

# Rocky Mountain Peace and Justice Center

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March 27, 1998

Ms. Christine Dayton  
Kaiser-Hill Rocky Flats  
P. O. Box 464  
Golden, CO 80402-0464

Dear Ms. Dayton:

Please send a copy of each of the following documents:

- "Technical and Peer Review" of M. Iggy Litaor's work produced by Bruce D. Honeyman of the Colorado School of Mines (technical lead) with David L. Clark, Edward H. Essington, Wayne R. Hansen, and Brian P. Wilcox of the Los Alamos Lab (Subcontract No. KH353044ED3), dated September 22, 1995, 33 pages.
- Litaor's reply in a letter sent to Mr. Honeyman, dated November 1, 1995, 6 pages.

When Kaiser-Hill created the Actinide Migration Panel I thought its primary mission was to evaluate the work of Iggy Litaor, particularly his claim to discover significant plutonium migration in the soil at Rocky Flats during the heavy rains of May 1995. Having asked Mr. John Rampe to provide copies of any and all exchanges between members of the Panel and Litaor, and having received nothing, I assumed no review had been done. A few days ago, however, a local acquaintance showed me copies of the two documents mentioned above. I learned from reading them that two persons later appointed to the Actinide Migration Panel -- Messrs. Honeyman and Clark -- had in fact played a leading role in evaluating Litaor's work. On the basis of my reading of their review and Litaor's response I write now to request fully documented answers to the following questions:

- 1) When was the review of Litaor's work commissioned? By whom was it commissioned? Who selected the reviewers? What was the basis for their selection? Were some of the reviewers already under contract with Kaiser-Hill for Rocky Flats work at the time of their selection? What specifically were the reviewers asked to do? What timeline were they given? What was their budget for this review? What was the precise source of funds?
- 2) In his reply to the critique produced by Honeyman et al, Litaor says four key documents governing the scope of his work and thirteen other documents reporting the findings of his team were not made available to those asked to review his work. Honeyman et al specify the documents made available to them for the review. Who made the decision regarding what documents to provide to the reviewers?
- 3) Was Litaor informed that this review was being done? If so, by whom and when? Why was Litaor not asked to provide all documents pertinent for the evaluation of his work? Who made the decision to deny him this opportunity and to exclude him from the process?
- 4) Litaor's rebuttal points to Kaiser-Hill's failure to provide the reviewers with all pertinent existing documents and calls for a new review. He offers to help Kaiser-

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Hill prepare a detailed dossier so the full scope and merit of the investigations by his team can be ascertained. Who made the decision not to do a new review? Was any communication made to Litaor in reply to his call for a new review?

5) My last two sets of questions focus on the reviewers. At the time the review was done, did any of the reviewers know of the existence of documents pertinent to the review task that had not been provided? Did any of the reviewers ask if there were other documents or data that should be examined as part of the review?

6) What is the responsibility of reviewers who learn after the fact that they have produced a review for which they were given incomplete information? Do reviewers in a situation of this sort have a professional obligation to call for a new review -- not simply for the one reviewed but so that their own reputations will not be tarnished by having participated in a professionally questionable process?

Please provide fully documented answers to the above questions within two weeks, that is, by Monday, April 20. Since some of the answers need to come from the reviewers, please furnish each of them with a copy of this letter as quickly as possible. Thank you for your cooperation.

Yours sincerely,

  
LeRoy Moore

cc: Ms. Jessie Roberson, Manager, DOE Rocky Flats  
Robert Card, CEO Kaisr-Hill  
Mr. Russell McCallister, DOE Rocky Flats  
Rep. David Skaggs  
Rep. Dan Schaeffer  
Senator Ben Nighthorse Campbell  
Senator Wayne Allard  
Rocky Flats Citizens Advisory Board  
Rocky Flats Radionuclide Soil Action Levels Oversight Panel  
Rocky Flats Local Impacts Initiative