brookhaven Laboratory Director
Brookhaven Science Associates, LLC
Brookhaven National Laboratory
40 Brookhaven Avenue
Upton, New York 11973-5000

Dear Dr. Gibbs:

This letter serves as notification of the Office of Enterprise Assessments' Office of Enforcement's decision to conduct an investigation into the facts and circumstances associated with the meteorological tower electrical shock event at Brookhaven National Laboratory on November 12, 2014. Brookhaven Science Associates, LLC (BSA) reported potential noncompliances associated with this event into the Department of Energy's (DOE) Noncompliance Tracking System under NTS--BHSO-BNL-BNL-2014-0002, dated December 22, 2014.

The Office of Enforcement will conduct this investigation pursuant to the authority set forth in 10 C.F.R. § 851.40(a), *Investigations and inspections*. The investigation will include an onsite visit and interviews with contractor personnel. A request for documents to support the investigation will be provided separately via e-mail. Your cooperation to ensure timely submission of all documents to our office by the requested date is appreciated.

Under the Major Fraud Act (MFA), as amended, 41 U.S.C. § 4310, this investigation may be a proceeding commenced by the United States that relates to a violation of, or the failure to comply with, a Federal regulation. Costs incurred in connection with such a proceeding are subject to the reimbursement restrictions of the MFA implemented at 48 C.F.R. § 31.205-47. As a result, BSA should track any costs incurred that are directly attributable to supporting DOE's investigation, subsequent to receipt of this letter, and segregate them from other potentially allowable costs.

If you have any questions concerning this letter, please contact me at (301) 903-7707 or your staff may contact Mr. Kevin Dressman, Director, Office of Worker Safety and Health Enforcement, at (301) 903-0100.

Sincerely,

A handwritten signature in black ink that reads "Steven C. Simonson". The signature is written in a cursive, flowing style.

Steven C. Simonson

Director

Office of Enforcement

Office of Enterprise Assessments



cc: Charles Dimino, BSA
Frank Crescenzo, BHSO