

FOR THE CASE OF
Dol Board of Boilers Quarterly Meeting

TRANSCRIPT OF
1st Quarter Meeting

March 15, 2017

Stone & George

COURT REPORTING

2020 Fieldstone Pkwy

Suite 900 - PMB 234

Franklin, TN 37069

(615) 268-1244

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1. STATE OF TENNESSEE
 DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT
 2. BOARD OF BOILER RULES
 3.
 4.
 5.
 6.
 7.
 8. QUARTERLY MEETING OF THE
 STATE OF TENNESSEE
 9. BOARD OF BOILER RULES
 10. March 15, 2017
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 14.
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 16.
 17.
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 19.
 20.
 21.
 22. -----
 CASSANDRA M. BELING, CCR, LCR# 371
 23. STONE & GEORGE COURT REPORTING
 2020 Fieldstone Parkway
 Suite 900 - PMB 234
 Franklin, Tennessee 37069
 24. 615.221.1089
 25.

1. APPEARANCES:
 2. Brian R. Morelock, Chairman
 Owner-User Representative
 3.
 4. David W. Baughman, Board Member
 Owner/User Representative
 5.
 6. Michael Jay Pischke, Board Member
 Boiler Manufacturer
 7.
 8. Dr. S. Keith Hargrove, Board Member
 Mechanical Engineer Representative
 9.
 10. Sam Chapman, Chief Boiler Inspector
 11.
 Kim Y. Jefferson, Esq.
 12. Administrator, State of Tennessee
 13.
 Dan Bailey, Esq.
 14. Legal Counsel, State of Tennessee
 15.
 Carlene Bennett
 16. Board Secretary, State of Tennessee
 17.
 18.
 19.
 20.
 21.
 22.
 23.
 24.
 25.

1. INDEX
 PAGE
 2.
 17-01: Valero Refining Company-Tennessee, LLC
 3.
 17-02: Wacker Polysilicon, North America LLC
 4.
 17-03: MC Ionic Solutions US, Inc.
 5.
 17-04: Milan General Hospital
 6.
 17-05: Domtar Paper Company, LLC
 7.
 8. A G E N D A
 9.
 I. Call Meeting to Order
 10.
 II. Introductions and Announcements
 11.
 III. Adoption of the Agenda
 12.
 IV. Approval of the December 14, 2016 Minutes
 13.
 V. Chief Boiler Inspector's Report
 14.
 VI. Old Business
 15. None
 16. VII. New Business
 17-01, 17-02, 17-03, 17-04, 17-05
 17.
 VIII. Open Discussion Items
 18. * Job description for Boiler Inspector 4
 (Chief) position.
 19.
 * Recommendations for two Board of Boiler
 Rules vacant positions: International
 20. Boilermaker Representative and the
 Insurance Representative. The Department
 and the Governor's Office requests that
 the board provide at least three
 21. candidates to fill vacant board positions.
 22.
 * Rennai - 3 foot clearance and the BC107
 existing Board interpretation (1-1/2 foot
 23. for devices with 400,000 BTUs or less)
 24.
 25.

1. Open Discussion Items continued:
 * Update on editorial revision to the
 2. recently revised TN Rule 0800-03-03.
 0800-03-030.12 Existing Pressure Vessels
 3. (2) The maximum allowable working pressure
 of a nonstandard pressure vessel shall be
 4. determined in accordance with ASME Code,
 Section VIII, Division 1, UG-27
 5.
 * Chairman Morelock to provide update on
 6. Revision to TCA 68-122-109(a) due to
 changes in how the National Board
 7. Commissioning Exam is given. This exam
 is no longer only provided by the
 8. jurisdiction, but is also provided
 on-demand at AMP locations and also
 9. administered by the National Board on
 the last day of the National Board
 10. Inservice Commission (IS) two-week
 course.
 11. 68-122-109. Examinations for chief, deputy
 and special inspectors -- Suspension or
 12. revocation of commission -- Replacement when
 lost. (a) Examinations for chief, deputy or
 13. special inspectors shall be administered by
 the National Board member jurisdiction, or
 14. provided at any On-Demand provider
 locations, or administered by the National
 15. Board on the last day of the National Board
 Inservice Commission (IS) two-week course.
 16. Such examinations shall meet the
 requirements of the latest edition of
 17. NB-263, RCI-1 Rules for Commissioned
 Inspectors, PART 2 COMMISSION AND
 18. ENDORSEMENT EXAMINATIONS. In case an
 applicant for an inspector's appointment or
 19. commission fails to pass the examination,
 the applicant shall follow the
 20. re-examination requirements in 2-5
 RE-EXAMINATION in NB-263, RCI-1 Rules for
 21. Commissioned Inspectors, PART 2 COMMISSION
 AND ENDORSEMENT EXAMINATIONS. The record of
 22. an applicant's examination shall be
 accessible to the applicant and the
 23. applicant's employer.
 24. * Dave Baughman, Board Member, will give
 status regarding formation of committee
 25. to make recommendation on boiler training.

Page 5

1. IX. RULE CASES & INTERPRETATIONS
 2. Update on formatting and posting past rule
 3. cases and interpretations for inclusion on
 4. the State Boiler Unit website

5. X. The next Board of Boiler Rules Meeting is
 6. scheduled for 9:00 a.m. (CT), Wednesday,
 7. June 14, 2017, at the Department of Labor
 8. & Workforce Development office building
 9. located at 220 French Landing Drive,
 10. Nashville, TN.

11. XI. Adjournment

12.
 13.
 14.
 15.
 16.
 17.
 18.
 19.
 20.
 21.
 22.
 23.
 24. ** Reporter's Note: All names are spelled
 25. phonetically unless otherwise provided to the
 Reporter by the parties.

Page 6

1. * * * * *

2. CHAIRMAN MORELOCK: Good morning,
 3. everybody. I have 9:02, so I would like to call
 4. this March meeting of the Tennessee Board of
 5. Boiler Rules to order. And just some
 6. announcements, first being a safety item, if
 7. there's an event where we had an emergency or a
 8. natural disaster, we do have security personnel in
 9. the building that would escort us either to a safe
 10. place within the building or they would take us to
 11. the Rosa Parks side of the building, to a meeting
 12. point there. So just keep that in mind.

13. Another item that I want to present
 14. is, in case you do not know, our President Trump
 15. is visiting Nashville today, and so all the
 16. downtown government buildings will be closed at
 17. noon. So we need to be very expedient in our
 18. actions today so we can get everybody's item
 19. discussed and voted, our discussion items, at
 20. least, on the table. So we will be watching our
 21. time on that. And so if you're not from the
 22. Nashville area, as I am, you will also want to be
 23. careful on your exit route out because there will
 24. be rolling roadblocks today, there will be streets
 25. blocked off. Certainly, when Air Force One lands

Page 7

1. and the motorcade begins, it's going to be a lot
 2. different with traffic, so just giving you fair
 3. warning of that.

4. I would also ask if you have cell
 5. phones, would you please silence them out of
 6. respect for the presenters and for the discussion
 7. so that we can respect that time of presentation
 8. and discussion.

9. And the person who typically does the
 10. audio portion of our meeting with the microphones,
 11. they are not here today, so we do not have
 12. microphones. So Cassandra has asked me that when
 13. you present an item or you have something you want
 14. to discuss, would you please come forward to the
 15. table and speak so that we can hear you. And then
 16. any comments from our visitors, you're free to
 17. make comments, but please make them so that we can
 18. hear you. So that's that.

19. And then the last announcement that I
 20. have is Eugene Robinson, our insurance
 21. representative on the Tennessee Board, has
 22. resigned, and so there's some good news coming
 23. about that but I'm not going to give that away.
 24. I'll let others who've helped make that happen
 25. share that with you at a later time. But we are

Page 8

1. going to miss having Eugene on the board. We're
 2. going to do something for him in upcoming
 3. meetings. But he's got some good things coming
 4. his way, too, so we're very thankful of that.

5. Are there any other announcements
 6. before we move on down our agenda?

7. (No verbal response.)

8. CHAIRMAN MORELOCK: Okay. Hearing
 9. none, let's begin with introductions. And just so
 10. you know, when we get to the visitors, Cassandra
 11. is going to hand you her microphone. You will
 12. pass that as you introduce yourself so that she'll
 13. have a good, clear record of who you are, and she
 14. can put that into the minutes.

15. So, Carlene, we'll start with you.

16. MS. BENNETT: Carlene Bennett,
 17. board secretary.

18. MR. CHAPMAN: Sam Chapman, Chief
 19. Inspector.

20. MR. PISCHKE: Michael Pischke,
 21. board member.

22. CHAIRMAN MORELOCK: Brian Morelock,
 23. board member.

24. MR. HARGROVE: Keith Hargrove,
 25. board member.

Page 9

1. MR. BAUGHMAN: I'm Dave Baughman.
2. Board member.
3. MS. RHONE: Deborah Rhone, Boiler
4. Office Supervisor.
5. MS. JEFFERSON: Kim Jefferson,
6. Administrator.
7. MR. BAILEY: Dan Bailey, legal
8. counsel.
9. MR. ENG: Richard Eng, Wacker
10. Chemical.
11. MR. JOSHI: Prasao Joshi, Wacker
12. Chemical.
13. MR. GROSS: Jeremy Gross, Valero
14. Memphis Refinery.
15. MR. TOTH: Marty Toth, Boiler
16. Supply of the Boisco Training Group.
17. MR. NEVILLE: James Neville,
18. Neville Engineering.
19. MR. BENNETT: Dave Bennett, Dave
20. Bennett Consultant.
21. MR. SNEED: Brandon Sneed, Domtar
22. Paper.
23. MR. SANDERS: John Sanders, Domtar
24. Paper.
25. MR. WHITE: Marshall White, Domtar

Page 10

1. Paper.
2. MR. ALTEPETER: John Altepeter,
3. A6 Sales.
4. MR. JANZ: Jason Janz, AO Smith.
5. MR. MUMMERT: Hi. I'm Derrick
6. Mummert. I'm here representing Milan General
7. Hospital today.
8. MR. VJIHARA: Yuki Vjihara,
9. MC Ionic Solutions.
10. MR. YAMAHARA: Katsuhito Yamahara,
11. MC Ionic Solutions US.
12. MR. WOODFIN: Randall Woodfin,
13. CNA Insurance.
14. MR. MADDOCK: David Maddock,
15. MC Ionic Solutions US.
16. MR. BOWERS: Harold Bowers,
17. FM Global Insurance.
18. THE REPORTER: Cassandra Beiling,
19. Stone & George Court Reporting.
20. CHAIRMAN MORELOCK: All right.
21. Thank you. On the back table, there are agendas
22. for this meeting, if you would like one.
23. And so our next item on the agenda,
24. Item 3, is Adoption of the Agenda. So do I have a
25. motion to accept the agenda?

Page 11

1. MR. BAUGHMAN: Motion to accept the
2. agenda.
3. CHAIRMAN MORELOCK: Okay. I've got
4. a motion.
5. MR. HARGROVE: Second.
6. CHAIRMAN MORELOCK: I've got a
7. second. Are there any additions, corrections to
8. the agenda?
9. (No verbal response.)
- 10.
11. CHAIRMAN MORELOCK: All right.
12. Hearing none, all in favor say "aye."
13. (Affirmative response.)
14. CHAIRMAN MORELOCK: Opposed?
15. (No verbal response.)
16. CHAIRMAN MORELOCK: Abstentions?
17. (No verbal response.)
18. CHAIRMAN MORELOCK: Not voting?
19. (No verbal response.)
20. CHAIRMAN MORELOCK: Okay. We have
21. an agenda.
22. Moving on to Item 4 is approval of
23. the December 14, 2016 meeting minutes. Those are
24. electronically on the Tennessee website under
25. Boiler Unit, and Tennessee Board, so you can

Page 12

1. certainly go out and look at those. And so do I
2. have a motion to accept these minutes?
3. MR. BAUGHMAN: Motion to accept the
4. minutes.
5. CHAIRMAN MORELOCK: I've got a
6. motion.
7. MR. PISCHKE: Second.
8. CHAIRMAN MORELOCK: I've got a
9. second. Are there typically corrections to the
10. minutes?
11. (No verbal response.)
12. CHAIRMAN MORELOCK: Okay. I will
13. in -- I do want to make a correction. It's not
14. what was recorded. It's from the chairman. I did
15. go back -- we had a discussion item in December
16. about the formation of a board or a committee that
17. was approved by the board. And Mr. Chris Hartford
18. brought that item up. And we did -- the Tennessee
19. Board did vote that item in September 2016, just
20. for the formation of that committee.
21. We still do not have a scope or a
22. charter. Mr. Baughman has got a discussion item
23. to discuss that further, but I did want to clarify
24. that out of respect for Mr. Hartford because he
25. did bring it up. And I've reviewed the minutes,

Page 13

1. and he is correct. That was Item 16-14, and we
2. did vote that in September 2016.
3. Anything else?
4. (No verbal response.)
5. CHAIRMAN MORELOCK: Okay. All in
6. favor?
7. (Affirmative response.)
8. CHAIRMAN MORELOCK: Opposed?
9. (No verbal response.)
10. CHAIRMAN MORELOCK: Abstentions?
11. (No verbal response.)
12. CHAIRMAN MORELOCK: Not voting?
13. (No verbal response.)
14. CHAIRMAN MORELOCK: Okay. We have
15. the minutes approved.
16. That will take us to Item 5, the
17. Chief Boiler Inspector's report. So Mr. Chapman,
18. I'll let you present that.
19. MR. CHAPMAN: Thank you. Number of
20. inspections performed was 1,904 from the state
21. inspector; 4,876 from the insurance inspector;
22. giving us a total of 6,780 inspections. Out of
23. that, total delinquent inspections, 758 from the
24. State and 316 from the insurance company, giving
25. us a total of 1,074.

Page 14

1. Violations found was 23, and we have
2. 3 uncorrected. We had two boiler variances
3. performed. And this is the reporting date from
4. December of 2016. I want to inform the board that
5. we have four new inspectors for Shelby County --
6. well, a total of four. One from Shelby County,
7. Davidson County, and Knox County and Sutherland
8. County. So once we get those qualified, we will
9. be fully staffed.
10. And that's the chief's report.
11. CHAIRMAN MORELOCK: Any questions
12. or comments on the chief's report?
13. (No verbal response.)
14. CHAIRMAN MORELOCK: Okay. Hearing
15. none, we'll move on down the agenda. Item 6 is
16. Old Business, and we have no old business. So
17. that will take us to Item 7.
18. MR. BAILEY: Mr. Chairman,
19. something that is not on the agenda but we had
20. discussed it at that last meeting, about how to
21. handle a conflict of interest.
22. CHAIRMAN MORELOCK: Yes.
23. MR. BAILEY: And we discussed it
24. with our general counsel, and we feel like the
25. best way to do it is if a board member has a

Page 15

1. conflict, just state they have a conflict, what
2. the conflict is, and then they can discuss the
3. item, as long as their discussion questions don't
4. relate to the conflict.
5. CHAIRMAN MORELOCK: Okay. That's
6. very good.
7. MR. BAILEY: And, of course, they
8. can't vote.
9. CHAIRMAN MORELOCK: Absolutely.
10. Right. And it's a nonvote; it's not an
11. abstention. You're not voting?
12. MR. BAILEY: Not voting.
13. CHAIRMAN MORELOCK: Okay. All
14. right. Any comments about that?
15. (No verbal response.)
16. CHAIRMAN MORELOCK: I think that's
17. really important, so thank you for that
18. clarification, Mr. Bailey.
19. MR. BAILEY: Sure.
20. CHAIRMAN MORELOCK: Okay. Moving
21. on to Item 7, which is New Business. Our first
22. item is 17-01, Valero Refining Company-Tennessee,
23. LLC. They'll present their Risk Based Inspection
24. Program.
25. So come up, introduce yourself, and

Page 16

1. you can present your item.
2. MR. GROSS: Good morning, Board and
3. guests. I'm Jeremy Gross. I'm the chief
4. inspector at the Valero Memphis Refinery. I'm
5. here today and coming to present our 2016 risk
6. based inspection program status review.
7. In summary, "The Risk Based
8. Inspection program continues to be active at the
9. Valero Memphis Refinery. Our data management
10. system Plant Condition Monitoring Software, PCMS,
11. was upgraded from 8.1 to 8.2. The 8.2 upgrade
12. added program enhancement features along with RBI
13. calculator modifications. The refinery continues
14. to maintain scheduled damage mechanism specific
15. inspections planned and executed on-stream during
16. routine maintenance or major maintenance outages.
17. The key activities related to our
18. 2016 program are as follows, with a safe and
19. successful major maintenance outage effort
20. completed in our Hydrocracker and Sulfur Recovery
21. units. Inspection results were documented and
22. graded, per our inspection effectiveness tables,
23. and rescheduled within our RBI software. The
24. refinery underwent a third-party Process Safety
25. Management Insurance Audit in July of 2016. An

Page 17

1. internal readiness assessment was also conducted
2. by Corporate PSM Team for preparation for our
3. voluntary protection program application
4. submission. Maintenance and inspection activities
5. executed during 2016 are listed below, in Table A.
6. We also submitted and received
7. approval for extension of our boiler internal
8. inspection frequency in 2016. The boiler
9. operating, inspection, and maintenance program
10. procedure will be put into place following our
11. site visit from Mr. Chapman, which is scheduled
12. for March 21st, next Tuesday.
13. The refinery also submitted an
14. application to the Tennessee Occupational Safety
15. and Health Administration office on January 3rd,
16. 2017, for the review and approval of our VPP
17. program to be implemented, and set up a site
18. audit, that will be soon scheduled.
19. Currently, right now, our status of
20. that is we are waiting for TOSHA to give us an
21. audit date, as there are several audits going on
22. this year.
23. In Table A you can see, established
24. from our internal inspections that were performed
25. in 2016, we conducted 149 in the calendar here,

Page 18

1. and then for 2017 we have 38 scheduled. We
2. completed 277 external inspections in '16, and
3. then we have 280 scheduled for 2017.
4. Our on-stream inspection efforts,
5. we'll complete 53 inspections since 2016 and we
6. have 5 planned for 2017. I had quite a bit of
7. activity in the 2016 year of our on-stream
8. corrosion mapping on the defect -- damage
9. mechanism for specific inspections.
10. We conducted 14 CUI inspections in
11. '16, and we have 10 scheduled for '17. And then
12. in 2016 we completed 509 jurisdictional
13. inspections. We have 189 scheduled for 2017.
14. Our Evergreen activities for the RBI
15. program include reviewing the assigned damage
16. mechanism and executing our proper inspection
17. techniques, recording our inspection results and
18. grading them per the respective effectiveness
19. tables, and then scheduling our next inspection
20. per that that RBI methodology. Nonintrusive
21. inspection techniques are executed and captured
22. during our external inspections. Routine
23. corrosion monitoring and specialty non-destructive
24. testing is performed when required. And then we
25. also do a revalidation of our fluid properties and

Page 19

1. operating conditions on a five-year interval,
2. which is part of our HAZ-op procedure at our site.
3. Our jurisdictional inspection
4. activities on registered equipment are maintained
5. with zero delinquencies. And then our process
6. equipment is circuitized and risk ranked in our
7. RBI program.
8. As you can see on the Risk Data and
9. Distribution table below, based off of our risk
10. level, our circuits that were inspected in 2015
11. and in our current table there for 2016. And
12. there are changes out to the right-hand side.
13. Overall we had 149 internal inspections
14. completed, 277 externals, and the 14 CUI
15. inspections that were performed in accordance with
16. our RBI program. The jurisdictional inspections
17. are scheduled and current and are being handled
18. separately, outside of our RBI program.
19. During our major maintenance efforts,
20. there were no significant discovery items
21. requiring repair. We did execute some insulation
22. and fireproofing and repairs based on our CUI and
23. external visual inspections.
24. And then there's our table below that
25. lists our equipment status and our circuits.

Page 20

1. CHAIRMAN MORELOCK: Do I have a
2. motion to accept Valero's status report for their
3. 2016 RBI program?
4. MR. BAUGHMAN: Motion to accept.
5. CHAIRMAN MORELOCK: Okay. I have a
6. motion. Do I have a second?
7. MR. PISCHKE: Second.
8. CHAIRMAN MORELOCK: I have a
9. second.
10. Any discussion or questions?
11. MR. PISCHKE: I have a question on
12. the methodology of the RBI --
13. MR. BAILEY: Mr. Chairman, you need
14. to ask if there's a conflict.
15. CHAIRMAN MORELOCK: Oh, thank you.
16. Is there a conflict of interest on
17. this item?
18. (No verbal response.)
19. CHAIRMAN MORELOCK: Okay. Hearing
20. none, proceed.
21. MR. PISCHKE: Thank you.
22. The RBI program, what kind of
23. methodology is used? Is it, like, the standard --
24. MR. GROSS: So we use API
25. methodology. It's inside our data management

Page 21

1. software calculation.

2. MR. HARGROVE: (Indicating.)

3. CHAIRMAN MORELOCK: Yes?

4. MR. HARGROVE: Keith Hargrove. Let

5. me ask this question.

6. MR. GROSS: Yes, sir.

7. MR. HARGROVE: On average, what is

8. the duration or average time that any one of these

9. inspections are done? And is there any major

10. variance in the time period to conduct those

11. inspections, and who's involved?

12. MR. GROSS: So I want to ask the

13. question back. So as far as timing, as far as to

14. complete the inspection and preparation?

15. MR. HARGROVE: Yes, sir.

16. MR. GROSS: So from an on-stream

17. standpoint, or are you talking about during an

18. outage?

19. MR. HARGROVE: On-stream.

20. MR. GROSS: On-stream?

21. MR. HARGROVE: Yes.

22. MR. GROSS: On-stream, we utilize

23. SAP. We have an operational system that we

24. utilize a schedule. So from a major inspection

25. effort, it may take insulation removal, it may

Page 22

1. take surface prep via either grip blasting, maybe

2. wire wheeling to execute an angle beam inspection

3. in the welding or for corrosion mapping prepping.

4. So it depends on the scope of the work. If it's a

5. significant job, the preparation could take as

6. much as two to three days. And then as far as the

7. inspection execution, it depends on, again, the

8. area of interest.

9. If we're doing a hundred percent of

10. the vessel, it could take several days from a

11. corrosion mapping exercise, compared to an angle

12. beam inspection where we're just checking welds.

13. The system, then, is closed out once

14. the inspection is complete, and then the data

15. that's found in that inspection exercise goes into

16. our system. And then we are grading that and

17. increasing the approval status further for

18. Evergreen to reschedule that next inspection based

19. on what our findings were.

20. MR. HARGROVE: And you maintain

21. documentation of that period of inspection from

22. beginning to end?

23. MR. GROSS: Yes, sir. Yes, sir,

24. that is correct. So our system will link the

25. actual SAP work order number to our data base so

Page 23

1. that you can track when that system exercise was

2. closed out. And we call it "T-co'd" (phonetic).

3. MR. PISCHKE: Thank you, sir.

4. MR. GROSS: Yes, sir.

5. CHAIRMAN MORELOCK: Just to follow

6. up on Mr. Pischke's question, the API-based

7. software is based off of API risk-based inspection

8. methodologies and API 580 and 581. And that's

9. what is used to calculate your likelihood of

10. failure and consequences of failure to develop

11. your risk matrix, so --

12. MR. GROSS: That's correct.

13. CHAIRMAN MORELOCK: -- that's what

14. the software is doing as it does those

15. calculations based on your monitoring inputs from

16. UT thickness and on-stream, on-line monitoring.

17. MR. GROSS: Yes, sir.

18. CHAIRMAN MORELOCK: Okay. Any

19. other questions?

20. (No verbal response.)

21. CHAIRMAN MORELOCK: All right.

22. Hearing none, all in favor to accept and approve

23. this RBI report from Valero, say "aye."

24. (Affirmative response.)

25. CHAIRMAN MORELOCK: Opposed?

Page 24

1. (No verbal response.)

2. CHAIRMAN MORELOCK: Abstentions?

3. (No verbal response.)

4. CHAIRMAN MORELOCK: Not voting?

5. (No verbal response.)

6. CHAIRMAN MORELOCK: Thank you for

7. your report.

8. MR. GROSS: Thank you.

9. CHAIRMAN MORELOCK: Our next item

10. is 17-02 from Wacker Polysilicon, North America.

11. And they, too, will present their RBI program.

12. MR. ENG: Good morning. Richard

13. Eng from Wacker. First, I just want to apologize

14. for December. We were trying to get here on time,

15. but unfortunately we didn't make it due to the

16. roads closure. However, we're back and happy to

17. be here to give you an update on the status of our

18. facility.

19. Overall, the plant has been

20. operational at nameplate capacity for quite a few

21. months already. The nameplate capacity is 20,000

22. metric tons per year making quality specification

23. material sellable to the market.

24. We had introduced our RBI program to

25. the board two years ago, and a year later we

Page 25

1. updated the board on the program status. And now
2. this is part 2 of our current RBI program.
3. In 2015, we registered over 350
4. pressure vessels, and in 2016 we also registered
5. approximately 350 pressure vessels. And those
6. pressure vessels, as of 2017, are up for renewal.
7. And that's what we're doing today.
8. On the inspection side, we, too, use
9. an RBI methodology similarly to Valero. I think
10. Jeremy Gross has down the heavy lifting already on
11. describing what it is. We use the Meridium
12. software, and we are also, similar to Valero,
13. linked to an SAP system.
14. In 2017 we started our inspection
15. program, and we have inspected 96 vessels as of
16. March 12th, and the program is ongoing. And this
17. is our first year of inspection.
18. Also, in our earlier presentation to
19. the board, we were committed to take baseline
20. readings and select equipment so that we can
21. demonstrate to the board that we are a facility
22. operating in a noncorrosive environment. And we
23. have completed round 1 as of 2016. We are about
24. to start round 2 in 2017. It has started just
25. last week, and we will continue into that program

Page 26

1. for the duration of the year.
2. On this package that we presented, we
3. provided an example of our inspection of pressure
4. vessels on getting baseline readings. And if you
5. take a few minutes, you can see a typical layout
6. on how we determine the vessel, the number of
7. points we have taken, the way we identify all the
8. points, and the findings on the very last page.
9. We had approximately 20 to 25 points
10. per pressure vessel, and it's based on the size of
11. the vessel, the service, the application and API
12. 510 recommendations. And that's how we make that
13. determination to location and the number of
14. different points.
15. On the last page -- I think it's the
16. last page on your printout -- you will see a
17. typical profile. On the third column, Minimum
18. Thickness, that's a calculated value for us. It
19. is the thickness that's calculated between a
20. design thickness minus the 12-1/2 percent
21. manufacturer's tolerance thickness, and then minus
22. any corrosion allowance in the manufacturing of
23. the vessel.
24. And in the very last column on
25. Readings, those are the actual readings that we

Page 27

1. have from the field. So we compare those readings
2. to the minimum-thickness readings. They are to be
3. equal or higher. If they are not, we have a
4. problem.
5. This is what I want to update the
6. board on, where we are today in terms of how we
7. conduct our first round of readings and are
8. ongoing for the second round. And we will provide
9. an update to the board, on the next December
10. meeting, with the calculations, annualized
11. corrosion rates for our process within our
12. facility.
13. CHAIRMAN MORELOCK: Thank you,
14. Richard.
15. Do I have a motion to accept Wacker's
16. RBI report?
17. MR. BAILEY: Conflicts?
18. CHAIRMAN MORELOCK: Yes, thank you.
19. Is there a conflict of interest?
20. (No verbal response.)
21. CHAIRMAN MORELOCK: Hearing none,
22. do I have a motion to accept Wacker's report?
23. MR. BAUGHMAN: Motion made to
24. accept the report.
25. MR. PISCHKE: Second.

Page 28

1. CHAIRMAN MORELOCK: So I have a
2. second. Any questions or comments?
3. MR. PISCHKE: I have a question
4. about the failure modes that you would be looking
5. for. I assume, and maybe this is wrong, that
6. these vessels contain the polysilicon and some
7. erosion concerns.
8. MR. ENG: That's correct. There
9. are many applications where we have solids of
10. different sizes flowing at fairly high velocities.
11. So erosion, actually, is more of an issue than
12. corrosion.
13. MR. PISCHKE: Than corrosion,
14. correct.
15. MR. ENG: Okay. So we do monitor
16. thickness for many of these processes, knowing
17. that, already -- from our previous operations in
18. our sister facilities, mainly in Germany, with 30,
19. 40, 50 years of operating history, we know that,
20. one, at a certain, specific date or so many kilos
21. of production we will take the vessel down,
22. provide a visual inspection, take a measurement of
23. thickness, and in many times do a repair. That's
24. a normal routine for many of our equipment out in
25. the field.

Page 29

1. MR. PISCHKE: Is that part of this
2. RBI, then?
3. MR. ENG: RBI for us is
4. predominantly corrosion, damage-mechanism related.
5. The erosion side, we have a separate program,
6. though, we don't call it RBI. We have the
7. operating in-service inspections. And it's a --
8. how should I say -- it's based on the number of
9. hours of operation and the application of that
10. vessel. An example I can provide is in our CS
11. reaction to area. Approximately every six to ten
12. months a reactor comes out, because we know that
13. it's due time for inspection and repair, possibly,
14. and then put it back in service.
15. To answer Dr. Hargrove's question on
16. who does it, when do we do it, how is it notified,
17. if I can just say ditto Valero, it would be easy
18. for me. Okay?
19. CHAIRMAN MORELOCK: Well, and just
20. for our benefit, where Wacker is right now is
21. they've got a brand new facility in the state of
22. Tennessee. They're creating a lot of jobs, by the
23. way. But what they're having to do is this
24. baseline is -- everything is new, so they're
25. taking all these readings to see what the

Page 30

1. thickness of all these components, pressure
2. components, are right now. And right now they're
3. bound by the two-year internal inspection
4. requirement in the law and rule to maintain a
5. certificate of inspection for their equipment.
6. Once they operate this two years and then do this
7. inspection again and take these readings again,
8. then they can establish potential corrosion rates
9. or erosion rates or your damage mechanisms,
10. confirm that they are actual damage mechanisms,
11. and then they can come back to the board with
12. another report to see if they have cause to extend
13. those internal inspection frequencies beyond two
14. years based on their date. But they're gathering
15. data right now. So that's where they're at. So
16. it's a good process and it's a good report.
17. MR. ENG: I think, for me, as an
18. engineer, typically, when you go into a facility,
19. you don't get the luxury of starting up a brand
20. new facility and being able to get baseline
21. readings. I think this is the first time I can do
22. it.
23. MR. BAUGHMAN: I'd like to comment.
24. I just wanted to make a comment that I noticed our
25. charts were a little bit off. And mine is not

Page 31

1. legible; whereas, my brother's, next to me, is.
2. So I looked over it, but just as a proofreading
3. for in the future so that I can analyze the chart,
4. I would ask that to be noted.
5. MR. ENG: Maybe if I don't put
6. color schemes, it will be easier. My apologies.
7. CHAIRMAN MORELOCK: Okay. Any
8. other questions or comments?
9. MR. HARGROVE: Just one quick
10. question. On your Table, you made the statement
11. that the readings should exceed the thickness.
12. MR. ENG: Yes.
13. MR. HARGROVE: And I would
14. certainly agree with that. Is there any concern
15. for, I think, Number 17 -- any concern there in
16. particular about that reading? Or should the
17. reading be done again?
18. MR. ENG: 17, okay. Let's take a
19. look -- .398, is that the one you're looking at,
20. Dr. Hargrove?
21. MR. HARGROVE: At the end, .5 and
22. then .496. Am I reading that correctly?
23. CHAIRMAN MORELOCK: You are.
24. MR. PISCHKE: Yeah. And the
25. minimum is .398.

Page 32

1. CHAIRMAN MORELOCK: Yes. So the
2. first column is the minimum-required thickness.
3. This is the minimum-required thickness. This is
4. the way it was delivered, and that's what their
5. current reading is. Nominal thicknesses, what it
6. was -- the product form was purchased as.
7. MR. ENG: Does your chart look like
8. mine, Dr. Hargrove?
9. MR. HARGROVE: Yes. Yes.
10. CHAIRMAN MORELOCK: So as
11. Mr. Pischke was pointing out, the readings were
12. .496, but the minimum is .398, so you're above the
13. .398.
14. MR. ENG: Correct.
15. CHAIRMAN MORELOCK: Any other
16. questions or comments?
17. (No verbal response.)
18. CHAIRMAN MORELOCK: Okay. Hearing
19. none, I'm going to call the question. All in
20. favor, say "aye."
21. (Affirmative response.)
22. CHAIRMAN MORELOCK: Opposed?
23. (No verbal response.)
24. CHAIRMAN MORELOCK: Abstentions?
25. (No verbal response.)

1. CHAIRMAN MORELOCK: Not voting?
 2. (No verbal response.)
 3. CHAIRMAN MORELOCK: Thank you,
 4. Richard.
 5. MR. ENG: Thank you.
 6. CHAIRMAN MORELOCK: Okay. That
 7. takes us to Item 17-03. This is MC Ionic
 8. Solutions requesting to designate nine pressure
 9. vessels as Tennessee Specials.
 10. So, gentlemen, if you'll introduce
 11. yourselves.
 12. MR. WOODFIN: Randall Woodfin with
 13. CNA Insurance.
 14. MR. VJIHARA: Yuki Vjihara with
 15. MC Ionic Solutions US.
 16. MR. YAMAHARA: My name is Katsuhito
 17. Yamahara. I'm the plant manager at MC Ionic
 18. Solutions US.
 19. THE REPORTER: If he's going to be
 20. speaking, I can't hear him.
 21. Can you please speak up?
 22. CHAIRMAN MORELOCK: You-all may
 23. proceed.
 24. MR. WOODFIN: Thank you. These
 25. vessels were installed without national board

1. numbers. They were purchased in China, and
 2. inadvertently, through their procurement process,
 3. national board numbers were either not requested
 4. or not installed by the manufacturer.
 5. When they were installed six years
 6. ago, the insurance inspector at the time
 7. originally registered those vessels with the
 8. State, and the State issued operating certificates
 9. for the vessels. Subsequently, during the next
 10. inspection cycle, the lack of national board
 11. numbers was noted and flagged.
 12. Through subsequent guidance through
 13. Mr. Chapman and Ms. Rhone, they requested that we
 14. make application or requested that the
 15. manufacturer make application to the national
 16. board to apply national board numbers on those.
 17. The national board denied their request. So
 18. subsequent to that, Mr. Chapman made guidance to
 19. apply for State Specials for those vessels.
 20. CHAIRMAN MORELOCK: Do I have a
 21. motion to discuss this item?
 22. MR. PISCHKE: So moved.
 23. MR. BAUGHMAN: Second.
 24. CHAIRMAN MORELOCK: Okay. I've got
 25. a motion and a second.

1. MR. BAILEY: Any conflicts?
 2. CHAIRMAN MORELOCK: Thank you.
 3. Any conflicts of interest?
 4. (No verbal response.)
 5. CHAIRMAN MORELOCK: Okay.
 6. Gentlemen, just to give some
 7. information, this was on our September 2016
 8. agenda. And the packet that had been provided to
 9. us, these vessels have been designed, fabricated,
 10. tested, inspected, and stamped for ASME code. The
 11. only thing that's wrong with these vessels is they
 12. don't have a national board number on them.
 13. And so, used to, you were given a
 14. period of time by the national board, 30 to
 15. 60 days, to get those registered and stamped;
 16. however, they have since published NB264 which
 17. allows you to go through the process of
 18. registering vessels that may have already even
 19. been put into service. However, these gentlemen
 20. have done the due diligence. They've contacted
 21. the national board and the national board has
 22. denied that option to get those numbers. So this
 23. is where we're at. And --
 24. MR. PISCHKE: Do we know the reason
 25. why the national board denied --

1. MR. WOODFIN: The email John Hogue
 2. sent only said that the period of time between the
 3. construction of the vessels and the application
 4. was too much, in his opinion.
 5. CHAIRMAN MORELOCK: Okay. And what
 6. time frame is that, just for the record?
 7. MR. WOODFIN: About six years.
 8. CHAIRMAN MORELOCK: Okay. So
 9. that's a pretty long time.
 10. Are the vessels unsafe? No, they're
 11. not unsafe. I mean, they just don't have the
 12. national board number on them. And so it is an
 13. option to make State Specials out of these.
 14. That's why you have all the calculations and the
 15. documentation proving that these vessels are ASME
 16. code-stamped vessels, as long as you, being the
 17. owner/user of these vessels, accept the
 18. requirements of the State Special in that all
 19. repairs done to those vessels have to be approved
 20. by the chief inspector of the State of Tennessee,
 21. and all alterations potentially done to these
 22. vessels in the future would have to come before
 23. the Tennessee Board, and we meet quarterly. So
 24. that's the ramifications with that.
 25. We don't have any other provision.

Page 37

1. There's no board case, no board interpretation.
2. There's nothing that would allow the board
3. leniency, because they're not national board
4. stamped. And so that's where we're at today.
5. MR. BAUGHMAN: I've got a question.
6. CHAIRMAN MORELOCK: Yes?
7. MR. BAUGHMAN: Has there been any
8. repairs, to date, on any of the vessels?
9. MR. WOODFIN: You haven't done any
10. welding or repairs?
11. MR. VJIHARA: No.
12. MR. YAMAHARA: No. Nothing.
13. MR. BAUGHMAN: Any issues with any
14. of the vessels, operational-wise, that have had to
15. have any attention?
16. MR. YAMAHARA: We have never had
17. such a problem or issues. No. Not any.
18. CHAIRMAN MORELOCK: Any other
19. questions or comments?
20. MR. BAUGHMAN: When is the last
21. time these have been inspected?
22. CHAIRMAN MORELOCK: I think the
23. inspection reports -- I think they're in the
24. package.
25. MR. VJIHARA: April 2016.

Page 38

1. MR. WOODFIN: April of 2016.
2. That's when the lack of national board numbers was
3. noted on the vessels -- or noted not on the
4. vessels.
5. MR. BAUGHMAN: Okay. So these were
6. installed six years ago, and they were noted last
7. year.
8. MR. WOODFIN: Yes.
9. MR. BAUGHMAN: Okay. Thank you.
10. CHAIRMAN MORELOCK: Any other
11. questions or comments?
12. MR. HARGROVE: I have a question.
13. CHAIRMAN MORELOCK: Yes?
14. MR. HARGROVE: Only one request was
15. made? I assume that there was only one request
16. for those national stamps, correct?
17. MR. WOODFIN: We did not push back
18. to Mr. Hogue. We did not respond and disagree or
19. ask for further guidance on it. His answer was
20. fairly emphatic.
21. CHAIRMAN MORELOCK: Any other
22. questions or comments?
23. (No verbal response.)
24. CHAIRMAN MORELOCK: All right.
25. Hearing none, do I have a motion to approve these

Page 39

1. nine ASME code pressure vessels as Tennessee
2. Specials?
3. MR. BAUGHMAN: So moved, to accept.
4. MR. PISCHKE: Second.
5. CHAIRMAN MORELOCK: Okay. So I
6. have a motion and a second. Any further
7. discussion?
8. (No verbal response.)
9. CHAIRMAN MORELOCK: All right. I'm
10. going to call the question. All in favor say
11. "aye."
12. (Affirmative response.)
13. CHAIRMAN MORELOCK: Opposed?
14. (No verbal response.)
15. CHAIRMAN MORELOCK: Abstentions?
16. (No verbal response.)
17. CHAIRMAN MORELOCK: Not voting?
18. (No verbal response.)
19. CHAIRMAN MORELOCK: So, gentlemen,
20. you can work with the boiler unit and the chief
21. inspector to get those Tennessee Special tags on
22. those vessels, and you'll be okay to operate those
23. vessels.
24. MR. WOODFIN: Good. Two quick
25. notes, if I may. The first one is subsequently,

Page 40

1. during this process -- we've been going through
2. for a year -- we've identified three other vessels
3. on site that were not previously known and have
4. not been registered yet with the State. Those
5. also are U-stamped but do not have national board
6. numbers.
7. CHAIRMAN MORELOCK: Okay.
8. MR. WOODFIN: For those three, do
9. we have to come back and make a --
10. CHAIRMAN MORELOCK: Yes.
11. MR. WOODFIN: Okay.
12. CHAIRMAN MORELOCK: Now, how old
13. are they?
14. MR. WOODFIN: The same. They were
15. installed exactly the same time.
16. CHAIRMAN MORELOCK: Okay. Well,
17. then, yes, you'll just have to bring those back to
18. us.
19. MR. BAUGHMAN: Do they have any
20. others on order, coming in?
21. MR. WOODFIN: I don't think there
22. ever will be, to be honest about it. It's been a
23. good -- it's been a very good process. And my
24. last note is related to that, Dave. Thank you.
25. The owners would really like to thank

1. Mr. Chapman and Ms. Rhone for all the guidance
 2. they provided during this. It was a process that
 3. was as smooth as possible under the circumstances
 4. and within the confines of the law and the boiler
 5. rules. So they would really like to appreciate
 6. y'all for everything that you've done to help
 7. guide them through this process.
 8. CHAIRMAN MORELOCK: Okay. Thank
 9. you for the kind words.
 10. MR. WOODFIN: Thank you.
 11. CHAIRMAN MORELOCK: So work with
 12. Sam to get those on the next agenda.
 13. MR. WOODFIN: Great.
 14. CHAIRMAN MORELOCK: Okay. Our next
 15. item is 17-04. Milan General Hospital requests a
 16. new variance for two boilers located in Milan,
 17. Tennessee.
 18. MR. MUMMERT: Good morning. I'm
 19. Derrick Mummert. I'm the maintenance manager for
 20. that hospital, and I appreciate your time this
 21. morning.
 22. The variance we're requesting --
 23. Milan General Hospital is actually owned by West
 24. Tennessee Healthcare out in Jackson, Tennessee.
 25. We're an affiliate of them. They have their own

1. engineering department, so I oversee four
 2. hospitals. Milan is one of them. The big reason
 3. we need this, this is the four-story hospital.
 4. It's all for patient care, patient health. The
 5. boilers are used for heating the building, used
 6. for sterilizing for surgery. It's used for
 7. helping in the kitchen for food preparation.
 8. These are brand new. We put them in
 9. last year to replace ones that were 52 years old.
 10. They're the same brand and everything. It worked
 11. out that they're the same horsepower, same
 12. pressures. They're 150-horsepower boilers. They
 13. run -- 150 PSI is what they're rated at. We
 14. normally run them at 100 or less. Between 90 and
 15. 100 is our average pressure that we run them at.
 16. These are CBEX-P200s. They're
 17. made -- they were installed by Morgan & Thornburg
 18. out of Memphis, and they're the ones that's doing
 19. the maintenance for it. They keep up -- we've got
 20. a contract with them for the next five years.
 21. They do all the maintenance work on it.
 22. The hospital itself, I've got two
 23. guys there full time. That's it. That's my
 24. entire engineering department. At four hospitals
 25. I've got four guys, so I really need a variance to

1. operate this.
 2. One thing I did notice in this
 3. package I sent you, I had not put in the Tennessee
 4. number on page A-1. That's the -- the reason I
 5. did that was because I had the package in the
 6. process of being put together before we got the
 7. certificate back from the State. Both of these
 8. boilers are inspected, and I do have that state
 9. number, if you would like it. It's Tennessee
 10. 106752, and that's for Boiler Number 1.
 11. CHAIRMAN MORELOCK: Okay.
 12. MR. MUMMERT: That was the only
 13. information I could see that I had left out of
 14. this manual, and that was because I had already
 15. started this before I got that certificate back.
 16. So that's basically where I stand.
 17. I'm in need of a variance really bad because I
 18. have no help.
 19. CHAIRMAN MORELOCK: Okay. Do I
 20. have a motion to approve this variance contingent
 21. on Tennessee Board comments and -- wait a minute.
 22. Is there a conflict of interest?
 23. (No verbal response.)
 24. CHAIRMAN MORELOCK: All right. I'm
 25. hearing no conflict of interest. So do I have a

1. motion to accept this variance request contingent
 2. on Tennessee board comments given today and a site
 3. visit by the chief inspector?
 4. MR. PISCHKE: So moved.
 5. MR. BAUGHMAN: Second.
 6. CHAIRMAN MORELOCK: I have a motion
 7. and I have a second. Okay. Any questions?
 8. MR. BAUGHMAN: Yes, Brian. I'll
 9. start.
 10. CHAIRMAN MORELOCK: Okay.
 11. MR. BAUGHMAN: You noted the
 12. Tennessee number, but I've got to note the
 13. national board numbers ...
 14. MR. MUMMERT: For the boilers
 15. themselves?
 16. MR. BAUGHMAN: Yes, sir. Boiler
 17. Number 1, 19506; Boiler Number 2, 19506.
 18. MR. MUMMERT: Oh, that's a typo on
 19. my part. I wrote it down -- I duplicated it.
 20. That was a mistake on my part. I'll have to get
 21. that for you.
 22. MR. BAUGHMAN: Okay.
 23. MR. MUMMERT: I can provide that
 24. back to you. That was just my ignorance there.
 25. MR. BAUGHMAN: So you've got two

1. guys at the hospital --

2. MR. MUMMERT: Correct.

3. MR. BAUGHMAN: -- who are operating

4. 24/7.

5. MR. MUMMERT: Yes, sir.

6. MR. BAUGHMAN: So during one of the

7. shifts we're short a person, or if somebody is

8. sick, holidays, what have you, we're really --

9. MR. MUMMERT: When I said I've got

10. two people there, I also have -- I've got three

11. healthcare facilities in one county. I've got a

12. third maintenance guy at another facility, which

13. is 16 miles away, that also takes calls on these

14. boilers, and he's been trained. And he's

15. documented in here. And I've got a fourth guy I

16. just hired, just this past week. So I don't have

17. him in here because he's not up and -- he gets

18. lost now in the building, so I can't train him yet

19. until he gets comfortable.

20. In between that, I've got --

21. respiratory therapy is there 24/7, because of the

22. nature of their job, and we have trained them to

23. go down and do a physical, on-site -- look things

24. over to make sure there's nothing squirting out

25. the side and no fires. So they're doing a visual

1. inspection, and it's set up that they will

2. automatically contact whoever is on call, or

3. myself, if they cannot get the person on call.

4. And they also have the capability, remotely, in

5. the emergency room, to kill that boiler or

6. whichever boiler is online. And once they hit

7. that switch, they can't reset it. It has to be

8. physically done by a maintenance worker. They

9. have to go down to the boiler itself to do it.

10. MR. BAUGHMAN: Under the

11. Appendix E, Remote Alarm Attendant Duties on

12. page E-1, duties and responsibilities. So this

13. person answers the calls on PBX during evening

14. hours. What are those evening hours?

15. MR. MUMMERT: Usually from 3:00 in

16. the afternoon until 6:00 in the morning.

17. MR. BAUGHMAN: Registering incoming

18. patients?

19. MR. MUMMERT: Yes. This is at

20. nighttime. The registration department is not

21. there because it's such a small hospital. The

22. respiratory therapy department and some of the

23. registration people are trained for this visual

24. inspection, so they cross-train each other. So if

25. it's just a respiratory therapy there, they would

1. also have that responsibility.

2. MR. BAUGHMAN: Okay. Scenario

3. being if there's a trauma incident and we've got

4. multiple patients coming in, is there a

5. possibility that the remote alarm attendant would

6. not be available?

7. MR. MUMMERT: It's right at the

8. nurses station, so there's usually two nurses, a

9. respiratory therapist, and a registration person

10. there. Even after hours, there's generally four

11. in that general area, including a doctor roving

12. around. But if there is an issue with the boiler,

13. it automatically shuts itself down. When that

14. alarm sounds, the boiler shuts down. So that's

15. more of them to see why the alarm sounded.

16. MR. BAUGHMAN: But the -- and I

17. appreciate that, but the question being, is there

18. the possibility that this remote alarm station

19. could possibly not be attended, and --

20. MR. MUMMERT: It's -- the alarm is

21. so loud that because of the size of -- the ER is

22. so small, that no matter where you are at in the

23. ER, you can hear it.

24. MR. BAUGHMAN: Can you silence the

25. alarm itself?

1. MR. MUMMERT: If you do, you kill

2. the boiler.

3. MR. BAUGHMAN: Okay. So the alarm,

4. itself, by silencing it, also --

5. MR. MUMMERT: Shuts down --

6. MR. BAUGHMAN: -- shuts down the

7. boiler.

8. MR. MUMMERT: Yes.

9. MR. BAUGHMAN: Okay. So if there's

10. an incident -- I guess what I'm getting at,

11. Derrick, is -- what I'm concerned with is that

12. even if an alarm is going off, if there's trauma,

13. what we've got in the remote station that's being

14. served by staff personnel -- nurses, respiratory

15. therapist-type people -- but if there's an

16. incident, what I'm concerned with is, even if this

17. alarm is going off, that life is being attended to

18. and that we've got the possibility of this station

19. not being attended. And that's just what I'm

20. getting at.

21. MR. MUMMERT: Right. And I

22. understand what you're saying. Yeah, there's a

23. possibility, you know, God forbid, that there's

24. something going on that everybody is pulled away

25. at one time. But yeah, there's a good possibility

Page 49

1. that there's somebody not right there face-to-face
2. with the alarm. But no matter -- like I said, no
3. matter where they are in that ER, it's such a
4. small ER, that they can hear it.
5. MR. BAUGHMAN: Okay. This alarm,
6. it's hardwired in?
7. MR. MUMMERT: Yes.
8. MR. BAUGHMAN: I pass the questions
9. off for now.
10. MR. HARGROVE: Quite frankly, I'm a
11. little concerned on the availability of personnel
12. for the incidents and oversight of the boilers.
13. Considering your staff, it stated that the alarm
14. panel is tested daily.
15. MR. MUMMERT: That's correct.
16. MR. HARGROVE: Okay. So walk me
17. through who's doing that.
18. MR. MUMMERT: Every day it's done
19. by maintenance.
20. MR. HARGROVE: And what time? Is
21. this the beginning of --
22. MR. MUMMERT: We usually do it
23. about -- when they first come in, it's usually
24. around 6:00 in the morning. We go through the --
25. we've got a daily check-off sheet that we use. We

Page 50

1. inspect everything.
2. MR. HARGROVE: Describe the "we."
3. MR. MUMMERT: "We" as in the
4. maintenance people. I've got a senior maintenance
5. technician -- two senior maintenance technicians
6. and a general maintenance technician and myself.
7. So during the week it's usually the senior
8. maintenance technicians that will go down there
9. and inspect the boiler, check the readings, check
10. and make sure there's no leaks anywhere. You
11. know, just an overall visual inspection.
12. And then we do blow-downs, and then
13. we will check the alarms. And we call the ER to
14. say, "Hey, we're going to set the alarm off," so
15. that they can watch the alarm panel to make sure
16. it's functioning. And on the weekends, I still
17. have people go in -- maintenance still goes in on
18. weekends, every weekend, and does this. Seven
19. days a week maintenance goes in and tests the
20. alarms themselves.
21. CHAIRMAN MORELOCK: Any other
22. questions?
23. MR. PISCHKE: (Indicating.)
24. CHAIRMAN MORELOCK: Yes ...
25. MR. PISCHKE: I had a question

Page 51

1. about the training of the remote attendants. Are
2. all of these people full-time employees?
3. MR. MUMMERT: Yes.
4. MR. PISCHKE: No temps or --
5. MR. MUMMERT: No. They're all
6. full-time.
7. MR. PISCHKE: -- subcontracted?
8. MR. MUMMERT: Full-time.
9. MR. PISCHKE: Okay. And there's
10. not a high turnover rate or --
11. MR. MUMMERT: No.
12. MR. PISCHKE: Because I notice it's
13. only once a year that the training occurs, and
14. so ...
15. MR. MUMMERT: Yeah. That's just
16. because I started this in October. I mean,
17. that's -- but, I mean, I can do it earlier or
18. sooner. When I get new people, of course we do it
19. as part of the initial orientation. Once we get
20. them trained, you know -- and I'll update this and
21. send it in to let the boiler board know that if
22. there's any new personnel, we would train them
23. once they got their normal job done, too, before
24. we put them on that. Just like my new guy. I'm
25. not going to train him until he's comfortable with

Page 52

1. his functioning. And then once we start letting
2. him go through hands-on, by himself with the
3. boilers with the testing and inspections, then
4. we'll do the training.
5. CHAIRMAN MORELOCK: I've got
6. several comments. Let me go back to the check
7. list and kind of cover those. Figure 1, site
8. plan, it would be good if we knew the distance
9. from the boiler room to the nurses station.
10. Typically, if we just have a little dimension
11. there, whether it be a hundred feet, a hundred
12. yards. Whatever that is, we need to know. That
13. gives us a proximity so we know how quickly those
14. can be responded to.
15. On page 1 of your manual it states
16. that you, Derrick Mummert, are a Maintenance
17. Manager II. But then on page 3 the manual states
18. that you're the one who maintains the manual and
19. the variance, but then it says on page 3 that the
20. manual is maintained by the engineering
21. department.
22. MR. MUMMERT: I am the engineering
23. department.
24. CHAIRMAN MORELOCK: Okay. So
25. what's important for us is we're not familiar with

<p style="text-align: right;">Page 53</p> <p>1. your facility, and so when we look at your 2. organizational chart in Appendix D, you know, we 3. need to see -- we need to make sure what we see in 4. the organizational chart and the verbiage in the 5. manual, it all connects the dots. Because I was 6. kind of getting lost, because I didn't know. So 7. if you're the maintenance manager/engineering 8. department/Justice of the Peace and all of that, 9. we just need to show that so that the board 10. members know what your responsibilities are and we 11. don't get lost in who's maintaining the program. 12. MR. MUMMERT: Okay. 13. CHAIRMAN MORELOCK: And then as far 14. as a remote monitor, you know, it states that the 15. emergency department nurses station is on page 2. 16. Then on page 4 it doesn't list -- it says 17. emergency department on page 4, and then 18. Appendix E, which we just looked at, it doesn't 19. list who the remote monitors are. So if it's the 20. respiratory therapists, they need to be in there. 21. If it's the nurses, they need to be in there. If 22. it's a doctor, it needs to be in there. And it 23. also needs to be shown on the organizational chart 24. so that we have a clear picture of who the remote 25. monitors are so we can follow that. And that's</p>	<p style="text-align: right;">Page 55</p> <p>1. put back into operation. And the old rule was 2. 800-3-3.422, but with our 2016 revision of the 3. manual, the 20-minute rule now falls under 4. 0800-03-03-.08(11). So that's the new 20-minute 5. rule. It's the same verbiage. It just was 6. reorganized. 7. MR. MUMMERT: Okay. 8. CHAIRMAN MORELOCK: And, again, if 9. there's any issue with the boiler that you can't 10. use the variance, you'll go back to the 20-minute 11. rule. And you may want to include that verbiage 12. on page 6 and 7. 13. In Appendix F, again, Boiler Operator 14. Duties, all these duties are operating the boiler, 15. but these are maintenance people. They have other 16. duties, and we need to know what those other 17. duties are, again, because we want to make sure 18. that just their day-in/day-out work life isn't 19. going to take them away from maintaining the 20. boiler and keeping it safe. 21. The checklist does request that you 22. send a cover letter to the boiler unit and the 23. chief inspector for the State of Tennessee. And I 24. know you allude to requesting a variance on 25. page 1, but there's really not a formal request</p>
<p style="text-align: right;">Page 54</p> <p>1. going to be also important when you have a site 2. visit so that when they take this manual and say, 3. "Well, where are these people and what are their 4. duties?" you'll be able to answer that question. 5. MR. MUMMERT: Okay. 6. CHAIRMAN MORELOCK: So make sure 7. that the job titles are consistent through the 8. manual, and make sure your organizational chart 9. lists everybody. Same thing for Appendix F. You 10. list boiler operators, but boiler operators are 11. actually maintenance people, right? 12. MR. MUMMERT: Yes. 13. CHAIRMAN MORELOCK: So you need to 14. list all the different maintenance people that 15. serve as boiler operators, whether it's a 16. supervisor, senior tech -- whoever that is, list 17. all those people consistently in the manual and 18. show them on the organizational chart so we can 19. follow that so that we'll know who those folks 20. are. 21. MR. MUMMERT: Okay. 22. CHAIRMAN MORELOCK: Appendix F, you 23. need to list that the boiler operator will attend 24. a boiler using the 20-minute rule if there is an 25. alarm and the remote monitoring station can't be</p>	<p style="text-align: right;">Page 56</p> <p>1. for a variance. You're just stating the benefits 2. of having a variance. 3. MR. MUMMERT: I included that when 4. I sent the packages, though. 5. CHAIRMAN MORELOCK: Okay. How do 6. you prevent unauthorized access to your boiler 7. monitoring? 8. MR. MUMMERT: You can't get in the 9. ER without a badge. You have to be an employee. 10. CHAIRMAN MORELOCK: Okay. But what 11. if it's an employee? How do you prevent an 12. unauthorized employee from gaining access to that? 13. Is everybody going to be a boiler operator or a 14. boiler attendant or a monitor? 15. MR. MUMMERT: Well, there is no -- 16. I mean, other than they can't get through there 17. unless they go through the ER, but, I mean, I 18. don't have no physical security there that -- 19. CHAIRMAN MORELOCK: Well, I mean, 20. it's just usually the software is password 21. protected. 22. MR. MUMMERT: Oh, well, yeah. I 23. can't even tell you how to get into that part of 24. it, so -- 25. CHAIRMAN MORELOCK: Okay. So just</p>

1. put that in your manual that it's password
 2. protected and we'll be fine. Okay?
 3. MR. MUMMERT: Okay.
 4. CHAIRMAN MORELOCK: Do you have a
 5. log of the manual holders? I know they're in the
 6. ER and the boiler room.
 7. MR. MUMMERT: That's the only two
 8. places.
 9. CHAIRMAN MORELOCK: Just put you a
 10. little two-line log in there that you are tracking
 11. where those manuals are, you're controlling those
 12. documents.
 13. And the boiler checks that you state
 14. under Boiler Operator Duties and Remote Attendant
 15. Duties, and then the verbiage of your manual, make
 16. sure that what you're checking, that's stated in
 17. words, also appears on your boiler log as well so
 18. that the verbiage and the boiler log correspond to
 19. each other. As far as low water and all that kind
 20. of stuff, make sure you've got all that tied
 21. together.
 22. MR. MUMMERT: Okay.
 23. CHAIRMAN MORELOCK: And lastly, you
 24. do have the words in your emergency procedure
 25. highlighted, but if this manual was laying -- I

1. know you've got a placard on it, too. But it's
 2. always good to either have a tab or a colored page
 3. or something so if somebody picks this manual up,
 4. they can immediately know where the emergency
 5. procedures are.
 6. MR. MUMMERT: I put tabs on it but
 7. they fell off before I sent it, so I just
 8. highlighted them.
 9. CHAIRMAN MORELOCK: Okay.
 10. MR. MUMMERT: But the one at my
 11. office has got tabs on it.
 12. CHAIRMAN MORELOCK: If you could
 13. print it out on a bright yellow page or something
 14. like that.
 15. MR. MUMMERT: Okay.
 16. CHAIRMAN MORELOCK: Okay. All
 17. right. So that's the comments that I have.
 18. Are there any others?
 19. MR. BAUGHMAN: Yes, sir.
 20. CHAIRMAN MORELOCK: Yes?
 21. MR. BAUGHMAN: From a technical
 22. standpoint, Derrick, you had made mention that
 23. during the week they go through a test where I
 24. think you mentioned that somebody would let the
 25. remote station know that a test was being

1. performed. And when they perform that test,
 2. they're looking to see if a light comes on.
 3. What's the test? How is that performed?
 4. MR. MUMMERT: When we do a
 5. blow-down, we can actually drop the water level
 6. and they'll shut it down on low water. And when
 7. it does kill the boiler, we want to verify that it
 8. sounded the alarm, for one, and that the boiler is
 9. actually dead. We cannot start -- flip the switch
 10. again. So that's what we're actually testing, to
 11. make sure the safeties are doing what they're
 12. supposed to.
 13. MR. BAUGHMAN: So when I look at
 14. this remote boiler control station that's at the
 15. very end of the manual and I can see Boiler
 16. number 2, on the right, fairly well, I'm seeing a
 17. buzzer silencer, alarm silencer. And then I'm
 18. seeing the switch down below on or off. And so --
 19. MR. MUMMERT: You've got -- on the
 20. right-hand side is Boiler Number 2. All those are
 21. for Boiler Number 2. On the left-hand side,
 22. everything else is for Boiler Number 1.
 23. MR. BAUGHMAN: Yes, sir. My
 24. question being, is that you made mention before
 25. that when the alarm sounds, that if you hit the

1. silencer button, that also kills the boiler.
 2. MR. MUMMERT: Yes.
 3. MR. BAUGHMAN: And then we've also
 4. got a switch underneath of it that's on/off.
 5. MR. MUMMERT: Yes. They can kill
 6. that, too.
 7. CHAIRMAN MORELOCK: Okay. My
 8. question, I guess, is getting back to, still, if
 9. that silencing button is just for the alarm buzzer
 10. itself and whether that actually kills the boiler,
 11. I just want to be very firm on that.
 12. MR. MUMMERT: Right. I understand
 13. what you're saying. No. When you hit that
 14. buzzer, it will silence the alarm, but it will
 15. also shut the boiler down.
 16. MR. BAUGHMAN: Okay. And then
 17. redundant-wise, we've got another switch that has
 18. to be put in the off position.
 19. MR. MUMMERT: That's just a backup
 20. to the backup.
 21. MR. BAUGHMAN: Okay. On the left
 22. it says -- I can see it says "Do not turn off."
 23. MR. MUMMERT: Right. Because if
 24. they kill that, it's going to shut the boiler off
 25. that's running.

1. MR. BAUGHMAN: Okay. But what does
 2. it say up above that? "Silence" --
 3. MR. MUMMERT: "Buzzer silencer."
 4. Oh, you mean on that tag?
 5. MR. BAUGHMAN: Yes, sir.
 6. MR. MUMMERT: "Silence only."
 7. MR. BAUGHMAN: Silence only?
 8. MR. MUMMERT: Yeah. Uh-huh.
 9. MR. BAUGHMAN: Okay. So if it's
 10. doing silence only, I guess that's kind of where
 11. my question was leading.
 12. MR. MUMMERT: It's confusing.
 13. Yeah, I see what you're saying.
 14. MR. BAUGHMAN: Yes, sir.
 15. MR. MUMMERT: Yeah, that needs to
 16. come off or clarified on that.
 17. MR. BAUGHMAN: Okay. Well, I would
 18. like the inspector, at that particular time, to
 19. make note. And I'm sure that they will as they go
 20. through the functionality of that particular
 21. system.
 22. MR. MUMMERT: Right.
 23. MR. BAUGHMAN: Was this system
 24. built on site?
 25. MR. MUMMERT: Yes.

1. MR. BAUGHMAN: Okay. So it's not
 2. necessarily UL listed.
 3. MR. MUMMERT: This remote buzzer,
 4. here, no.
 5. MR. BAUGHMAN: Okay.
 6. MR. MUMMERT: I say that but I was
 7. not there at this time. I inherited this job when
 8. this hospital flooded and the guy quit, so -- it
 9. was there before me, so I assume it was -- I know
 10. part of this was done in-house, so I'm assuming
 11. the whole thing is not UL listed.
 12. CHAIRMAN MORELOCK: Okay.
 13. MR. BAUGHMAN: Is there a
 14. requirement that components be UL listed, or is
 15. that something that we've talked about before, or
 16. is there a particular requirement for that? I
 17. don't know. I know within CSD-1, it relates to
 18. it. And this is -- in the boiler itself, where is
 19. this tied into that shuts the boiler off? In
 20. other words, is it tied into the gas valve? Is it
 21. tied into the control circuit?
 22. MR. MUMMERT: It's got a control
 23. circuit, yes.
 24. MR. BAUGHMAN: It's tied into the
 25. control circuit.

1. MR. MUMMERT: Yes.
 2. MR. BAUGHMAN: Okay.
 3. MR. MUMMERT: Uh-huh. It's all
 4. electronic in there.
 5. MR. BAUGHMAN: Okay. We had an
 6. incident some time back, and if I'm not mistaken,
 7. the remote shut-down switch is to turn the gas
 8. itself off. There's some questions about where
 9. the e-stops tie into and what have you, but we had
 10. an instant where the control circuit had shorted
 11. out. And because the emergency stop was tied into
 12. the control circuit, the boiler would not shut
 13. off. It continued to run. So that's why I ask,
 14. also, where the tie-in was for this.
 15. MR. MUMMERT: I can double check on
 16. that, just to make sure.
 17. CHAIRMAN MORELOCK: Any other
 18. questions or comments?
 19. MR. BAUGHMAN: On the maintenance
 20. on-call list that you have under the four-hour
 21. boiler checks --
 22. MR. MUMMERT: Yes, sir.
 23. MR. BAUGHMAN: -- the number for
 24. Jackie Newell needs to have the area code with
 25. that also.

1. MR. MUMMERT: Okay. I assume that
 2. would be for all employees, right?
 3. MR. BAUGHMAN: I would, yes.
 4. CHAIRMAN MORELOCK: Anything else?
 5. (No verbal response.)
 6. CHAIRMAN MORELOCK: Okay. Hearing
 7. none, I'm going to call the question. All in
 8. favor say "aye."
 9. MR. PISCHKE: Aye.
 10. CHAIRMAN MORELOCK: Opposed?
 11. MR. HARGROVE: Aye.
 12. CHAIRMAN MORELOCK: Abstentions?
 13. (No verbal response.)
 14. CHAIRMAN MORELOCK: Okay. So I've
 15. got one for and one against and ...
 16. MR. BAUGHMAN: I would vote no.
 17. CHAIRMAN MORELOCK: Okay. So based
 18. on the current manual?
 19. MR. BAUGHMAN: Based on the current
 20. manual and from what I've seen, I get some
 21. contradiction or some feeling from Derrick that we
 22. don't know exactly -- I don't get that we know
 23. exactly how things are tied in, where they're tied
 24. in.
 25. MR. MUMMERT: No, I don't. I'll be

1. honest with you, I don't. I'd never seen a boiler
 2. until I got that job, and the only reason I got
 3. that job is because a guy quit.
 4. MR. BAUGHMAN: And I appreciate
 5. your candid honesty with that, Derrick. And
 6. especially where you are in charge of training,
 7. also, it puts you in a very difficult position.
 8. MR. MUMMERT: Right.
 9. MR. BAUGHMAN: And I appreciate
 10. that very much, because that's what we're here
 11. for, is, ultimately, safety.
 12. MR. MUMMERT: Right. Exactly.
 13. CHAIRMAN MORELOCK: Okay. So with
 14. that, your variance approval has not been passed.
 15. You can take all the comments from the board and
 16. go back and revise your manual, clarify your
 17. boiler operating system, and you're welcome to
 18. come back and try again.
 19. MR. MUMMERT: So what happens? I
 20. mean --
 21. CHAIRMAN MORELOCK: You're still on
 22. the 20-minute rule right now.
 23. MR. MUMMERT: Pardon me?
 24. CHAIRMAN MORELOCK: You're going to
 25. have to operate your boilers on the 20-minute rule

1. until this is approved.
 2. MR. MUMMERT: And who is the -- who
 3. can do that?
 4. CHAIRMAN MORELOCK: You're going to
 5. have to have a boiler operator.
 6. MR. MUMMERT: Well, I mean, it has
 7. to be maintenance or are you saying it could be
 8. anybody --
 9. CHAIRMAN MORELOCK: It's going to
 10. have to be who you designate as your boiler
 11. operator.
 12. MR. MUMMERT: Okay.
 13. CHAIRMAN MORELOCK: Have you got a
 14. comment, Mr. Toth?
 15. MR. TOTH: Yes. Question: Was
 16. this a renewal for the variance?
 17. CHAIRMAN MORELOCK: No. This is a
 18. new --
 19. MR. TOTH: It's brand new?
 20. CHAIRMAN MORELOCK: It's new.
 21. THE REPORTER: What's his name?
 22. MR. TOTH: Marty Toth.
 23. MR. MUMMERT: No. This was a
 24. renewal.
 25. CHAIRMAN MORELOCK: This is a

1. renewal?
 2. MR. MUMMERT: I copied this book
 3. page for page -- well, not page for page, but I
 4. used the old one.
 5. CHAIRMAN MORELOCK: Let me go back
 6. and look. No. Well, I mean, the item on the
 7. agenda is for a new variance, and let me go back
 8. and see in the checklist.
 9. MR. CHAPMAN: They had new boilers.
 10. CHAIRMAN MORELOCK: The checklist
 11. is marked as a new variance.
 12. MR. MUMMERT: Well, that's because
 13. I -- well, like I said, I'm ignorant when it comes
 14. to this. This is all new to me. This is the
 15. first time I've done this.
 16. CHAIRMAN MORELOCK: Okay.
 17. MR. MUMMERT: And I put "new"
 18. because it's new boilers.
 19. MS. BENNETT: That's right.
 20. CHAIRMAN MORELOCK: Okay.
 21. MR. MUMMERT: Is that correct?
 22. CHAIRMAN MORELOCK: Well, adding
 23. that new boiler, it is a new variance, yes.
 24. MR. MUMMERT: Okay.
 25. MR. TOTH: I believe that in the

1. past it's just -- it's a revision to an existing
 2. variance. The reason why he had to come before
 3. the board was because he had new equipment.
 4. CHAIRMAN MORELOCK: That's correct.
 5. But from what we saw on our end, it was a new
 6. variance. So if you do have an existing variance,
 7. you need to work with the boiler unit on your
 8. existing variance. But as far as what you've
 9. given to us today, it has not been approved.
 10. MR. MUMMERT: Well, I'm just as
 11. confused --
 12. CHAIRMAN MORELOCK: So you'll have
 13. to go back to the boiler unit and see where you
 14. stand with your existing variance. Okay?
 15. Because, like I said, everything we had says it
 16. was a new variance. And that's what we were
 17. basing our review on.
 18. MR. MUMMERT: So what should it be?
 19. CHAIRMAN MORELOCK: Well, it could
 20. have come back as a modified or -- I don't know
 21. what the status of your existing variance is. Is
 22. it up for renewal?
 23. MR. MUMMERT: That was one of the
 24. reasons, too, that I put down, because from going
 25. through and looking at the rules and regulations

1. from when I took this on, I found out you're
 2. supposed to be doing them every three years. That
 3. was way past expired.
 4. CHAIRMAN MORELOCK: Okay.
 5. MR. MUMMERT: That was another
 6. reason I went with the new.
 7. CHAIRMAN MORELOCK: Okay. And if
 8. your variance has been -- it's not updated in a
 9. long time, they usually come back as a new one.
 10. MR. MUMMERT: Okay. Well, then,
 11. that would have been correct. I just need to
 12. clean that up and --
 13. CHAIRMAN MORELOCK: Okay. So you
 14. need to work with Sam on your existing variance.
 15. As far as adding this new boiler, you've got some
 16. work to do --
 17. MR. HARGROVE: Two boilers.
 18. CHAIRMAN MORELOCK: -- and come
 19. back to the board with this proposed new variance,
 20. or you can make it a modified, where you're going
 21. to modify your existing variance. But what we
 22. looked at today, we have not passed.
 23. MR. CHAPMAN: This variance is no
 24. longer good because he's got new boilers
 25. altogether. There's no boiler --

1. CHAIRMAN MORELOCK: Oh, so both
 2. boilers in this manual were not part of the
 3. original variance.
 4. MR. CHAPMAN: No.
 5. MR. MUMMERT: That's correct.
 6. CHAIRMAN MORELOCK: Okay. So this
 7. would be a new variance, then. So this will be a
 8. new variance. So until you get this approved,
 9. you're on the 20-minute rule.
 10. MR. MUMMERT: Okay. I will pass it
 11. along. That's all I can do. I appreciate
 12. everybody's time. Thank you so much.
 13. CHAIRMAN MORELOCK: Okay. Thank
 14. you.
 15. MR. BAUGHMAN: And we appreciate
 16. you, Derrick. Thank you.
 17. MR. MUMMERT: I'll get it
 18. straightened out. I may have to see you five more
 19. times, but I'll get it straightened out.
 20. MS. BENNETT: Chairman Morelock,
 21. you may let him know, too, that the board minutes
 22. will be online. So the comments that the board
 23. made for revising your manual will be there.
 24. MR. MUMMERT: Oh, great. That will
 25. be good.

1. CHAIRMAN MORELOCK: Yes.
 2. MS. BENNETT: It will be a couple
 3. of weeks, but before the next meeting, that might
 4. help you in revising your manual.
 5. MR. MUMMERT: That will be great.
 6. I appreciate it. I appreciate all the help I can
 7. get.
 8. CHAIRMAN MORELOCK: Okay. Thank
 9. you.
 10. Okay. I've got 10:14. Let's take
 11. about ten minutes for a break. I'm sure everybody
 12. would like to have a short break. And let's
 13. reconvene at 10:25, and we'll go to our next item.
 14. (Recess observed.)
 15. CHAIRMAN MORELOCK: Okay. We are
 16. down to Item 17-05, Domtar Paper Company. And
 17. they're requesting a variance for extension of
 18. boiler internal inspection to 24 months at their
 19. facility in Kingsport, Tennessee.
 20. So gentlemen, introduce yourselves
 21. and present your item.
 22. MR. SNEED: Brandon Sneed. So this
 23. request is to extend the already approved 18-month
 24. extension that we came and received last year to a
 25. 24-month extension.

1. CHAIRMAN MORELOCK: That's correct.
 2. That's the way it's presented to us, anyway.
 3. MR. SNEED: Yes. That is a correct
 4. understanding. Essentially, the manual that we
 5. presented to you is essentially the same manual
 6. that was given to you last year with some minor
 7. adjustments, as far as training, a little bit of
 8. technical data that's been changed. No physical
 9. changes to the unit. No difference in training
 10. with the operators. So, essentially, it is the
 11. same manual that we presented to you last time and
 12. received the variance on.
 13. CHAIRMAN MORELOCK: Okay.
 14. MR. SNEED: And James can speak on
 15. the revisions.
 16. CHAIRMAN MORELOCK: So for
 17. clarity --
 18. MR. NEVILLE: To give a brief
 19. history, back in 2014, we presented this and were
 20. given an 18-month internal inspection window. And
 21. then, in September of 2016, we presented again and
 22. were given an 18-month window. So we're coming
 23. back to ask for a 24-month window, instead of the
 24. 18. And we've got some technical data that's
 25. updated in the inspection reports that we included

1. in this.

2. But it may be helpful to go back to

3. the board meeting. We've got an Addenda 1 back in

4. Section 10 that describes the items that the board

5. asked for at that time. And Addendum 1, there

6. were really four items that needed to be

7. addressed.

8. There were some -- this is --

9. Mr. Robinson asked about some photos in one of the

10. reports. That was a before picture that was

11. shown, and we stated that that punch list item had

12. been completed in that work. And --

13. CHAIRMAN MORELOCK: Can I interrupt

14. you for just one second?

15. MR. NEVILLE: Yes.

16. CHAIRMAN MORELOCK: Are there any

17. conflicts of interest?

18. (No verbal response.)

19. CHAIRMAN MORELOCK: Hearing none,

20. proceed on.

21. MR. NEVILLE: Thank you. And then

22. Item 2 was a -- the relief valve test reports

23. needed to be updated and properly filled out.

24. Those were shown in Addendum 1 as well. Then the

25. PSA inspection was the Number 3, and that was a

1. letter from them. The smelt bed inspection date,

2. there was a typo on that report. It should have

3. been 2019 for that updated report. And the final

4. item was Number 4, which was the updated training.

5. And it was -- the monthly reports didn't quite

6. give the breadth of training, the program that's

7. on here.

8. Now, we also -- so that was in this

9. addendum, but there was some supplemental data.

10. Everyone should have this in front of them now.

11. And that has some information we can go into as

12. far as the two thicknesses. But, also, there's

13. some training information. And this is the very

14. latest training logs, as well as the SOP training

15. logs, which is a sample that's for all of the

16. employees. And that's a -- the last two pages of

17. this supplemental gives the training exposure on

18. the employees for that.

19. MR. SNEED: And just to explain,

20. the regression charts that are in the smaller

21. binder, those are projected five years into the

22. future using PSA's trademark software that they

23. have. And that can take our data that they've

24. gathered for us since 2008 and project that as far

25. as they want to in the future. But just to be

1. conservative, we had them go through 2021 to show

2. what our two thicknesses would be in the specific

3. areas that we have tested since 2008.

4. And all that data shows that we are

5. well above the ASME minimum wall, even projecting

6. into five years.

7. MR. NEVILLE: And that corresponds

8. with information in Section 2 under Boiler

9. Inspections. And this is 2.208, which was the

10. projected two thickness values that we projected

11. out to 2018.

12. MR. SNEED: And that calculation

13. was made using a worse-case scenario of the lowest

14. reading that we'd actually gotten since 2002, when

15. the boiler was put into commission.

16. CHAIRMAN MORELOCK: Okay. So for

17. the board members' benefit, the only changes to

18. the manual since approval in September of 2016 is

19. what you have summarized on 10.1R, Renewal

20. Revisions, for this meeting today, correct?

21. MR. NEVILLE: Yes. Probably the

22. most significant one was the FM Global Report,

23. January of 2017. And that was included under

24. Section 2.

25. MR. SNEED: And one other thing,

1. Mr. Chairman, that we don't have a record of,

2. because there's no report that's recorded and sent

3. to the owner, is that Sam Miller, who is an

4. authorized inspector, did an external

5. jurisdictional inspection in February of this year

6. and provided that report to the State with no

7. finding from that report.

8. CHAIRMAN MORELOCK: So if you look

9. on 12R, your FM global report dated February 24,

10. 2017, they are basically agreeing that the next

11. proposed outage would be April 2018, for a total

12. of up to 24 months of operation without a full

13. maintenance outage.

14. They go on to say that they

15. participated in the jurisdictional inspection on

16. March 2016 and noted no known issues at that time

17. that would preclude FM Global from supporting the

18. extension request.

19. And then, basically, your revisions

20. page, I just -- I went through all of those and

21. made sure I could find the revisions based on

22. that.

23. Okay. So do I have a motion for

24. approval of Domtar's request for an extension to

25. 24 months without an internal inspection -- before

Page 77

1. the next internal inspection, contingent on
 2. Tennessee Board comments made today and a
 3. successful site visit from the Boiler Unit and the
 4. chief inspector of the State of Tennessee?
 5. MR. BAUGHMAN: Motion made.
 6. MR. PISCHKE: Second.
 7. CHAIRMAN MORELOCK: All right. So
 8. what questions or comments do you have based on
 9. this information?
 10. MR. HARGROVE: I have three
 11. questions. On page 11.11, in the initial binder,
 12. the last -- Number 6, the Conclusion and
 13. Recommendation, stated that consideration should
 14. be given to removing the smelt bed and the center
 15. crotch refractory by -- or doing inspection by the
 16. 2019 outage. What criteria are you or would you
 17. use in making that removal before then? Or are
 18. there criteria that you're using to make that
 19. removal?
 20. MR. BENNETT: This is a big box
 21. with a floor and a slight slope. And after the
 22. unit is taken out of service for inspection, there
 23. may be a residue of smelt, what was molten salt,
 24. and now it's solidified on the floor. And there's
 25. a question of how many of these floor tubes, of

Page 78

1. which there are roughly a hundred and something,
 2. should we inspect. And the question, something
 3. goes to the owner's concern about is there a
 4. mechanism for the floor tubes to be affected in
 5. any way by operating conditions.
 6. This boiler has now operated for
 7. 16 years, and nowhere in the boiler floor or walls
 8. have we seen any damage mechanism thin the tubes.
 9. So the need to judiciously and cautiously watch
 10. the tubes is receding as the longer and longer
 11. period goes, proving that there's nothing
 12. happening to the tubes. That's unusual for this
 13. boiler because this boiler, not like many of the
 14. boilers in other pulp and paper mills, doesn't
 15. have the smelly stuff, the sulfur in the fuel;
 16. and, therefore, the damage mechanisms or corrosion
 17. mechanism for the steel tubes is not really in
 18. place. So this criterion for floor examination is
 19. just saying, "Oh, when I get in, I can't see all
 20. the tubes. I can see the wall tubes and I can
 21. see -- but I can't see all the floor tubes along
 22. all of their length. Should I check underneath
 23. that every now and then to see whether there's
 24. some reason I should be looking?"
 25. And so there's an engineering

Page 79

1. judgment criterion. More than anything, it would
 2. fall back to API580, 581. The risk-based
 3. inspection would say what is the damage mechanism.
 4. Maybe one or two mils per year. I've got 80 mils
 5. of corrosion allowance. Gee, that scheme would
 6. tell me I only need to do this every 20 or
 7. 30 years. I'll probably do it a lot more often
 8. than that just because I can, but it's awfully
 9. painful to do it because I've got to remove this
 10. glassy material from the floor. So these are the
 11. two balancing things.
 12. So every four or five years would be
 13. a good industry practice for boiler floor checking
 14. where there are materials that take extra effort
 15. to remove, and, also, where the risk of removing
 16. brings a little bit of danger to the tubes. Some
 17. mills use guys with pneumatic drills. Some guys
 18. try hydroblasting. It's hard to remove the stuff.
 19. And you can do harm by doing it, so you tend to
 20. hold back for that reason and also not gallop into
 21. it because you know the damage mechanism is
 22. nonexistent. So it's really super conservative to
 23. even accept that recommendation.
 24. MR. HARGROVE: Just a general
 25. question. Certainly there is risk factor from the

Page 80

1. 18 to 24 months. How would you describe the
 2. difference or the risk from going from 18 to
 3. 24 months, and how do you justify that?
 4. MR. SNEED: Well, first to say from
 5. 2002 up until 2014 we did a yearly internal
 6. inspection before we received a variance for
 7. 18 months. When we first got our first 18-month
 8. extension and went in 18 months after our previous
 9. outage, the same punch list items were present as
 10. were in the year's past. There was no excessive
 11. damage, no damage that was not seen in the past,
 12. as far as air port openings, where you had to put
 13. refractory back in. But nothing that would cause
 14. concern to us that would prevent us from trying to
 15. go 18 or 24 months down the road.
 16. Our training that we've given our
 17. operators, in my opinion, has only improved over
 18. the past two years, as far as how we handle the
 19. training, how we go through the training, how we
 20. track the training, and how we ensure that each
 21. foreman is going through that training with each
 22. individual the same.
 23. So, as far as mitigating the risk, we
 24. feel very confident that the risk from going
 25. 24 months is the same as it is going 18 months,

1. for us.

2. MR. HARGROVE: So from a

3. statistical measurement, you're saying or

4. concluding that the risk is the same.

5. MR. SNEED: I agree, yes. Yes.

6. And based on two thickness projections, which is

7. the main thing that we look at, as far as the NDT

8. that we do on the inside during an internal

9. inspection, and as you can see from the small

10. black book, even going out five years -- say if we

11. went five years without an internal inspection,

12. based on previous data, that we can conclude that

13. the tube thickness loss would be minimal and not

14. exceeding the corrosion rates that we've even seen

15. that are minimum themselves.

16. CHAIRMAN MORELOCK: So the PSA

17. report, to do that projection, how many years of

18. actual data, thickness data, was used to develop

19. that projection? Was it since the last inspection

20. or did it go beyond that?

21. MR. SNEED: It went back all the

22. way to 2008.

23. MS. BENNETT: They started doing

24. their type of inspection in '08.

25. CHAIRMAN MORELOCK: Okay.

1. MR. SNEED: Yes.

2. MR. BENNETT: And that's the data

3. they used for that projection.

4. MR. HARGROVE: I've looked at a

5. couple of research papers on predicting that

6. thickness. It will be really interesting to see,

7. between 2008 and, you know, over that period, how

8. your model is accurate in terms of making that

9. judgment. I still want to make sure that we're

10. documenting your statement that the risk involved

11. to going 24 months is the same as it is at 18.

12. I'm not sure I'm convinced of that. But I want to

13. make sure that that's the statement that you're

14. making.

15. MR. SNEED: Based on UG thickness

16. readings that we have, I would say yes.

17. MR. HARGROVE: Okay. One last

18. question. For the realtime on-line monitoring

19. system that you have described as "Park view" --

20. is that correct?

21. MR. SNEED: That's correct, yes.

22. MR. HARGROVE: -- what

23. specifically -- any cyber security methods that

24. you deploy within the control system to avoid or

25. minimize vulnerability?

1. MR. SNEED: So the only people who

2. can access the control scheme of the unit or of

3. the whole mill itself are the process control

4. engineers that work for that specific area. It's

5. under, essentially, a lock and key to even change

6. the program. And they're the only ones who have

7. access to those controls. And it's very firewall

8. protected. And that's been proven in the past. I

9. know that for a fact.

10. MR. HARGROVE: And just for

11. clarity, identify the "they" again for me.

12. MR. SNEED: There's a process

13. control engineer for each area of the mill.

14. There's one specifically for the utilities

15. department which would be responsible for the

16. recovery boiler. There's one for the fiber line

17. and there's one for the paper machine.

18. MR. BENNETT: And they're not on

19. the web. They're not web linked.

20. MR. HARGROVE: All right. Thank

21. you.

22. MR. BAUGHMAN: Gentlemen, the whole

23. issue here is that if we make a bad determination,

24. this boiler has got more volatility to it than

25. your typical fire tube/water tube kind of

1. installation. So if we have a failure, we're all

2. going to be accountable in some form or fashion,

3. not only with the variance but with the results of

4. what happens. And we know that we're talking

5. about this from a maintenance longevity

6. standpoint. We're approaching that. But when it

7. gets down to it, it's really economics, is what's

8. generating this forwards. And so I don't want

9. that to ever blind us to the fact of why we're

10. here. And that's safety.

11. MR. SNEED: Hundred percent.

12. MR. BAUGHMAN: Okay. With that

13. said and done, during the 2014 outage on page 2.27

14. where the cracks were propagating towards the

15. generating tubes, those were to be drill-stopped.

16. We talked about that during previous -- but those

17. cracks came about during that period of

18. operational time. My concern with it is, is that

19. if we go and extend out 24 months, that that might

20. be something that gets past us. Of course it gets

21. into the point, then, of if you've got a leak, the

22. variance ends at that particular point in time and

23. you get back to a status quo.

24. But my concern with it is, is that

25. 24 months is an extremely long period of time.

<p style="text-align: right;">Page 85</p> <p>1. Tube thickness is one thing. And in the report, 2. there's been addressing of Tube Number 72 3. thinning, gouge marks, different types of entities 4. that have come about, and some of that is because 5. of the removal of the smelt bed and so forth. But 6. my concern with it is, is that we might have an 7. issue that's not even tube thickness related but 8. it's crack related, i.e., on page 2.27, that could 9. possibly affect, go across and propagate across 10. the weld itself, and affect the tube. What's your 11. thoughts on that?</p> <p>12. MR. BENNETT: We have consciously 13. taken note of every possible damage mechanism, 14. including fatigue cracks, thermal fatigue cracks 15. as described here. And the first thing about 16. fatigue, anyway, is that it's unpredictable. We 17. could inspect every day and give it a clean bill 18. of health and still have a fatigue crack the next 19. day. So that's an important understanding. But 20. that's the point of these inspections when they do 21. take place. And another six months of operation, 22. in our judgment, doesn't compromise the tube 23. integrity, because these kinds of thermal fatigue 24. cracks in fill plates and membrane bars and things 25. are very common and are very ordinary and almost</p>	<p style="text-align: right;">Page 87</p> <p>1. around. We hit a button. The boiler is turned 2. off, drained, and emergency procedures are very 3. well documented and trained. So there's no -- in 4. my judgment, there's no possibility that something 5. like this anywhere in the boiler, even down in the 6. lower furnace, could produce an incident that we 7. would care to read about any day in the news. It 8. wouldn't be that exciting. It would just be a 9. leak.</p> <p>10. And that's happened on many boilers. 11. We actually maintain -- we tell the rule that if 12. you're looking for cracks and it's fatigue on a 13. tube, then grind it out and remove it. If you've 14. got to go too thin to do that, fix the tube after 15. you've ground it out. But we just don't accept 16. them and we are very conscious of that risk. And 17. there isn't any increased risk here from running 18. the boiler six more months, because it's nice and 19. smooth. There's not any big cycling. The more 20. times we take it down and start it up, the more 21. times we increase the chances of those fatigue 22. cracks doing something bad.</p> <p>23. MR. HARGROVE: Have they already 24. been drill stopped? 25. MR. BENNETT: I don't know if these</p>
<p style="text-align: right;">Page 86</p> <p>1. never -- I've never, in my 42 years, seen one go 2. across a weld and into a tube, because the stress 3. patterns in the tube is totally different from the 4. stress pattern producing the crack in the fill 5. bar, which is just a steel piece of metal welded 6. on so that the air doesn't go anywhere.</p> <p>7. So we're very conscious of that. 8. When we do go in and do inspections internally, 9. all of the intention is visually for any crack 10. indications. None of that would show up at all, 11. obviously, with thickness testing. So it's a high 12. priority for the mill. If -- just, for example, 13. if this particular crack had somehow made it into 14. the tube, all that would have happened is there 15. would have been a leak, and the leak would have 16. been detected, and the boiler would have been 17. promptly shut down. That's the standard protocol.</p> <p>18. So you can't blow up a boiler from a 19. little crack like this or a little leak like this. 20. You have to have quite a big in-rush of water into 21. the bottom of the furnace to produce anything 22. exciting. Other than that, it's just like any 23. power boiler with a leak, and you manage it 24. exactly like that, except for that risk on that 25. lower furnace explosion means that we don't mess</p>	<p style="text-align: right;">Page 88</p> <p>1. have. 2. MR. NEVILLE: Yes, they have. 3. MR. BENNETT: That's kind of an old 4. wives' tale. It's something we do because it 5. looks like we're doing the right thing. But a lot 6. of times you can do drill stops and still see the 7. crack continue because it's thermal fatigue, and 8. it doesn't behave as well as you'd like it to.</p> <p>9. MR. NEVILLE: In Addendum 1, that 10. was the line item 1 where we documented that that 11. punch list item has been completed, and so that 12. had been corrected.</p> <p>13. MR. BAUGHMAN: Martin, did you have 14. comment? 15. MR. TOTH: Yeah. I was just 16. curious. What's the pressure of this boiler that 17. we're referring to? 18. MR. BENNETT: 1250. 19. MR. TOTH: 1250PSI? 20. MR. SNEED: Correct. 21. MR. TOTH: If I may add, to say 22. that a leaking water tube in a boiler of this 23. nature would not be dangerous, I would refer you 24. back to the boiler explosion of November of 2007 25. at the Massachusetts power plant where they had</p>

Page 89

1. the same type of situation occur that caused three
2. fatalities. So I would be really concerned with
3. saying that it's not dangerous. That particular
4. boiler was at 1600PSI, which is a little higher
5. than 1250, but just as dangerous.
6. MR. BENNETT: Well, we don't
7. dispute that. Even 800 pounds is enough to cause
8. a lot of damage --
9. MR. TOTH: Even 150 is enough.
10. MR. BENNETT: -- but depending on
11. how it's released. So that's the point.
12. These boilers are designed with this
13. particular emergency shut-down procedure as a
14. industry-based response to this concern. I will
15. repeat. This is a solar boiler. It doesn't even
16. probably have that recovery boiler explosion
17. propensity that the craft boilers, the ones with
18. the sulfur, have. So you've got lower risk,
19. inherently, and you've got the added protection of
20. the ESP and the leak detection system. It's all
21. there, so -- and these kinds of cracks, not from
22. that exact thing that you see there -- but leaks
23. in these tubes are common, and if you go to one of
24. these conferences every six months, they have a
25. description of all the little leaks that happened,

Page 90

1. and everybody was fine. So we are very conscious
2. of this in the industry, of maintaining very
3. careful control over tiny leaks.
4. MR. BAUGHMAN: Very good. If we
5. have a leak -- just so that I'm aware of this
6. variance, if we do have a leak and the boiler has
7. to be shut down to be repaired, how does that
8. affect this variance that we're talking about?
9. CHAIRMAN MORELOCK: Well, if any of
10. the six-month external inspections show a leak,
11. you shut the boiler down immediately and you lose
12. the variance.
13. MR. BAUGHMAN: If they have a leak
14. before that external inspection, though, or during
15. the period of operational time, how does that
16. affect it?
17. CHAIRMAN MORELOCK: Well, whatever
18. mechanism you do to find the leak is -- I mean,
19. that's -- that's what's in 68-122-110(f), is that,
20. you know, you'll have an external every six
21. months, and if you have any leakage during those
22. inspections, you shut the boiler down and you do a
23. complete internal inspection and the variance is
24. rescinded and will have to be reapplied for.
25. MR. BAUGHMAN: I guess what I'm

Page 91

1. trying to clarify in my own mind, Brian, is if
2. there's a leak, not necessarily at the time of
3. that six-month inspection, but if they've had to
4. tend to a leak during the period of operation,
5. does that affect the variance?
6. CHAIRMAN MORELOCK: Well, you know,
7. by the law, if you're going to take the law, if
8. they have a leak in between that, then when the
9. six-month external inspection comes up, they're
10. going to find the leak, right, unless they've shut
11. the boiler down?
12. MR. BAUGHMAN: Right. So if they
13. have to shut --
14. CHAIRMAN MORELOCK: Now, they can
15. shut their boiler down any time they want to.
16. Just because it's a 24-month internal, they can do
17. an internal annually if you want to. It's just
18. you can't exceed 24 months. So if they find the
19. leak themselves and shut the boiler down, do an
20. internal, fix it, that would not damage their
21. variance.
22. MR. BAUGHMAN: Okay. And that's
23. what I was wanting to get set in my mind.
24. CHAIRMAN MORELOCK: Because that
25. doesn't show negligence. That shows they're doing

Page 92

1. their job.
2. MR. BAUGHMAN: When was the
3. dissolving tank incident? What year?
4. MR. SNEED: I don't know the year
5. right off the top of my head. I know it was
6. something we discussed the last time we were here.
7. Well before my time.
8. MR. BAUGHMAN: Well, that still
9. kind of sticks in my mind. We asked the question
10. during the initial -- as this was coming up, we
11. asked if there had been any incidences, and they
12. said no. And after we did some further homework,
13. we found that there had been an incident. And
14. that just kind of sticks with me, as far as --
15. because there had been an incident. There's still
16. the evidence of that particular episode that's
17. inside the boiler, although it's not causing any
18. operational problems of what mechanism is in place
19. that could prevent that or if it could have been
20. prevented prior, back -- and I know that's a
21. difficult question because it was prior, so --
22. that's one of the things, though, that just still
23. stays in my mind.
24. MR. BENNETT: Well, when do you
25. think that was? Was that on this new boiler even?

1. MR. BAUGHMAN: Yes, sir.
 2. MR. SNEED: Yes.
 3. MR. BAUGHMAN: Yes, it was.
 4. MR. BENNETT: So the dissolving
 5. tank is obviously just a nonpressurized tank next
 6. to the boiler into which the smelt comes and mixes
 7. with water. So basically the point of the
 8. dissolving tank is not to dissolve the tank, but
 9. to dissolve the molten smelt into the water. And
 10. so when you bring this ribbon of molten -- think
 11. of molten glass, because it's red hot salt at 1400
 12. degrees Fahrenheit, it comes into the water and
 13. makes a ferocious, boiling noise (indicating), and
 14. sometimes the flow of smelt into the tank isn't
 15. completely, ordinarily flowing because they have a
 16. little pluggage or something like that, and a big
 17. rush comes and boom, you get a big burst in the
 18. dissolving tank.
 19. They're supposed to be constructed to
 20. take that internal hydraulic pulsing, but
 21. sometimes it overwhelms them if it's just poorly
 22. managed. That would not have any risk effect on
 23. the boiler itself. That's a separate component
 24. that's separated by an air gap probably that big
 25. (indicating) from the boiler itself. So I'm not

1. aware of cases where the dissolving tank blew up
 2. and had consequential damage on the boiler either.
 3. But maybe you have --
 4. MR. SNEED: So there was a report
 5. that had to be filed by, at that time, his name
 6. was Chuck Hawkins, who has since retired. But --
 7. I've seen that report but I can't tell you word
 8. for word, but there were things put in place to
 9. mitigate those from happening in the future. We
 10. had to provide that in the documentation that we
 11. sent to corporate. So that did happen, but I
 12. can't tell you for sure what those things to
 13. mitigate it was.
 14. MR. BAUGHMAN: And that just leaves
 15. a question in my mind because it did cause
 16. damage --
 17. MR. SNEED: It did.
 18. MR. BAUGHMAN: -- and you're not
 19. aware of it.
 20. MR. BENNETT: To the tank or to the
 21. boiler?
 22. MR. BAUGHMAN: To the boiler.
 23. MR. SNEED: To the smelt spouts.
 24. MR. BAUGHMAN: To the smelt spouts,
 25. yes.

1. MR. BENNETT: To the spout. That's
 2. not the boiler either.
 3. MR. SANDERS: Well, it was attached
 4. to the -- when it damaged --
 5. MR. BAUGHMAN: But obviously,
 6. you're not aware of the incident yourself, and it
 7. happened prior to you guys being there, so it's
 8. kind of a tough position to put you in to have any
 9. discussion with it. My end of it is, is just
 10. making sure that any mechanisms have been put in
 11. place to try to mitigate any of this going
 12. forward. And that was really my concern with it.
 13. MR. SNEED: I understand.
 14. MR. PISCHKE: (Indicating.)
 15. CHAIRMAN MORELOCK: Yes?
 16. MR. PISCHKE: I wanted to get back
 17. to the crack propagation. I understand that, as a
 18. rule, the cracks on a nonpressure part,
 19. attachment, would not normally propagate into the
 20. weld and into the pressure retaining part. My
 21. question is more about the attachments themselves.
 22. And if you have an attachment that fails and the
 23. tubes start moving around in that boiler, would
 24. your system be able to detect this? Because I've
 25. seen that as a form of -- a failure mode, where

1. the tubes are moving and they're rubbing against
 2. each other and they can cause leakage. Would your
 3. system detect -- in addition to leaks, would it
 4. detect any kind of noise and rattling in the
 5. boiler like that?
 6. MR. SNEED: So on a daily basis,
 7. each crew leader -- there's three crew leaders per
 8. day -- they are required to do a full walk-down
 9. from top to bottom of the unit. And things they
 10. look for are sounds that they didn't hear the day
 11. before. And so really the only thing I can think
 12. of, that would be the only mechanism that we would
 13. have in place to detect something like that. And
 14. they completely turn off the blower units to
 15. listen for any type of different sounds than
 16. they'd heard. And, again, that's done three times
 17. a day, and that's something they're required to
 18. do. So that could be the only mechanism that I
 19. can think of that would catch that.
 20. MR. HARGROVE: Just for clarity, I
 21. think, Mr. Chairman, you asked each individual to
 22. identify themselves and their roles, so I would
 23. like to reiterate that and ask each of you to
 24. identify your name and, specifically, what is your
 25. role and responsibility.

1. MR. SNEED: My name is Brandon
 2. Sneed. I am the mechanical project engineer for
 3. the entire utilities department, which includes
 4. the recovery boiler. I handle any capital upgrade
 5. projects that happen in the utilities department,
 6. as well as any code work to the boiler that needs
 7. to be handled during an annual shutdown basis. So
 8. I'm the one responsible for contracting that work
 9. out.

10. MR. SANDERS: John Sanders. I'm
 11. the operations manager for the fiber line and
 12. utilities departments.

13. MR. WHITE: I'm Marshall White.
 14. I'm the assistant superintendent in the utilities
 15. area, mainly around this recovery boiler in the
 16. recaust area.

17. MR. BENNETT: I'm David Bennett.
 18. I'm a metallurgy and corrosion specialist. I work
 19. as a consultant to the mill. I'm also the
 20. industry liaison to the API 579-1, ASME FFS-1,
 21. post construction code.

22. CHAIRMAN MORELOCK: Any other
 23. questions or comments?

24. MR. BAUGHMAN: Yes.

25. CHAIRMAN MORELOCK: Go right ahead.

1. MR. BAUGHMAN: Under training,
 2. Utilities Department Training Summary, 11.14 --
 3. and this is not on the -- this is not the
 4. addendum, so this may not -- since you've got the
 5. addendum here, this may not hold forth. So the
 6. addendum on 8.32 is the update to 11.14?

7. MR. SNEED: That is correct.

8. MR. NEVILLE: It is.

9. MR. BAUGHMAN: Good. Yeah, because
 10. I was just going through and looking at the
 11. waivers or DQs and the number of waivers or DQs
 12. that were itemized previously versus what's on
 13. there presently. And so that's pretty good. What
 14. I'm looking at as I'm going through this, though,
 15. is -- explain to me kind of what I'm looking at on
 16. this training grid. As I look at crew leaders,
 17. I'm looking at training. And so explain to me
 18. what I'm looking at from A, B, C, and D,
 19. through -- David down through Gary.

20. MR. SANDERS: Yeah, the date you
 21. see on the table is the date they were originally
 22. qualified for that position.

23. MR. BAUGHMAN: The date on the
 24. left-hand side or the far right? I guess it would
 25. be the far right.

1. MR. SANDERS: Oh, the far right on
 2. the department seniority and plant seniority?

3. MR. WHITE: No. He's in the big --
 4. are you in the small binder we handed out?

5. MR. BAUGHMAN: Yes, sir, I'm on the
 6. small binder. So let's just say where it says
 7. David Kilgore, crew leader, 11/30/2012. And then
 8. it says 1st Assistant, 5/3/99. Is that when he
 9. first --

10. MR. SNEED: That's when he
 11. qualified for that position.

12. MR. BAUGHMAN: -- qualified for
 13. that position?

14. MR. SANDERS: So he qualified for
 15. the 1st Assistant on 5/3/99, and then he qualified
 16. for crew leader on 11/30/2012.

17. MR. BAUGHMAN: Okay. So what I'm
 18. looking at is, going through there, these folks,
 19. as they've come through, some of them go back --
 20. Gary Kinsler came on in 1999. What's the updated
 21. training that gets to be involved in here?

22. Because I'm interested to know the further
 23. training that these folks are encountering.

24. MR. SANDERS: So every three years
 25. they go back through a recertification process

1. where they train on job-specific tasks. And then
 2. every year they review the emergency SOPs and --
 3. MR. SNEED: Those are on the next
 4. page. A snapshot of that is on the next page of
 5. all the SOPs that they have to be trained and
 6. qualified on.

7. MR. WHITE: They have to do the
 8. emergency SOPs annually, and then every three
 9. years, they have to do the emergency SOPs, the
 10. standard SOPs, as well as a recertification of the
 11. position. Now, that's just for the people around
 12. the recovery board. That's the crew leader, 1st
 13. assistant, and 3rd assistant.

14. MR. SNEED: And, David, you're not
 15. going to see Gary's name on there, I don't think,
 16. only because this is just a snapshot.

17. MR. NEVILLE: That's a snapshot of
 18. that.

19. MR. SNEED: I have all 56 pages in
 20. this that shows every single person, and they're
 21. all complete, for this training.

22. MR. BAUGHMAN: Very good. Thank
 23. you for that explanation, because that's --

24. MR. SNEED: I thought that's where
 25. you were going.

1. MR. BAUGHMAN: Thank you.
2. MR. SNEED: Even though we believe
3. in printing a lot of paper.
4. CHAIRMAN MORELOCK: Okay. I've got
5. a quick question on page 2.89R, which is part of
6. the FM Global Risk Report under Tab 2. It says in
7. the second paragraph that "The mill is in the
8. midst of a recovery boiler steaming rate
9. increase." And so you are showing in the
10. addendum, going from 545 to 565, the FM Global
11. Report states the steaming rate will be increased
12. from 580 to 560.
13. MR. SNEED: I can explain that.
14. CHAIRMAN MORELOCK: Okay.
15. MR. SNEED: So earlier this year,
16. we had Andritz, who did our previous circulation
17. study on the boiler, continue their study. And
18. what we asked them to do was look at the boiler
19. from a circulation standpoint and tell us what the
20. achievable steaming rate would be without any
21. capital upgrades.
22. CHAIRMAN MORELOCK: Okay.
23. MR. SNEED: So they came back to us
24. and said that 600,000 pounds per hour would be our
25. max steaming rate that the boiler would be

1. qualified to run at. Essentially that's
2. circulation and steam valve relief capacity, which
3. we are above 600,000.
4. The 580 that's in the FM Global
5. Report is a typo. It technically doesn't even
6. need to be there. It needs to just say the 600,
7. from 545 to 600. And I do see the confusion
8. there. It makes sense.
9. CHAIRMAN MORELOCK: Okay.
10. MR. SNEED: But we've actually
11. limited that down. We don't run anywhere near 600
12. because we don't have the air capacity. There's
13. more airports that would need to be put in to run
14. that at a continuous rate, and we did not want to
15. invest capital money at the time.
16. CHAIRMAN MORELOCK: Okay. Down
17. there at the bottom of the same page, it states
18. that your paper machine, you're going to have it
19. down May of 2017 to replace some bolts. What
20. status will the recovery boiler be in during that
21. paper machine shutdown?
22. MR. SNEED: Well, the plan,
23. best-case scenario, would be to keep it hot,
24. because we don't want to thermally take it from
25. hot to cold. So that is the plan.

1. CHAIRMAN MORELOCK: Okay. All
2. right. Any other questions or comments?
3. MR. SNEED: And, too, to say, if we
4. do have to take it down cold, we would still like
5. to have the economical impact of not having to do
6. the internal inspection.
7. CHAIRMAN MORELOCK: To open it up?
8. Okay.
9. MR. SNEED: Because if we went with
10. the 18-month inspection and went down in October,
11. then it would still be a full-mill shutdown with
12. being a one-line mill. And corporate has changed
13. our outage to May, so we can't just go down to May
14. and October.
15. CHAIRMAN MORELOCK: Any other
16. comments?
17. MR. BENNETT: If I may, just a
18. little context. Industry-wide, this move to go
19. from one-year to two-year outages on these units
20. is fully under way. Many boilers in the industry
21. of the craft, the more dangerous versions are
22. already on two-year main outage cycles. This is
23. really more of a bureaucratic challenge for us to
24. get the permits and everything properly organized.
25. There hasn't been any perceived risk industry-wide

1. of, "Oh, we shouldn't let them do that." It's
2. quite accepted in the industry to be on these
3. two-year main outage cycles.
4. CHAIRMAN MORELOCK: Well, and kudos
5. to Domtar. They did their homework two years ago,
6. because they came to us and they had 39
7. jurisdictions that already permit extensions of
8. boiler internal inspection frequencies. So they
9. brought that to us. And we do realize that. We
10. are seeing that.
11. It goes back to what Dave said,
12. though, is -- you know, our main concern is public
13. safety, so we're going to push hard, and you prove
14. your point and we're fine. So, you know, we've
15. done our due diligence and you've done your due
16. diligence, and that way the public is safe.
17. MR. BAUGHMAN: Does the VA fall --
18. and I apologize, because I hadn't gotten to the
19. point of reading up on the VA to that extent. But
20. how does the VA fall within this inspection?
21. MR. SNEED: So the VA, per
22. guidelines, is on a one-to-three year inspection
23. interval. And if it -- in its previous
24. inspection, if there were any issues found, then
25. you increase that frequency to go to the one year.

Page 105

1. But if there were no issues found, then you were
2. able to go to the two or three years.
3. MR. BAUGHMAN: And what schedule
4. are we in right now with it?
5. MR. SNEED: Well, we inspected it
6. in 2016 and had no findings. So at least two
7. years. But we could possibly go three.
8. CHAIRMAN MORELOCK: But now your VA
9. is an unfired pressure vessel, right?
10. MR. SNEED: I'm not sure what
11. you're --
12. MR. BENNETT: Yes.
13. MR. SNEED: It's unfired, yeah.
14. It's not --
15. CHAIRMAN MORELOCK: So, by law, it
16. would be a two-year internal, by the State of
17. Tennessee.
18. MR. SNEED: So we've done it in the
19. past, a once-a-year internal --
20. CHAIRMAN MORELOCK: Okay.
21. MR. SNEED: -- with UT and MT
22. inside. Not as frequent, but we have done an
23. internal, taking the heads off every year.
24. CHAIRMAN MORELOCK: Yeah. Okay.
25. MR. BAUGHMAN: So we have no -- in

Page 106

1. other words, what we've clarified there is it
2. can't go three years. It's got to be --
3. CHAIRMAN MORELOCK: Not without an
4. RBI program like you've seen Valero and Wacker
5. present.
6. MR. BENNETT: And we do that on
7. a -- any -- we are constrained by the state rule.
8. We would -- RBI would say --
9. CHAIRMAN MORELOCK: Well, and
10. that's up to you. We're not going to tell you
11. what to do about that.
12. MR. BENNETT: Right. We understand
13. that.
14. MR. BAUGHMAN: The other boiler --
15. I know this is outside the realm of what we're
16. discussing, but the other boiler is not part of
17. this.
18. MR. SNEED: That's correct.
19. MR. BAUGHMAN: And is there any
20. thoughts of that? Or is it going to be status
21. quo, still, once a year?
22. MR. SNEED: It will still be once a
23. year.
24. MR. BAUGHMAN: Okay. Thank you.
25. MR. SNEED: It's a completely

Page 107

1. different-fired unit. It's not -- it's a -- it's
2. a power boiler. We burn what we call hog fuel.
3. It's not a recovery boiler.
4. MR. BENNETT: Different damage
5. mechanisms, different challenges of managing the
6. grate and all those kinds of things that don't
7. allow us to think of these extended outages.
8. MR. SNEED: We can run without the
9. hog fuel boiler in operation. We can run the rest
10. of the mill.
11. MR. BAUGHMAN: But when the DA goes
12. down, is that a single DA for both, or it's
13. separate DAs?
14. MR. SNEED: They're not even close.
15. MR. BAUGHMAN: Good. Very good.
16. Thank you.
17. MR. SNEED: You're welcome.
18. CHAIRMAN MORELOCK: Anything else?
19. (No verbal response.)
20. CHAIRMAN MORELOCK: Hearing none,
21. I'm going to call the question. All in favor say
22. "aye."
23. (Affirmative response.)
24. CHAIRMAN MORELOCK: Opposed?
25. (No verbal response.)

Page 108

1. CHAIRMAN MORELOCK: Abstentions?
2. (No verbal response.)
3. CHAIRMAN MORELOCK: Not voting?
4. (No verbal response.)
5. CHAIRMAN MORELOCK: You have a
6. two-year extension for internal inspection based
7. upon addressing any comments with the board and a
8. successful site visit by the boiler unit of the
9. State of Tennessee.
10. Thank you, gentlemen.
11. MR. SNEED: Thank you. Is there
12. any follow-up comments? I know we had some last
13. time, but is there any one that we need to
14. address, as far as the manual goes, that we need
15. to get answers to you on? I didn't recall writing
16. any down, so ...
17. CHAIRMAN MORELOCK: I don't know of
18. anything specific. But just like Carlene said, it
19. would be in your best interest to just kind of go
20. over all the discussion and make sure there's not
21. been anything left out.
22. MR. SNEED: Okay.
23. CHAIRMAN MORELOCK: And it will be
24. public, on online, in a couple of weeks.
25. MR. SNEED: Thank you.

Page 109

1. CHAIRMAN MORELOCK: Thank you.
2. Okay. So that concludes our action
3. items, new business. That takes us to Item 8,
4. which is Open Discussion Items. And our first
5. item is "Job description for Boiler Inspector 4,"
6. which would be the chief inspector.
7. At the last meeting, the board was
8. provided a job description, and I think we made
9. some recommendations where it said to correct the
10. name of the National Board of Boiler and Pressure
11. Vessel Inspector. That's what comes to mind. And
12. I think you-all were going to make some
13. corrections to that, and that's about it, right?
14. MS. JEFFERSON: Yes. Did you see a
15. copy of the new --
16. CHAIRMAN MORELOCK: I have not seen
17. a copy of the new ones.
18. MS. BENNETT: It's in your book,
19. your notebook.
20. CHAIRMAN MORELOCK: Okay.
21. MS. JEFFERSON: Chairman, you'll
22. see at the very top -- unit board members, you'll
23. see at the very top it says Class Title Boiler
24. Inspector 4, because that's the actual class
25. title. Our working title is Chief Boiler

Page 110

1. Inspector.
2. CHAIRMAN MORELOCK: Okay.
3. MS. JEFFERSON: Under "Minimum
4. qualifications," you'll see where that has been
5. revised from ten years to five years. After
6. surveying other states and talking with other
7. chief boiler inspectors, we found that five years
8. was more reasonable based on all the other states'
9. information.
10. And you'll see under "Other
11. requirements" that the applicant must possess a
12. valid commission issued by the Board of Boiler and
13. Pressure Vessel Inspectors.
14. CHAIRMAN MORELOCK: Are there any
15. questions from the board? This is an internal
16. policy to the Department of Labor and Workforce
17. Development, so there's no voted action for this.
18. But we can provide comments.
19. MS. JEFFERSON: And just to give
20. you-all a little bit of just feedback, I guess, as
21. to why that was changed. I think we talked about
22. it before. But originally, there was a ten-year
23. requirement in the law. We found it very
24. difficult to find and to hire -- recommend someone
25. with ten years' experience. We interviewed lots

Page 111

1. over an 18-month period. But if they had the
2. qualifications, then they weren't satisfied with
3. the salary, because, of course, the state
4. government salary is a lot more in the private
5. sector. So we ran into complications trying to
6. fill the position.
7. So that we wouldn't be bound by state
8. law, it was recommended that we change that and
9. remove that from state law and handle it
10. internally.
11. CHAIRMAN MORELOCK: Okay.
12. MR. HARGROVE: Based on the
13. applicants that we did have, was there a
14. significant number that would meet this new
15. requirement, meaning less than five years or
16. five years -- five to ten, I guess?
17. MS. JEFFERSON: Well, actually,
18. five years is what it requires now. That's the
19. minimum now. And I think we would be better off,
20. yes. I think we would be in a better position.
21. Of course Sam is our chief, and so we hope to have
22. him for a while and we don't have to worry about
23. that.
24. MR. BAUGHMAN: I may be missing it
25. in here, reviewing this, Kim, but is there a test

Page 112

1. administered, as there is with anybody --
2. MS. JEFFERSON: No. If you take a
3. look at others' requirements, examination methods,
4. examination experience are 100 percent, but
5. there's no test. We basically rely on the
6. National Board of Boiler and Pressure Vessel
7. inspection just to ensure that they're
8. commissioned.
9. CHAIRMAN MORELOCK: The commission
10. exam is their test.
11. MR. BAUGHMAN: Very good.
12. CHAIRMAN MORELOCK: Any other
13. comments or questions?
14. (No verbal response.)
15. CHAIRMAN MORELOCK: Okay. Thank
16. you for presenting that.
17. All right. Our next item is
18. recommendations for -- we still have two vacant --
19. well, with Eugene's departure from the board,
20. resigning from the board, we do have vacancies.
21. One for the international boilermaker
22. representative and the insurance representative.
23. We have received three qualified applicants for
24. the insurance representative, but we only have one
25. for the boilermaker labor representative. So if

1. you have recommendations, please let us know who
 2. they are so we can get those to the State and get
 3. those to the governor. We have to have three.
 4. MR. PISCHKE: Is there a deadline?
 5. MS. JEFFERSON: Yes. We're hoping
 6. to get that done by March, the end of March.
 7. MR. PISCHKE: Okay.
 8. MS. JEFFERSON: And what we've
 9. done, as far as the insurance representatives, we
 10. had three and we received one additional last
 11. week, so we have a total of four. Of those, only
 12. two were Tennessee residents. So we've been asked
 13. to actually obtain one more. I think we need one
 14. more so that we can submit three Tennessee
 15. residents to the governor's office. That's for
 16. the insurance representative's position.
 17. As far as the international
 18. boilermaker representative, I've asked Sam to take
 19. a look at the information that we received within
 20. the department that we received during the time of
 21. the -- during the interview process. We received
 22. a list of applicants, and some were a part of
 23. boilermaker -- the boilermaker industry. And so
 24. he's going to take a look at that to determine if
 25. we can receive three applications and resumes

1. based on that information. But, of course, if
 2. you-all know someone, then we would ask you-all to
 3. submit that information to Carlene so it can be
 4. submitted.
 5. CHAIRMAN MORELOCK: Okay. So
 6. there's where we're at with that, so if you have
 7. any names, let us know.
 8. MR. BAUGHMAN: Let me ask you, just
 9. so I have a clarification, because I don't know.
 10. I'll ask if I don't know. What is a qualification
 11. of an international boilermaker representative?
 12. That's labor union? A union -- just the
 13. clarification on the definition of who it is we
 14. can recommend.
 15. MS. JEFFERSON: Dan's looking at
 16. the law.
 17. CHAIRMAN MORELOCK: Well, I mean,
 18. historically, that's what it's been.
 19. MR. BAILEY: It says one shall be a
 20. representative of the boilermakers or practical
 21. steam operating engineers.
 22. CHAIRMAN MORELOCK: It's
 23. representing labor -- organized labor involved
 24. with pressure equipment. Would that be a fair
 25. statement?

1. MR. BAILEY: I think it is, yes.
 2. MR. PISCHKE: Do they have to be
 3. actively working in the industry at the time, or
 4. can it be somebody that's retired or recently
 5. retired, or do they have to ...
 6. MR. BAILEY: Well, the statute is
 7. kind of silent on that. It just says that one
 8. will be a representative of the boilermakers or
 9. practical steam operating engineers. Whether
 10. that's a retired representative -- it really
 11. doesn't say one way or the other.
 12. CHAIRMAN MORELOCK: Okay.
 13. Mr. Toth?
 14. MR. TOTH: I, maybe, can add a
 15. little bit to that. This goes in line with the
 16. National Board of Boiler Pressure Vessel
 17. Inspectors that pretty much has the same
 18. stipulation in place. However, they extend it off
 19. to a pipe fitters union, boilermakers union,
 20. unions that cover boiler operators also.
 21. To say that it needs to be active or
 22. not, I can tell you from my experience that
 23. appointment comes from whatever body they belong
 24. to, so, therefore, in the past, we've had the
 25. actual boilermakers union appoint an individual

1. and then they are accepted by the governor's
 2. office. So if that helps you in any way.
 3. CHAIRMAN MORELOCK: Okay.
 4. MR. BAUGHMAN: But it can extend
 5. past the boilermakers union to the pipe fitters
 6. and so forth.
 7. MR. TOTH: Absolutely. As what was
 8. read from the statute. And just -- historically
 9. it's been boilermakers, but it didn't need to be,
 10. necessarily. It just had to be within the
 11. environment.
 12. MR. BAUGHMAN: Great. Well, that
 13. expands it a little bit.
 14. CHAIRMAN MORELOCK: Okay. Good.
 15. MR. BAUGHMAN: Thanks, Marty.
 16. CHAIRMAN MORELOCK: Any other
 17. questions or comments?
 18. (No verbal response.)
 19. CHAIRMAN MORELOCK: Okay. We need
 20. those by the end of March.
 21. Okay. Our next discussion item is
 22. Rennai. And the only information I have is
 23. concerning the three-foot clearance and -- I don't
 24. know if that's the board's interpretation from
 25. 2007 that discusses the one and a half foot for

Page 117

1. certain devices with 400,000 BTUs or less. So who
2. is here to speak about that?
3. (No verbal response.).
4. CHAIRMAN MORELOCK: Nobody?
5. (No verbal response.)
6. CHAIRMAN MORELOCK: All right.
7. We'll put it on the table and bring it back in
8. June.
9. All right. Moving along.
10. MR. TOTH: Mr. Chairman?
11. CHAIRMAN MORELOCK: Yes.
12. MR. TOTH: I might add, just the
13. discussion that we had in recess, I just wanted to
14. make sure it's noted that the past board cases and
15. interpretations are not currently presiding on the
16. State's website, and I think it's critical that
17. those be put back on as soon as possible.
18. CHAIRMAN MORELOCK: And just so you
19. know, the boiler unit has done a great job of --
20. up until last week, the interpretations went up
21. through 2007. So we had a deficit between 2007
22. and today. And they've done a good job of
23. catching that up. But then, when it was put up,
24. the old document was removed and both of them
25. should have stayed so you would have the whole

Page 118

1. picture.
2. And so they'll work to get that
3. rectified, may clean up the new ones a little bit,
4. because it was just a list. So that's ongoing and
5. we'll get that straightened out.
6. MR. TOTH: Thank you.
7. CHAIRMAN MORELOCK: But I do want
8. to thank the boiler unit for getting that done.
9. That was a little bit of work and we appreciate
10. their efforts to get that done, so very good.
11. I do want to thank Mr. Bailey for the
12. next item. We had a typo when we issued the
13. revised Tennessee Rule 800-3-3. In the
14. calculation for existing pressure vessels, it
15. referenced PG-27, which is actually a Section 1
16. reference. It should have been UG-27. Mr. Bailey
17. was successful in getting that typo actually
18. corrected. So it's completed. He sent us letters
19. stating that that's been done, so we can take that
20. off the list. So that's the good job.
21. Thank you, Mr. Bailey, for that.
22. MR. BAILEY: Thank you.
23. CHAIRMAN MORELOCK: The next item
24. on the list is we had looked at a proposed
25. revision to Tennessee Code Annotated 68-122-109(a)

Page 119

1. due to changes in how the National Board of
2. Commissioning Exam is given. And we discussed
3. this at the last meeting, and Mr. Toth made a
4. great suggestion, that -- if you look in our
5. recently revised rules, this is already addressed.
6. And so he suggested, since the legislative process
7. is a little onerous to get through, the board can
8. submit an interpretation or hear an interpretation
9. related to Rule 800-3-3. So what I have here is
10. that. And so I'm going to pass this around.
11. And we don't have to take action on
12. this today because this is a discussion item, but
13. I'll just briefly talk about it because our time
14. is getting short. But basically, what is in
15. 800-3-3.06 for inspector qualifications, and
16. specifically paragraph 3, the examination for
17. certificate of competency, it now states that
18. unless other arrangements are made, the
19. examination for inspectors certificate of
20. competency shall be held in conjunction with a
21. quarterly meeting of the board at such locations
22. as it designates -- it gives a reference to
23. NB411 -- or at an Applied Measurements
24. Professional, AMP, location or during the last day
25. of the National Board In-service Commission

Page 120

1. two-week course. So that is what we are doing
2. today.
3. And so what you have before you is --
4. I will have Carlene put this on our June agenda as
5. an action item to basically request an
6. interpretation to say -- Inquiry 1 would be, are
7. the examination requirements for the certificate
8. of competency in Tennessee Rule 800-03-03.06,
9. inspector qualifications, paragraph 3(a), correct
10. and current with the requirements of NB263RCI-1,
11. rules for commission inspectors, part 2,
12. commission and endorsement examinations?
13. The reply to that would be yes.
14. Inquiry 2 would be are the
15. requirements in Tennessee Code Annotated
16. 68-122-109(a) examinations for chief deputy or
17. special inspectors correct and current with the
18. requirements of NB263?
19. And the reply to that would be no.
20. Tennessee Code Annotated 68-122(a),
21. examinations for chief deputy and special
22. inspectors should be revised. And then we provide
23. background information for the reasons for that.
24. And basically, the reason for the requested change
25. would be these changes to the Tennessee Code

1. Annotated are needed due to the changes in how the
 2. National Board Commission exam is provided. The
 3. exam no longer only provided by at least two
 4. Tennessee Board of Boiler Rules members at the
 5. jurisdiction, but is provided at the jurisdiction
 6. by the boiler unit and also provided on demand
 7. locations; for example, Applied Measurements
 8. Professionals, or AMP, and also administered by
 9. the National Board on the last day of the National
 10. Board Commission course.

11. And that's a lot of information to
 12. throw at you, so we'll get that out and you can
 13. review that. But I would like for that to be an
 14. action item on the June agenda.

15. Do you have any questions right off
 16. the bat about that?

17. (No verbal response.)

18. CHAIRMAN MORELOCK: Thank you,
 19. Martin, for the suggestion. It was a good one.

20. Okay. Our next item is Mr. Baughman
 21. is going to give us an update regarding formation
 22. of the committee to make recommendations on boiler
 23. training. And like I stated at the beginning,
 24. during the approval of the minutes, the Tennessee
 25. board did vote that action in September 2016, but

1. make sure that we do due diligence on this, and
 2. it's certainly not going to happen in a short
 3. period of time.

4. We're at least now getting the ball
 5. rolling to have these discussions, and one of the
 6. things that's coming about is the realization that
 7. this can have such an impact and be one of the
 8. most important things that we do to affect public
 9. safety that the public will never know about. And
 10. that's a pretty awesome thing to be involved with.

11. But to think that my wonderful
 12. 89-year-old mom, who still drives, which is of a
 13. concern, can operate a boiler if so qualified by
 14. the owner. And that's a scary proposition. So
 15. being that we're now even within the point of
 16. having discussion on this is pretty exciting in my
 17. mind.

18. But Jesse, for one, started off with
 19. an apology because of things of nature and life
 20. that didn't allow this to move as quickly as he
 21. would like. And no apologies necessary, that this
 22. will all come about in the time that it's supposed
 23. to. But know that we are investigating the other
 24. states first so that we get a good overview of
 25. what else is out there in the industry. And that

1. we still do not have a charter or a scope for this
 2. committee.

3. So Mr. Baughman?

4. MR. BAUGHMAN: Yeah. The update on
 5. this is that it's a very slow work in progress,
 6. being that Mr. Smith, Jesse Smith, deputy boiler
 7. inspector, has been spearheading this, getting it
 8. together. And along with work and life, this
 9. moves along at a slow pace. But what Jesse has
 10. done is he's looked into other states that have
 11. boiler operator requirements or training
 12. requirements. Not so much just, even,
 13. certification, but any state that has a
 14. requirement for training and/or certification.
 15. And then he's asking for input, especially from
 16. the boots-on-the-ground people, other inspectors
 17. within the state, others within the industry, and
 18. then expanding upon that so that we've got
 19. information to bring back and start analyzing and
 20. having discussion on it. We want to have this as
 21. a continuing open discussion. But it takes
 22. multiple people to bring these ideas to the table,
 23. to bring -- to be able to form this in a manner
 24. that can then be brought before the State and
 25. proposed in whatever form or fashion. We want to

1. will help us formulate what we're going to present
 2. down the road.

3. CHAIRMAN MORELOCK: Okay. Any
 4. questions or comments?

5. MR. GROSS: (Indicating.)

6. CHAIRMAN MORELOCK: Yes?

7. MR. GROSS: Jeremy Gross from
 8. Valero.

9. Dave, have you talked to Shelby
 10. County? Their boiler operators have to have a
 11. boiler's license and take an exam and go through
 12. that process.

13. MR. BAUGHMAN: We have. Shelby
 14. County, Arkansas, Minnesota, Texas, Michigan --
 15. but Shelby County has been one -- just for the
 16. purpose of conversation -- Shelby County was
 17. looking to rescind their requirements. And the
 18. reason being, the rest of the state doesn't have
 19. one. So by having some communication with them,
 20. and that got taken off of the table.

21. But I thought, "Wow, people are
 22. actually looking at how the rest of the state
 23. transacts its training requirements and -- so
 24. yeah. But it's kind of a long answer to a short
 25. question.

Page 125

1. MR. TOTH: Marty Toth.
2. One of the things -- I think this is
3. a wonderful idea. This is something that we
4. looked at a number of years back, as Brian alluded
5. to, and Deborah was there, too. The biggest
6. concern that you're going to have, and the support
7. has got to come from above, is the blow-back that
8. you're going to get from constituents of the
9. legislature. That was one of the reasons why I
10. had to pick between two. One was an installation
11. permit, and the other was boiler operator. And I
12. chose to fight this battle and earn the
13. installation permits when approved. It was
14. because of that very thing. And so getting that
15. support is going to be critical, moving forward,
16. to put something into place.
17. MR. BAUGHMAN: And I agree
18. wholeheartedly, especially when you start looking
19. at dollars and numbers. I mean, it makes sense,
20. though, because we're here for public safety.
21. That's our main charge. And you've got to
22. understand the economic equations of the impacts
23. of what that -- how that comes into play. But if
24. you present this in discussion to Representative
25. Harper, any of the representatives, and let them

Page 126

1. know that with the training that they've got or
2. with the abilities that they have, that they can
3. operate a boiler, then it starts putting things in
4. perspective and we can work through the money end
5. of things.
6. And I think that with that input and
7. with that understanding of what we're presenting,
8. that we've got to be cognizant of what we're
9. bringing to the table to make sure that -- it
10. might not have all the meat and potatoes on the
11. front end, but I think that what we're doing is
12. laying the groundwork that we can build upon to
13. keep it moving. But just having anything in place
14. is going to be a step above where we're at.
15. MS. JEFFERSON: And, Chairman, if I
16. might, at one of the other board meetings we
17. mentioned that in order for the department to
18. submit legislative recommendations and in order
19. for you also to submit those recommendations for
20. the next year, we have to have that information
21. between May and June.
22. CHAIRMAN MORELOCK: Right.
23. MS. JEFFERSON: So I just wanted to
24. remind you-all, because we're into March now, and
25. we'll need to have that information, by the

Page 127

1. latest, the end of June so we can pass that on to
2. our legislative liaison so the department can
3. decide if that's something that they want to
4. pursue.
5. MR. BAUGHMAN: And just off -- to
6. extend upon that, I don't believe there's going to
7. be anything being presented this go-around.
8. CHAIRMAN MORELOCK: So with that
9. said, do you want me to go ahead and submit my
10. marked-up copy of 68-122-109(a) that we're also
11. going to chase as an interpretation as well?
12. MS. JEFFERSON: Yes.
13. CHAIRMAN MORELOCK: Okay. I'll
14. make sure the board members have an opportunity to
15. review that mark-up one more time, and we'll have
16. that to you before June.
17. MS. JEFFERSON: Thank you.
18. CHAIRMAN MORELOCK: Okay.
19. MR. TOTH: (Indicating.)
20. CHAIRMAN MORELOCK: Yes?
21. MR. TOTH: Is there a reason why
22. that the boiler operator requirements couldn't go
23. through rules and regulations versus the statute?
24. MS. JEFFERSON: It depends on what
25. the current law says.

Page 128

1. MR. BAILEY: Currently it's in the
2. statute, so ...
3. MR. TOTH: For a boiler operator?
4. It's in the statute, or is it in the rules and
5. regulations?
6. MR. BAILEY: I believe it's in the
7. statute.
8. MR. TOTH: And I'm sorry to put you
9. on the spot, but that's just one thing you may
10. want to look into, is --
11. MS. JEFFERSON: Yes. If it's
12. pertaining to a current rule, then it will go
13. through the rulemaking process. But if it's
14. pertaining to a law, then it has to go through
15. legislation.
16. MR. TOTH: Absolutely. And it's
17. been a while since I've dove into 68-122, so that
18. may be one avenue you want to look at.
19. CHAIRMAN MORELOCK: Well, I'm
20. pretty certain there's no requirements for boiler
21. operators in Rule 800-3-3.
22. MR. TOTH: I am too, but, you know,
23. like I said, it's been a while.
24. CHAIRMAN MORELOCK: Because I just
25. spent way too much time reorganizing that, so I'm

Page 129

1. pretty sure it's not in there.
2. Okay. Moving on to Item 9, there are
3. no board cases and interpretations.
4. And Item 10 is the next board meeting
5. will be June 14th, 2017 right here at the
6. Department of Labor and Workforce Development.
7. And our last item is Item 11. And
8. before we adjourn, I did want to say a big thank
9. you to Cassandra and all those who take our
10. minutes. And I especially appreciate the
11. condensed version that you're sending out with --
12. basically, you have four pages on a page, so
13. instead of having something that's 200 pages, this
14. is manageable. So it's easy to read. I certainly
15. encourage everybody to go out and look on this
16. online. It captures all of my poor East Tennessee
17. English and everything, so it's at least funny to
18. read. But it's also got a lot of good information
19. in it, so Cassandra, thank you. We really do
20. appreciate you doing that.
21. THE REPORTER: Thank you.
22. CHAIRMAN MORELOCK: Anything else?
23. (No verbal response.)
24. CHAIRMAN MORELOCK: Hearing none,
25. I'm going to call this meeting adjourned.

Page 130

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2. END OF THE PROCEEDINGS.
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Page 131

1. CERTIFICATE
2. STATE OF TENNESSEE)
3. COUNTY OF WILLIAMSON)
4. I, Cassandra M. Beiling, a Notary Public
5. in the State of Tennessee, do hereby
6. certify:
- 7.
8. That the within is a true and accurate
9. transcript of the proceedings taken before
10. the Board and the Chief Inspector or the
11. Chief Inspector's Designee, Tennessee
12. Department of Labor & Workforce Development,
13. Division of Workplace Regulations and
14. Compliance, Boiler Unit, on the 15th day of
15. March, 2017.
- 16.
17. I further certify that I am not related to
18. any of the parties to this action, by blood
19. or marriage, and that I am in no way
20. interested in the outcome of this matter.
- 21.
22. IN WITNESS WHEREOF, I have hereunto set my
23. hand this 15th day of April, 2017.
- 24.
- 25.

Page 132

1. Cassandra M. Beiling, CCR, LCR# 371
2. Notary Public State at Large
3. My commission expires: 3/15/2020
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<p style="text-align: center;">A</p> <p>a-1 43:4 a6 10:3 abilities 126:2 able 30:20 54:4 95:24 105:2 122:23 above 32:12 61:2 75:5 102:3 125:7 126:14 absolutely 15:9 116:7 128:16 abstention 15:11 abstentions 11:16 13:10 24:2 32:24 39:15 64:12 108:1 accept 10:25 11:1 12:2 12:3 20:2 20:4 23:22 27:15 27:22 27:24 36:17 39:3 44:1 79:23 87:15 accepted 104:2 116:1 access 56:6 56:12 83:2 83:7 accessible 4:22 accordance 4:4 19:15 accountable 84:2 accurate 82:8 131:8 achievable 101:20 across 85:9 85:9 86:2 action 109:2 110:17 119:11 120:5 121:14 121:25 131:18 actions 6:18 active 16:8 115:21 actively 115:3 activities 16:17 17:4 18:14 19:4 activity 18:7 actual 22:25 26:25 30:10 81:18 109:24 115:25 actually 28:11 41:23 54:11 59:5 59:9 59:10 60:10 75:14 87:11 102:10</p>	111:17 113:13 118:15 118:17 124:22 add 88:21 115:14 117:12 added 16:12 89:19 addenda 73:3 addendum 73:5 73:24 74:9 88:9 98:4 98:5 98:6 101:10 adding 67:22 69:15 addition 96:3 additional 113:10 additions 11:7 address 108:14 addressed 73:7 119:5 addressing 85:2 108:7 adjourn 129:8 adjourned 129:25 adjournment 5:7 adjustments 72:7 administered 4:9 4:13 4:14 112:1 121:8 administration 17:15 administrator 2:12 9:6 adoption 3:11 10:24 affect 85:9 85:10 90:8 90:16 91:5 123:8 affected 78:4 affiliate 41:25 affirmative 11:13 13:7 23:24 32:21 39:12 107:23 after 47:10 77:21 80:8 87:14 92:12 110:5 afternoon 46:16 again 22:7 30:7 30:7 31:17 55:8 55:13 55:17 59:10 65:18 72:21 83:11 96:16	against 64:15 96:1 agenda 3:11 8:6 10:23 10:24 10:25 11:2 11:8 11:21 14:15 14:19 35:8 41:12 67:7 120:4 121:14 agendas 10:21 ago 24:25 34:6 38:6 104:5 agree 31:14 81:5 125:17 agreeing 76:10 ahead 97:25 127:9 air 6:25 80:12 86:6 93:24 102:12 airports 102:13 alarm 46:11 47:5 47:14 47:15 47:18 47:20 47:25 48:3 48:12 48:17 49:2 49:5 49:13 50:14 50:15 54:25 59:8 59:17 59:25 60:9 60:14 alarms 50:13 50:20 all 5:24 6:15 10:20 11:11 11:12 13:5 15:13 23:21 23:22 26:7 29:25 30:1 32:19 36:14 36:18 36:21 38:24 39:9 39:10 41:1 42:4 42:21 43:24 51:2 51:5 53:5 53:8 54:14 54:17 55:14 57:19 57:20 58:16 59:20 63:3 64:2 64:7 65:15 67:14 70:11 71:6 74:15 75:4 76:20 77:7 78:19 78:21 78:22 81:21 83:20 84:1 86:9 86:10 86:14 89:20 89:25 100:5 100:19 100:21 103:1 107:6 107:21 108:20 110:8 112:17 117:6 117:9 123:22 126:10	129:9 129:16 allow 37:2 107:7 123:20 allowable 4:3 allowance 26:22 79:5 allows 35:17 allude 55:24 alluded 125:4 almost 85:25 along 16:12 70:11 78:21 117:9 122:8 122:9 already 24:21 25:10 28:17 35:18 43:14 71:23 87:23 103:22 104:7 119:5 altepeter 10:2 10:2 alterations 36:21 altogether 69:25 always 58:2 america 3:3 24:10 amp 4:8 119:24 121:8 analyze 31:3 analyzing 122:19 andritz 101:16 angle 22:2 22:11 annotated 118:25 120:15 120:20 121:1 announcement 7:19 announcements 3:10 6:6 8:5 annual 97:7 annualized 27:10 annually 91:17 100:8 another 6:13 30:12 45:12 60:17 69:5 85:21 answer 29:15 38:19 54:4 124:24 answers 46:13 108:15 anybody 66:8 112:1 anything 13:3 64:4 79:1 86:21 107:18 108:18 108:21	126:13 127:7 129:22 anyway 72:2 85:16 anywhere 50:10 86:6 87:5 102:11 ao 10:4 api 20:24 23:7 23:8 26:11 97:20 api-based 23:6 api580 79:2 apologies 31:6 123:21 apologize 24:13 104:18 apology 123:19 appearances 2:1 appears 57:17 appendix 46:11 53:2 53:18 54:9 54:22 55:13 applicant 4:18 4:19 4:22 4:22 4:23 110:11 applicants 111:13 112:23 113:22 application 17:3 17:14 26:11 29:9 34:14 34:15 36:3 applications 28:9 113:25 applied 119:23 121:7 apply 34:16 34:19 appoint 115:25 appointment 4:18 115:23 appreciate 41:5 41:20 47:17 65:4 65:9 70:11 70:15 71:6 71:6 118:9 129:10 129:20 approaching 84:6 approval 3:12 11:22 17:7 17:16 22:17 65:14 75:18 76:24 121:24 approve 23:22 38:25 43:20 approved 12:17 13:15 36:19 66:1
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<p>68:9 70:8 71:23 125:13 approximately 25:5 26:9 29:11 april 37:25 38:1 76:11 131:23 area 6:22 22:8 29:11 47:11 63:24 83:4 83:13 97:15 97:16 areas 75:3 arkansas 124:14 around 47:12 49:24 87:1 95:23 97:15 100:11 119:10 arrangements 119:18 ask 7:4 20:14 21:5 21:12 31:4 38:19 63:13 72:23 96:23 114:2 114:8 114:10 asked 7:12 73:5 73:9 92:9 92:11 96:21 101:18 113:12 113:18 asking 122:15 asme 4:4 35:10 36:15 39:1 75:5 97:20 assessment 17:1 assigned 18:15 assistant 97:14 99:8 99:15 100:13 100:13 assume 28:5 38:15 62:9 64:1 assuming 62:10 attached 95:3 attachment 95:19 95:22 attachments 95:21 attend 54:23 attendant 46:11 47:5 56:14 57:14 attendants 51:1 attended 47:19 48:17 48:19 attention 37:15 audio 7:10 audit 16:25 17:18</p>	<p>17:21 audits 17:21 authorized 76:4 automatically 46:2 47:13 availability 49:11 available 47:6 avenue 128:18 average 21:7 21:8 42:15 avoid 82:24 aware 90:5 94:1 94:19 95:6 away 7:23 45:13 48:24 55:19 awesome 123:10 awfully 79:8 aye 11:12 23:23 32:20 39:11 64:8 64:9 64:11 107:22</p> <hr/> <p style="text-align: center;">B</p> <hr/> <p>back 10:21 12:15 21:13 24:16 29:14 30:11 38:17 40:9 40:17 43:7 43:15 44:24 52:6 55:1 55:10 60:8 63:6 65:16 65:18 67:5 67:7 68:13 68:20 69:9 69:19 72:19 72:23 73:2 73:3 79:2 79:20 80:13 81:21 84:23 88:24 92:20 95:16 99:19 99:25 101:23 104:11 117:7 117:17 122:19 125:4 background 120:23 backup 60:19 60:20 bad 43:17 83:23 87:22 badge 56:9 bailey 2:13 9:7 9:7 14:18 14:23 15:7 15:12 15:18 15:19 20:13 27:17 35:1 114:19 115:1 115:6 118:11 118:16</p>	<p>118:21 118:22 128:1 128:6 balancing 79:11 ball 123:4 bar 86:5 bars 85:24 base 22:25 based 15:23 16:6 16:7 19:9 19:22 22:18 23:7 23:15 26:10 29:8 30:14 64:17 64:19 76:21 77:8 81:6 81:12 82:15 89:14 108:6 110:8 111:12 114:1 baseline 25:19 26:4 29:24 30:20 basically 43:16 76:10 76:19 93:7 112:5 119:14 120:5 120:24 129:12 basing 68:17 basis 96:6 97:7 bat 121:16 battle 125:12 baughman 2:4 4:24 9:1 9:1 11:1 12:3 12:22 20:4 27:23 30:23 34:23 37:5 37:7 37:13 37:20 38:5 38:9 39:3 40:19 44:5 44:8 44:11 44:16 44:22 44:25 45:3 45:6 46:10 46:17 47:2 47:16 47:24 48:3 48:6 48:9 49:5 49:8 58:19 58:21 59:13 59:23 60:3 60:16 60:21 61:1 61:5 61:7 61:9 61:14 61:17 61:23 62:1 62:5 62:13 62:24 63:2 63:5 63:19 63:23 64:3 64:16 64:19 65:4 65:9 70:15 77:5 83:22 84:12 88:13 90:4 90:13 90:25 91:12 91:22 92:2 92:8</p>	<p>93:1 93:3 94:14 94:18 94:22 94:24 95:5 97:24 98:1 98:9 98:23 99:5 99:12 99:17 100:22 101:1 104:17 105:3 105:25 106:14 106:19 106:24 107:11 107:15 111:24 112:11 114:8 116:4 116:12 116:15 121:20 122:3 122:4 124:13 125:17 127:5 bc107 3:23 beam 22:2 22:12 bed 74:1 77:14 85:5 been 24:19 35:8 35:9 35:19 37:7 37:21 40:1 40:4 40:22 40:23 45:14 65:14 68:9 69:8 69:11 72:8 73:12 74:3 83:8 85:2 86:15 86:16 86:16 87:24 88:11 88:12 92:11 92:13 92:15 92:19 95:10 103:25 108:21 110:4 113:12 114:18 116:9 118:16 118:19 122:7 124:15 128:17 128:23 before 8:6 36:22 43:6 43:15 51:23 58:7 59:24 62:9 62:15 68:2 71:3 73:10 76:25 77:17 80:6 90:14 92:7 96:11 110:22 120:3 122:24 127:16 129:8 131:9 begin 8:9 beginning 22:22 49:21 121:23 begins 7:1 behave 88:8 beiling 1:22 10:18 131:4 132:1</p>	<p>being 6:6 19:17 30:20 36:16 43:6 47:3 47:17 48:13 48:17 48:19 58:25 59:24 95:7 103:12 122:6 123:15 124:18 127:7 believe 67:25 101:2 127:6 128:6 belong 115:23 below 17:5 19:9 19:24 59:18 benefit 29:20 75:17 benefits 56:1 bennett 2:15 8:16 8:16 9:19 9:19 9:20 67:19 70:20 71:2 77:20 81:23 82:2 83:18 85:12 87:25 88:3 88:18 89:6 89:10 92:24 93:4 94:20 95:1 97:17 97:17 103:17 105:12 106:6 106:12 107:4 109:18 best 14:25 108:19 best-case 102:23 better 111:19 111:20 between 26:19 36:2 42:14 45:20 82:7 91:8 117:21 125:10 126:21 beyond 30:13 81:20 big 42:2 77:20 86:20 87:19 93:16 93:17 93:24 99:3 129:8 biggest 125:5 bill 85:17 binder 74:21 77:11 99:4 99:6 bit 18:6 30:25 72:7 79:16 110:20 115:15 116:13 118:3 118:9 black 81:10 blasting 22:1 blew 94:1</p>
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<p>blind 84:9 blocked 6:25 blood 131:18 blow 86:18 blow-back 125:7 blow-down 59:5 blow-downs 50:12 blower 96:14 board 1:2 1:9 2:4 2:6 2:8 2:16 3:19 3:22 3:22 3:24 4:6 4:9 4:9 4:13 4:15 4:15 4:24 5:3 6:4 7:21 8:1 8:17 8:21 8:23 8:25 9:2 11:25 12:16 12:17 12:19 14:4 14:25 16:2 24:25 25:1 25:19 25:21 27:6 27:9 30:11 33:25 34:3 34:10 34:16 34:16 34:17 35:12 35:14 35:21 35:21 35:25 36:12 36:23 37:1 37:1 37:2 37:3 38:2 40:5 43:21 44:2 44:13 51:21 53:9 65:15 68:3 69:19 70:21 70:22 73:3 73:4 75:17 77:2 100:12 108:7 109:7 109:10 109:22 110:12 110:15 112:6 112:19 112:20 115:16 116:24 117:14 119:1 119:7 119:21 119:25 121:2 121:4 121:9 121:10 121:25 126:16 127:14 129:3 129:4 131:10 body 115:23 boiler 1:2 1:9 2:6 2:10 3:13 3:18 3:19 4:25 5:2 5:3 6:5 9:3 9:15 11:25 13:17 14:2 17:7 17:8 39:20 41:4 43:10 44:16 44:17 46:5</p>	<p>46:6 46:9 47:12 47:14 48:2 48:7 50:9 51:21 52:9 54:10 54:10 54:15 54:23 54:24 55:9 55:13 55:14 55:20 55:22 56:6 56:13 56:14 57:6 57:13 57:14 57:17 57:18 59:7 59:8 59:14 59:15 59:20 59:21 59:22 60:1 60:10 60:15 60:24 62:18 62:19 63:12 63:21 65:1 65:17 66:5 66:10 67:23 68:7 68:13 69:15 69:25 71:18 75:8 75:15 77:3 78:6 78:7 78:13 78:13 79:13 83:16 83:24 86:16 86:18 86:23 87:1 87:5 87:18 88:16 88:22 88:24 89:4 89:15 89:16 90:6 90:11 90:22 91:11 91:15 91:19 92:17 92:25 93:6 93:23 93:25 94:2 94:21 94:22 95:2 95:23 96:5 97:4 97:6 97:15 101:8 101:17 101:18 101:25 102:20 104:8 106:14 106:16 107:2 107:3 107:9 108:8 109:5 109:10 109:23 109:25 110:7 110:12 112:6 115:16 115:20 117:19 118:8 121:4 121:6 121:22 122:6 122:11 123:13 124:10 124:11 125:11 126:3 127:22 128:3 128:20 131:14 boilermaker 3:20 112:21 112:25 113:18 113:23 113:23 114:11</p>	<p>boilermakers 114:20 115:8 115:19 115:25 116:5 116:9 boilers 41:16 42:5 42:12 43:8 44:14 45:14 49:12 52:3 65:25 67:9 67:18 69:17 69:24 70:2 78:14 87:10 89:12 89:17 103:20 boiling 93:13 boisco 9:16 bolts 102:19 book 67:2 81:10 109:18 boom 93:17 boots 122:16 both 43:7 70:1 107:12 117:24 bottom 86:21 96:9 102:17 bound 30:3 111:7 bowers 10:16 10:16 box 77:20 brand 29:21 30:19 42:8 42:10 66:19 brandon 9:21 71:22 97:1 breadth 74:6 break 71:11 71:12 brian 2:2 8:22 44:8 91:1 125:4 brief 72:18 briefly 119:13 bright 58:13 bring 12:25 40:17 93:10 117:7 122:19 122:22 122:23 bringing 126:9 brings 79:16 brother 31:1 brought 12:18 104:9 122:24 btus 3:24 117:1 build 126:12 building 5:5 6:9 6:10 6:11 42:5 45:18 buildings 6:16</p>	<p>built 61:24 bureaucratic 103:23 burn 107:2 burst 93:17 business 3:14 3:16 14:16 14:16 15:21 109:3 button 60:1 60:9 87:1 buzzer 59:17 60:9 60:14 61:3 62:3</p> <hr/> <p style="text-align: center;">C</p> <hr/> <p>calculate 23:9 calculated 26:18 26:19 calculation 21:1 75:12 118:14 calculations 23:15 27:10 36:14 calculator 16:13 calendar 17:25 call 3:9 6:3 23:2 29:6 32:19 39:10 46:2 46:3 50:13 64:7 107:2 107:21 129:25 calls 45:13 46:13 came 71:24 84:17 99:20 101:23 104:6 candid 65:5 candidates 3:22 cannot 46:3 59:9 capability 46:4 capacity 24:20 24:21 102:2 102:12 capital 97:4 101:21 102:15 captured 18:21 captures 129:16 care 42:4 87:7 careful 6:23 90:3 carlene 2:15 8:15 8:16 108:18 114:3 120:4 case 4:18 6:14 37:1 cases 5:1 5:2 94:1 117:14 129:3 cassandra 1:22</p>	<p>7:12 8:10 10:18 129:9 129:19 131:4 132:1 catch 96:19 catching 117:23 cause 30:12 80:13 89:7 94:15 96:2 caused 89:1 causing 92:17 cautiously 78:9 cbex-p200s 42:16 ccr 1:22 132:1 cell 7:4 center 77:14 certain 28:20 117:1 128:20 certainly 6:25 12:1 31:14 79:25 123:2 129:14 certificate 30:5 43:7 43:15 119:17 119:19 120:7 certificates 34:8 certification 122:13 122:14 certify 131:6 131:17 chairman 2:2 4:5 6:2 8:8 8:22 10:20 11:3 11:6 11:11 11:14 11:16 11:18 11:20 12:5 12:8 12:12 12:14 13:5 13:8 13:10 13:12 13:14 14:11 14:14 14:18 14:22 15:5 15:9 15:13 15:16 15:20 20:1 20:5 20:8 20:13 20:15 20:19 21:3 23:5 23:13 23:18 23:21 23:25 24:2 24:4 24:6 24:9 27:13 27:18 27:21 28:1 29:19 31:7 31:23 32:1 32:10 32:15 32:18 32:22 32:24 33:1 33:3 33:6 33:22 34:20 34:24 35:2 35:5 36:5 36:8</p>
--	---	---	---	---

<p>37:6 37:18 37:22 38:10 38:13 38:21 38:24 39:5 39:9 39:13 39:15 39:17 39:19 40:7 40:10 40:12 40:16 41:8 41:11 41:14 43:11 43:19 43:24 44:6 44:10 50:21 50:24 52:5 52:24 53:13 54:6 54:13 54:22 55:8 56:5 56:10 56:19 56:25 57:4 57:9 57:23 58:9 58:12 58:16 58:20 60:7 62:12 63:17 64:4 64:6 64:10 64:12 64:14 64:17 65:13 65:21 65:24 66:4 66:9 66:13 66:17 66:20 66:25 67:5 67:10 67:16 67:20 67:22 68:4 68:12 68:19 69:4 69:7 69:13 69:18 70:1 70:6 70:13 70:20 71:1 71:8 71:15 72:1 72:13 72:16 73:13 73:16 73:19 75:16 76:1 76:8 77:7 81:16 81:25 90:9 90:17 91:6 91:14 91:24 95:15 96:21 97:22 97:25 101:4 101:14 101:22 102:9 102:16 103:1 103:7 103:15 104:4 105:8 105:15 105:20 105:24 106:3 106:9 107:18 107:20 107:24 108:1 108:3 108:5 108:17 108:23 109:1 109:16 109:20 109:21 110:2 110:14 111:11 112:9 112:12 112:15 114:5 114:17 114:22 115:12 116:3</p>	<p>116:14 116:16 116:19 117:4 117:6 117:10 117:11 117:18 118:7 118:23 121:18 124:3 124:6 126:15 126:22 127:8 127:13 127:18 127:20 128:19 128:24 129:22 129:24 challenge 103:23 challenges 107:5 chances 87:21 change 83:5 111:8 120:24 changed 72:8 103:12 110:21 changes 4:6 19:12 72:9 75:17 119:1 120:25 121:1 chapman 2:10 8:18 8:18 13:17 13:19 17:11 34:13 34:18 41:1 67:9 69:23 70:4 charge 65:6 125:21 chart 31:3 32:7 53:2 53:4 53:23 54:8 54:18 charter 12:22 122:1 charts 30:25 74:20 chase 127:11 check 50:9 50:9 50:13 52:6 63:15 78:22 check-off 49:25 checking 22:12 57:16 79:13 checklist 55:21 67:8 67:10 checks 57:13 63:21 chemical 9:10 9:12 chief 2:10 3:13 3:18 4:11 4:12 8:18 13:17 14:10 14:12 16:3 36:20 39:20 44:3 55:23 77:4 109:6 109:25 110:7 111:21 120:16</p>	<p>120:21 131:10 131:11 china 34:1 chose 125:12 chris 12:17 chuck 94:6 circuit 62:21 62:23 62:25 63:10 63:12 circuitized 19:6 circuits 19:10 19:25 circulation 101:16 101:19 102:2 circumstances 41:3 clarification 15:18 114:9 114:13 clarified 61:16 106:1 clarify 12:23 65:16 91:1 clarity 72:17 83:11 96:20 class 109:23 109:24 clean 69:12 85:17 118:3 clear 8:13 53:24 clearance 3:23 116:23 close 107:14 closed 6:16 22:13 23:2 closure 24:16 cna 10:13 33:13 code 4:4 35:10 36:16 39:1 63:24 97:6 97:21 118:25 120:15 120:20 120:25 cognizant 126:8 cold 102:25 103:4 color 31:6 colored 58:2 column 26:17 26:24 32:2 comes 29:12 59:2 67:13 91:9 93:6 93:12 93:17 109:11 115:23 125:23 comfortable 45:19 51:25 coming 7:22 8:3</p>	<p>16:5 40:20 47:4 72:22 92:10 123:6 comment 30:23 30:24 66:14 88:14 comments 7:16 7:17 14:12 15:14 28:2 31:8 32:16 37:19 38:11 38:22 43:21 44:2 52:6 58:17 63:18 65:15 70:22 77:2 77:8 97:23 103:2 103:16 108:7 108:12 110:18 112:13 116:17 124:4 commission 4:10 4:12 4:15 4:17 4:19 4:21 75:15 110:12 112:9 119:25 120:11 120:12 121:2 121:10 132:2 commissioned 4:17 4:21 112:8 commissioning 4:7 119:2 committed 25:19 committee 4:24 12:16 12:20 121:22 122:2 common 85:25 89:23 communication 124:19 company 3:2 3:6 13:24 15:22 71:16 compare 27:1 compared 22:11 competency 119:17 119:20 120:8 complete 18:5 21:14 22:14 90:23 100:21 completed 16:20 18:2 18:12 19:14 25:23 73:12 88:11 118:18 completely 93:15 96:14 106:25 compliance 131:14 complications</p>	<p>111:5 component 93:23 components 30:1 30:2 62:14 compromise 85:22 concern 31:14 31:15 78:3 80:14 84:18 84:24 85:6 89:14 95:12 104:12 123:13 125:6 concerned 48:11 48:16 49:11 89:2 concerning 116:23 concerns 28:7 conclude 81:12 concludes 109:2 concluding 81:4 conclusion 77:12 condensed 129:11 condition 16:10 conditions 19:1 78:5 conduct 21:10 27:7 conducted 17:1 17:25 18:10 conferences 89:24 confident 80:24 confines 41:4 confirm 30:10 conflict 14:21 15:1 15:1 15:2 15:4 20:14 20:16 27:19 43:22 43:25 conflicts 27:17 35:1 35:3 73:17 confused 68:11 confusing 61:12 confusion 102:7 conjunction 119:20 connects 53:5 conscious 86:7 87:16 90:1 consciously 85:12 consequences 23:10 consequential 94:2 conservative 75:1 79:22 consideration 77:13 considering 49:13</p>
--	--	--	--	---

<p>consistent 54:7 consistently 54:17 constituents 125:8 constrained 106:7 constructed 93:19 construction 36:3 97:21 consultant 9:20 97:19 contact 46:2 contacted 35:20 contain 28:6 context 103:18 contingent 43:20 44:1 77:1 continue 25:25 88:7 101:17 continued 4:1 63:13 continues 16:8 16:13 continuing 122:21 continuous 102:14 contract 42:20 contracting 97:8 contradiction 64:21 control 59:14 62:21 62:22 62:25 63:10 63:12 82:24 83:2 83:3 83:13 90:3 controlling 57:11 controls 83:7 conversation 124:16 convinced 82:12 copied 67:2 copy 109:15 109:17 127:10 corporate 17:2 94:11 103:12 correct 13:1 22:24 23:12 28:8 28:14 32:14 38:16 45:2 49:15 67:21 68:4 69:11 70:5 72:1 72:3 75:20 82:20 82:21 88:20 98:7 106:18 109:9 120:9 120:17 corrected 88:12</p>	<p>118:18 correction 12:13 corrections 11:7 12:9 109:13 correctly 31:22 correspond 57:18 corresponds 75:7 corrosion 18:8 18:23 22:3 22:11 26:22 27:11 28:12 28:13 29:4 30:8 78:16 79:5 81:14 97:18 counsel 2:14 9:8 14:24 county 14:5 14:6 14:7 14:7 14:8 45:11 124:10 124:14 124:15 124:16 131:3 couple 71:2 82:5 108:24 course 4:10 4:15 15:7 51:18 84:20 111:3 111:21 114:1 120:1 121:10 court 1:23 10:19 cover 52:7 55:22 115:20 crack 85:8 85:18 86:4 86:9 86:13 86:19 88:7 95:17 cracks 84:14 84:17 85:14 85:14 85:24 87:12 87:22 89:21 95:18 craft 89:17 103:21 creating 29:22 crew 96:7 96:7 98:16 99:7 99:16 100:12 criteria 77:16 77:18 criterion 78:18 79:1 critical 117:16 125:15 cross-train 46:24 crotch 77:15 cs 29:10 csd-1 62:17</p>	<p>ct 5:4 cui 18:10 19:14 19:22 curious 88:16 current 19:11 19:17 25:2 32:5 64:18 64:19 120:10 120:17 127:25 128:12 currently 17:19 117:15 128:1 cyber 82:23 cycle 34:10 cycles 103:22 104:3 cycling 87:19</p> <hr/> <p style="text-align: center;">D</p> <hr/> <p>da 107:11 107:12 daily 49:14 49:25 96:6 damage 16:14 18:8 18:15 29:4 30:9 30:10 78:8 78:16 79:3 79:21 80:11 80:11 85:13 89:8 91:20 94:2 94:16 107:4 damaged 95:4 dan 2:13 9:7 114:15 danger 79:16 dangerous 88:23 89:3 89:5 103:21 das 107:13 data 16:9 19:8 20:25 22:14 22:25 30:15 72:8 72:24 74:9 74:23 75:4 81:12 81:18 81:18 82:2 date 14:3 17:21 28:20 30:14 37:8 74:1 98:20 98:21 98:23 dated 76:9 dave 4:24 9:1 9:19 9:19 40:24 104:11 124:9 david 2:4 10:14 97:17 98:19 99:7 100:14</p>	<p>davidson 14:7 day 4:9 4:15 49:18 85:17 85:19 87:7 96:8 96:10 96:17 119:24 121:9 131:14 131:23 day-in 55:18 day-out 55:18 days 22:6 22:10 35:15 50:19 dead 59:9 deadline 113:4 deborah 9:3 125:5 december 3:12 11:23 12:15 14:4 24:14 27:9 decide 127:3 defect 18:8 deficit 117:21 definition 114:13 degrees 93:12 delinquencies 19:5 delinquent 13:23 delivered 32:4 demand 121:6 demonstrate 25:21 denied 34:17 35:22 35:25 department 1:1 3:21 5:4 42:1 42:24 46:20 46:22 52:21 52:23 53:8 53:15 53:17 83:15 97:3 97:5 98:2 99:2 110:16 113:20 126:17 127:2 129:6 131:12 departments 97:12 departure 112:19 depending 89:10 depends 22:4 22:7 127:24 deploy 82:24 deputy 4:11 4:12 120:16 120:21 122:6 derrick 10:5 41:19 48:11 52:16 58:22 64:21 65:5 70:16 describe 50:2 80:1</p>	<p>described 82:19 85:15 describes 73:4 describing 25:11 description 3:18 89:25 109:5 109:8 design 26:20 designate 33:8 66:10 designates 119:22 designed 35:9 89:12 designee 131:11 destructive 18:23 detect 95:24 96:3 96:4 96:13 detected 86:16 detection 89:20 determination 26:13 83:23 determine 26:6 113:24 determined 4:4 develop 23:10 81:18 development 1:1 5:5 110:17 129:6 131:12 devices 3:24 117:1 difference 72:9 80:2 different 7:2 26:14 28:10 54:14 85:3 86:3 96:15 107:1 107:4 107:5 difficult 65:7 92:21 110:24 diligence 35:20 104:15 104:16 123:1 dimension 52:10 disagree 38:18 disaster 6:8 discovery 19:20 discuss 7:14 12:23 15:2 34:21 discussed 6:19 14:20 14:23 92:6 119:2 discusses 116:25</p>
--	--	--	--	--

<p>discussing 106:16 discussion 3:17 4:1 6:19 7:6 7:8 12:15 12:22 15:3 20:10 39:7 95:9 108:20 109:4 116:21 117:13 119:12 122:20 122:21 123:16 125:24 discussions 123:5 dispute 89:7 dissolve 93:8 93:9 dissolving 92:3 93:4 93:8 93:18 94:1 distance 52:8 distribution 19:9 ditto 29:17 division 4:4 131:13 doctor 47:11 53:22 document 117:24 documentation 22:21 36:15 94:10 documented 16:21 45:15 87:3 88:10 documenting 82:10 documents 57:12 doing 22:9 23:14 25:7 42:18 45:25 49:17 59:11 61:10 69:2 77:15 79:19 81:23 87:22 88:5 91:25 120:1 126:11 129:20 dollars 125:19 domtar 3:6 9:21 9:23 9:25 71:16 76:24 104:5 done 21:9 31:17 35:20 36:19 36:21 37:9 41:6 46:8 49:18 51:23 62:10 67:15 84:13 96:16 104:15 104:15 105:18 105:22 113:6 113:9 117:19 117:22 118:8 118:10 118:19 122:10 dots 53:5</p>	<p>double 63:15 dove 128:17 down 8:6 14:15 25:10 28:21 44:19 45:23 46:9 47:13 47:14 48:5 48:6 50:8 59:6 59:18 60:15 68:24 71:16 80:15 84:7 86:17 87:5 87:20 90:7 90:11 90:22 91:11 91:15 91:19 98:19 102:11 102:16 102:19 103:4 103:10 103:13 107:12 108:16 124:2 downtown 6:16 dqs 98:11 98:11 dr 2:8 29:15 31:20 32:8 drained 87:2 drill 84:15 87:24 88:6 drills 79:17 drive 5:5 drives 123:12 drop 59:5 due 4:6 24:15 29:13 35:20 104:15 104:15 119:1 121:1 123:1 duplicated 44:19 duration 21:8 26:1 during 16:15 17:5 18:22 19:19 21:17 34:9 40:1 41:2 45:6 46:13 50:7 58:23 81:8 84:13 84:16 84:17 90:14 90:21 91:4 92:10 97:7 102:20 113:20 113:21 119:24 121:24 duties 46:11 46:12 54:4 55:14 55:14 55:16 55:17 57:14 57:15</p> <hr/> <p style="text-align: center;">E</p> <hr/>	<p>e-1 46:12 e-stops 63:9 each 46:24 57:19 80:20 80:21 83:13 96:2 96:7 96:21 96:23 earlier 25:18 51:17 101:15 earn 125:12 easier 31:6 east 129:16 easy 29:17 129:14 economic 125:22 economical 103:5 economics 84:7 edition 4:16 editorial 4:1 effect 93:22 effectiveness 16:22 18:18 effort 16:19 21:25 79:14 efforts 18:4 19:19 118:10 either 6:9 22:1 34:3 58:2 94:2 95:2 electronic 63:4 electronically 11:24 else 13:3 59:22 64:4 107:18 123:25 129:22 email 36:1 emergency 6:7 46:5 53:15 53:17 57:24 58:4 63:11 87:2 89:13 100:2 100:8 100:9 emphatic 38:20 employee 56:9 56:11 56:12 employees 51:2 64:2 74:16 74:18 employer 4:23 encountering 99:23 encourage 129:15 end 22:22 31:21 59:15 68:5 95:9 113:6 116:20 126:4 126:11 127:1 130:2 endorsement 4:18</p>	<p>4:21 120:12 ends 84:22 eng 9:9 9:9 24:12 24:13 28:8 28:15 29:3 30:17 31:5 31:12 31:18 32:7 32:14 33:5 engineer 2:8 30:18 83:13 97:2 engineering 9:18 42:1 42:24 52:20 52:22 53:7 78:25 engineers 83:4 114:21 115:9 english 129:17 enhancement 16:12 enough 89:7 89:9 ensure 80:20 112:7 entire 42:24 97:3 entities 85:3 environment 25:22 116:11 episode 92:16 equal 27:3 equations 125:22 equipment 19:4 19:6 19:25 25:20 28:24 30:5 68:3 114:24 er 47:21 47:23 49:3 49:4 50:13 56:9 56:17 57:6 erosion 28:7 28:11 29:5 30:9 escort 6:9 esp 89:20 especially 65:6 122:15 125:18 129:10 esq 2:11 2:13 essentially 72:4 72:5 72:10 83:5 102:1 establish 30:8 established 17:23 eugene 7:20 8:1 112:19 even 35:18 47:10 48:12 48:16 56:23 75:5 79:23 81:10</p>	<p>81:14 83:5 85:7 87:5 89:7 89:9 89:15 92:25 101:2 102:5 107:14 122:12 123:15 evening 46:13 46:14 event 6:7 ever 40:22 84:9 evergreen 18:14 22:18 every 29:11 49:18 50:18 69:2 78:23 79:6 79:12 85:13 85:17 89:24 90:20 99:24 100:2 100:8 100:20 105:23 everybody 6:3 6:18 48:24 54:9 56:13 70:12 71:11 90:1 129:15 everyone 74:10 everything 29:24 41:6 42:10 50:1 59:22 68:15 103:24 129:17 evidence 92:16 exact 89:22 exactly 40:15 64:22 64:23 65:12 86:24 exam 4:7 4:7 112:10 119:2 121:2 121:3 124:11 examination 4:19 4:22 78:18 112:3 112:4 119:16 119:19 120:7 examinations 4:11 4:12 4:16 4:18 4:21 120:12 120:16 120:21 example 26:3 29:10 86:12 121:7 exceed 31:11 91:18 exceeding 81:14 except 86:24 excessive 80:10 exciting 86:22 87:8 123:16 execute 19:21 22:2</p>
---	---	---	---	--

<p>executed 16:15 17:5 18:21 executing 18:16 execution 22:7 exercise 22:11 22:15 23:1 existing 3:24 4:2 68:1 68:6 68:8 68:14 68:21 69:14 69:21 118:14 exit 6:23 expanding 122:18 expands 116:13 expedient 6:17 experience 110:25 112:4 115:22 expired 69:3 expires 132:2 explain 74:19 98:15 98:17 101:13 explanation 100:23 explosion 86:25 88:24 89:16 exposure 74:17 extend 30:12 71:23 84:19 115:18 116:4 127:6 extended 107:7 extension 17:7 71:17 71:24 71:25 76:18 76:24 80:8 108:6 extensions 104:7 extent 104:19 external 18:2 18:22 19:23 76:4 90:10 90:14 90:20 91:9 externals 19:14 extra 79:14 extremely 84:25</p> <hr/> <p style="text-align: center;">F</p> <hr/> <p>fabricated 35:9 face 49:1 49:1 facilities 28:18 45:11 facility 24:18 25:21 27:12 29:21 30:18 30:20 45:12 53:1 71:19</p>	<p>fact 83:9 84:9 factor 79:25 fahrenheit 93:12 fails 4:19 95:22 failure 23:10 23:10 28:4 84:1 95:25 fair 7:2 114:24 fairly 28:10 38:20 59:16 fall 79:2 104:17 104:20 falls 55:3 familiar 52:25 far 21:13 21:13 22:6 53:13 57:19 68:8 69:15 72:7 74:12 74:24 80:12 80:18 80:23 81:7 92:14 98:24 98:25 99:1 108:14 113:9 113:17 fashion 84:2 122:25 fatalities 89:2 fatigue 85:14 85:14 85:16 85:18 85:23 87:12 87:21 fatigue 88:7 favor 11:12 13:6 23:22 32:20 39:10 64:8 107:21 features 16:12 february 76:5 76:9 feedback 110:20 feel 14:24 80:24 feeling 64:21 feet 52:11 fell 58:7 ferocious 93:13 few 24:20 26:5 ffs-1 97:20 fiber 83:16 97:11 field 27:1 28:25 fieldstone 1:23 fight 125:12 figure 52:7 filed 94:5 fill 3:22 85:24 86:4 111:6 filled 73:23 final 74:3</p>	<p>find 76:21 90:18 91:10 91:18 110:24 finding 76:7 findings 22:19 26:8 105:6 fine 57:2 90:1 104:14 fire 83:25 fired 107:1 fireproofing 19:22 fires 45:25 firewall 83:7 firm 60:11 first 6:6 15:21 24:13 25:17 27:7 30:21 32:2 39:25 49:23 67:15 80:4 80:7 80:7 85:15 99:9 109:4 123:24 fitters 115:19 116:5 five 42:20 70:18 74:21 75:6 79:12 81:10 81:11 110:5 110:7 111:15 111:16 111:16 111:18 five-year 19:1 fix 87:14 91:20 flagged 34:11 flip 59:9 flooded 62:8 floor 77:21 77:24 77:25 78:4 78:7 78:18 78:21 79:10 79:13 flow 93:14 flowing 28:10 93:15 fluid 18:25 fm 10:17 75:22 76:9 76:17 101:6 101:10 102:4 folks 54:19 99:18 99:23 follow 4:19 23:5 53:25 54:19 follow-up 108:12 following 17:10 follows 16:18 food 42:7 foot 3:23 3:24</p>	<p>116:25 forbid 48:23 force 6:25 foreman 80:21 form 32:6 84:2 95:25 122:23 122:25 formal 55:25 formation 4:24 12:16 12:20 121:21 formatting 5:1 formulate 124:1 forth 85:5 98:5 116:6 forward 7:14 95:12 125:15 forwards 84:8 found 14:1 22:15 69:1 92:13 104:24 105:1 110:7 110:23 four 14:5 14:6 42:1 42:24 42:25 47:10 73:6 79:12 113:11 129:12 four-hour 63:20 four-story 42:3 fourth 45:15 frame 36:6 franklin 1:24 frankly 49:10 free 7:16 french 5:5 frequencies 30:13 104:8 frequency 17:8 104:25 frequent 105:22 front 74:10 126:11 fuel 78:15 107:2 107:9 full 42:23 76:12 96:8 full-mill 103:11 full-time 51:2 51:6 51:8 fully 14:9 103:20 functionality 61:20 functioning 50:16 52:1 funny 129:17</p>	<p>furnace 86:21 86:25 87:6 further 12:23 22:17 38:19 39:6 92:12 99:22 131:17 future 31:3 36:22 74:22 74:25 94:9</p> <hr/> <p style="text-align: center;">G</p> <hr/> <p>gaining 56:12 gallop 79:20 gap 93:24 gary 98:19 99:20 100:15 gas 62:20 63:7 gathered 74:24 gathering 30:14 gee 79:5 general 3:5 10:6 14:24 41:15 41:23 47:11 50:6 79:24 generally 47:10 generating 84:8 84:15 gentlemen 33:10 35:6 35:19 39:19 71:20 83:22 108:10 george 1:23 10:19 germany 28:18 get 6:18 8:10 14:8 24:14 30:19 30:20 35:15 35:22 39:21 41:12 44:20 46:3 51:18 51:19 53:11 56:8 56:16 56:23 64:20 64:22 70:8 70:17 70:19 71:7 78:19 84:23 91:23 93:17 95:16 103:24 108:15 113:2 113:2 113:6 118:2 118:5 118:10 119:7 121:12 123:24 125:8 gets 45:17 45:19 84:7 84:20 84:20 99:21 getting 26:4 48:10 48:20 53:6 60:8 118:8 118:17</p>
---	--	---	---	---

<p>119:14 122:7 123:4 125:14 give 4:24 7:23 17:20 24:17 35:6 72:18 74:6 85:17 110:19 121:21 given 4:7 35:13 44:2 68:9 72:6 72:20 72:22 77:14 80:16 119:2 gives 52:13 74:17 119:22 giving 7:2 13:22 13:24 glass 93:11 glassy 79:10 global 10:17 75:22 76:9 76:17 101:6 101:10 102:4 go 12:1 12:15 30:18 35:17 45:23 46:9 49:24 50:8 50:17 52:2 52:6 55:10 56:17 58:23 61:19 65:16 67:5 67:7 68:13 71:13 73:2 74:11 75:1 76:14 80:15 80:19 81:20 84:19 85:9 86:1 86:6 86:8 87:14 89:23 97:25 99:19 99:25 103:13 103:18 104:25 105:2 105:7 106:2 108:19 124:11 127:9 127:22 128:12 128:14 129:15 go-around 127:7 god 48:23 goes 22:15 50:17 50:19 78:3 78:11 104:11 107:11 108:14 115:15 going 7:1 7:23 8:1 8:2 8:11 17:21 32:19 33:19 39:10 40:1 48:12 48:17 48:24 50:14 51:25 54:1 55:19 56:13</p>	<p>60:24 64:7 65:24 66:4 66:9 68:24 69:20 80:2 80:21 80:24 80:25 81:10 82:11 84:2 91:7 91:10 95:11 98:10 98:14 99:18 100:15 100:25 101:10 102:18 104:13 106:10 106:20 107:21 109:12 113:24 119:10 121:21 123:2 124:1 125:6 125:8 125:15 126:14 127:6 127:11 129:25 good 6:2 7:22 8:3 8:13 15:6 16:2 24:12 30:16 30:16 39:24 40:23 40:23 41:18 48:25 52:8 58:2 69:24 70:25 79:13 90:4 98:9 98:13 100:22 107:15 107:15 112:11 116:14 117:22 118:10 118:20 121:19 123:24 129:18 got 8:3 11:3 11:6 12:5 12:8 12:22 29:21 34:24 37:5 42:19 42:22 42:25 43:6 43:15 44:12 44:25 45:9 45:10 45:11 45:15 45:20 47:3 48:13 48:18 49:25 50:4 51:23 52:5 57:20 58:1 58:11 59:19 60:4 60:17 62:22 64:15 65:2 65:2 66:13 69:15 69:24 71:10 72:24 73:3 79:4 79:9 80:7 83:24 84:21 87:14 89:18 89:19 98:4 101:4 106:2 122:18 124:20 125:7 125:21 126:1 126:8 129:18</p>	<p>gotten 75:14 104:18 gouge 85:3 government 6:16 111:4 governor 3:21 113:3 113:15 116:1 graded 16:22 grading 18:18 22:16 grate 107:6 great 41:13 70:24 71:5 116:12 117:19 119:4 grid 98:16 grind 87:13 grip 22:1 gross 9:13 9:13 16:2 16:3 20:24 21:6 21:12 21:16 21:20 21:22 22:23 23:4 23:12 23:17 24:8 25:10 124:5 124:7 124:7 ground 87:15 122:16 groundwork 126:12 group 9:16 guess 48:10 60:8 61:10 90:25 98:24 110:20 111:16 guests 16:3 guidance 34:12 34:18 38:19 41:1 guide 41:7 guidelines 104:22 guy 45:12 45:15 51:24 62:8 65:3 guys 42:23 42:25 45:1 79:17 79:17 95:7</p> <hr/> <p style="text-align: center;">H</p> <hr/> <p>hadn't 104:18 half 116:25 hand 8:11 131:23 handed 99:4 handle 14:21 80:18 97:4 111:9 handled 19:17 97:7</p>	<p>hands-on 52:2 happen 7:24 94:11 97:5 123:2 happened 86:14 87:10 89:25 95:7 happening 78:12 94:9 happens 65:19 84:4 happy 24:16 hard 79:18 104:13 hardwired 49:6 hargrove 2:8 8:24 8:24 11:5 21:2 21:4 21:4 21:7 21:15 21:19 21:21 22:20 29:15 31:9 31:13 31:20 31:21 32:8 32:9 38:12 38:14 49:10 49:16 49:20 50:2 64:11 69:17 77:10 79:24 81:2 82:4 82:17 82:22 83:10 83:20 87:23 96:20 111:12 harm 79:19 harold 10:16 harper 125:25 hartford 12:17 12:24 hasn't 103:25 haven't 37:9 having 8:1 29:23 56:2 103:5 122:20 123:16 124:19 126:13 129:13 hawkins 94:6 haz-op 19:2 head 92:5 heads 105:23 health 17:15 42:4 85:18 healthcare 41:24 45:11 hear 7:15 7:18 33:20 47:23 49:4 96:10 119:8 heard 96:16 hearing 8:8 11:12 14:14 20:19 23:22 27:21 32:18 38:25</p>	<p>43:25 64:6 73:19 107:20 129:24 heating 42:5 heavy 25:10 held 119:20 help 41:6 43:18 71:4 71:6 124:1 helped 7:24 helpful 73:2 helping 42:7 helps 116:2 hereby 131:5 hereunto 131:22 hey 50:14 hi 10:5 high 28:10 51:10 86:11 higher 27:3 89:4 highlighted 57:25 58:8 himself 52:2 hire 110:24 hired 45:16 historically 114:18 116:8 history 28:19 72:19 hit 46:6 59:25 60:13 87:1 hog 107:2 107:9 hogue 36:1 38:18 hold 79:20 98:5 holders 57:5 holidays 45:8 homework 92:12 104:5 honest 40:22 65:1 honesty 65:5 hope 111:21 hoping 113:5 horsepower 42:11 42:12 hospital 3:5 10:7 41:15 41:20 41:23 42:3 42:22 45:1 46:21 62:8 hospitals 42:2 42:24 hot 93:11 102:23 102:25 hour 101:24</p>
---	---	---	--	---

<p>hours 29:9 46:14 46:14 47:10 how 4:6 14:20 26:6 26:12 27:6 29:8 29:16 40:12 52:13 56:5 56:11 56:23 59:3 64:23 77:25 80:1 80:3 80:18 80:19 80:19 80:20 81:17 82:7 89:11 90:7 90:15 104:20 119:1 121:1 124:22 125:23 however 24:16 35:16 35:19 115:18 hundred 22:9 52:11 52:11 78:1 84:11 hydraulic 93:20 hydroblasting 79:18 hydrocracker 16:20</p> <hr/> <p style="text-align: center;">I</p> <hr/> <p>idea 125:3 ideas 122:22 identified 40:2 identify 26:7 83:11 96:22 96:24 ignorance 44:24 ignorant 67:13 ii 3:10 52:17 iii 3:11 immediately 58:4 90:11 impact 103:5 123:7 impacts 125:22 implemented 17:17 important 15:17 52:25 54:1 85:19 123:8 improved 80:17 in-house 62:10 in-rush 86:20 in-service 29:7 119:25 inadvertently 34:2 inc 3:4 incidences 92:11 incident 47:3 48:10</p>	<p>48:16 63:6 87:6 92:3 92:13 92:15 95:6 incidents 49:12 include 18:15 55:11 included 56:3 72:25 75:23 includes 97:3 including 47:11 85:14 inclusion 5:2 incoming 46:17 increase 87:21 101:9 104:25 increased 87:17 101:11 increasing 22:17 indicating 21:2 50:23 93:13 93:25 95:14 124:5 127:19 indications 86:10 individual 80:22 96:21 115:25 industry 79:13 89:14 90:2 97:20 103:18 103:20 103:25 104:2 113:23 115:3 122:17 123:25 inform 14:4 information 35:7 43:13 74:11 74:13 75:8 77:9 110:9 113:19 114:1 114:3 116:22 120:23 121:11 122:19 126:20 126:25 129:18 inherently 89:19 inherited 62:7 initial 51:19 77:11 92:10 input 122:15 126:6 inputs 23:15 inquiry 120:6 120:14 inservice 4:10 4:15 inside 20:25 81:8 92:17 105:22 inspect 50:1 50:9</p>	<p>78:2 85:17 inspected 19:10 25:15 35:10 37:21 43:8 105:5 inspection 15:23 16:6 16:8 16:21 16:22 17:4 17:8 17:9 18:4 18:16 18:17 18:19 18:21 19:3 21:14 21:24 22:2 22:7 22:12 22:14 22:15 22:18 22:21 23:7 25:8 25:14 25:17 26:3 28:22 29:13 30:3 30:5 30:7 30:13 34:10 37:23 46:1 46:24 50:11 71:18 72:20 72:25 73:25 74:1 76:5 76:15 76:25 77:1 77:15 77:22 79:3 80:6 81:9 81:11 81:19 81:24 90:14 90:23 91:3 91:9 103:6 103:10 104:8 104:20 104:22 104:24 108:6 112:7 inspections 13:20 13:22 13:23 16:15 17:24 18:2 18:5 18:9 18:10 18:13 18:22 19:13 19:15 19:16 19:23 21:9 21:11 29:7 52:3 75:9 85:20 86:8 90:10 90:22 inspector 2:10 3:13 3:18 4:18 8:19 13:17 13:21 13:21 16:4 34:6 36:20 39:21 44:3 55:23 61:18 76:4 77:4 109:5 109:6 109:11 109:24 110:1 119:15 120:9 122:7 131:10 131:11 inspectors 4:11 4:13 4:17 4:21 14:5 110:7 110:13 115:17 119:19</p>	<p>120:11 120:17 120:22 122:16 installation 84:1 125:10 125:13 installed 33:25 34:4 34:5 38:6 40:15 42:17 instant 63:10 instead 72:23 129:13 insulation 19:21 21:25 insurance 3:21 7:20 10:13 10:17 13:21 13:24 16:25 33:13 34:6 112:22 112:24 113:9 113:16 integrity 85:23 intention 86:9 interest 14:21 20:16 22:8 27:19 35:3 43:22 43:25 73:17 108:19 interested 99:22 131:20 interesting 82:6 internal 17:1 17:7 17:24 19:13 30:3 30:13 71:18 72:20 76:25 77:1 80:5 81:8 81:11 90:23 91:16 91:17 91:20 93:20 103:6 104:8 105:16 105:19 105:23 108:6 110:15 internally 86:8 111:10 international 3:20 112:21 113:17 114:11 interpretation 3:24 37:1 116:24 119:8 119:8 120:6 127:11 interpretations 5:1 5:2 117:15 117:20 129:3 interrupt 73:13 interval 19:1 104:23</p>	<p>interview 113:21 interviewed 110:25 introduce 8:12 15:25 33:10 71:20 introduced 24:24 introductions 3:10 8:9 invest 102:15 investigating 123:23 involved 21:11 82:10 99:21 114:23 123:10 ionic 3:4 10:9 10:11 10:15 33:7 33:15 33:17 issue 28:11 47:12 55:9 83:23 85:7 issued 34:8 110:12 118:12 issues 37:13 37:17 76:16 104:24 105:1 item 6:6 6:13 6:18 7:13 10:23 10:24 11:22 12:15 12:18 12:19 12:22 13:1 13:16 14:15 14:17 15:3 15:21 15:22 16:1 20:17 24:9 33:7 34:21 41:15 67:6 71:13 71:16 71:21 73:11 73:22 74:4 88:10 88:11 109:3 109:5 112:17 116:21 118:12 118:23 119:12 120:5 121:14 121:20 129:2 129:4 129:7 129:7 itemized 98:12 items 3:17 4:1 6:19 19:20 73:4 73:6 80:9 109:3 109:4 itself 42:22 46:9 47:13 47:25 48:4 60:10 62:18 63:8 83:3 85:10 93:23 93:25 iv 3:12 ix 5:1</p>
---	--	--	---	---

<p style="text-align: center;">J</p> <hr/> jackie 63:24 jackson 41:24 james 9:17 72:14 january 17:15 75:23 janz 10:4 10:4 jason 10:4 jay 2:6 jefferson 2:11 9:5 9:5 109:14 109:21 110:3 110:19 111:17 112:2 113:5 113:8 114:15 126:15 126:23 127:12 127:17 127:24 128:11 jeremy 9:13 16:3 25:10 124:7 jesse 122:6 122:9 123:18 job 3:18 22:5 45:22 51:23 54:7 62:7 65:2 65:3 92:1 100:1 109:5 109:8 117:19 117:22 118:20 jobs 29:22 john 9:23 10:2 36:1 97:10 joshi 9:11 9:11 judgment 79:1 82:9 85:22 87:4 judiciously 78:9 july 16:25 june 5:4 117:8 120:4 121:14 126:21 127:1 127:16 129:5 jurisdiction 4:8 4:13 121:5 121:5 jurisdictional 18:12 19:3 19:16 76:5 76:15 jurisdictions 104:7 just 6:5 6:12 7:2 8:9 12:19 15:1 22:12 23:5 24:13 25:24 29:17 29:19 30:24 31:2 31:9 35:6 36:6	<p>36:11 40:17 44:24 45:16 45:16 46:25 48:19 50:11 51:15 51:24 52:10 53:9 53:18 55:5 55:18 56:1 56:20 56:25 57:9 58:7 60:9 60:11 60:19 63:16 68:1 68:10 69:11 73:14 74:19 74:25 76:20 78:19 79:8 79:24 83:10 86:5 86:12 86:22 87:8 87:15 88:15 89:5 90:5 91:16 91:17 92:14 92:22 93:5 93:21 94:14 95:9 96:20 98:10 99:6 100:11 100:16 102:6 103:13 103:17 108:18 108:19 110:19 110:20 112:7 114:8 114:12 115:7 116:8 116:10 117:12 117:13 117:18 118:4 119:13 122:12 124:15 126:13 126:23 127:5 128:9 128:24 justice 53:8 justify 80:3</p> <hr/> <p style="text-align: center;">K</p> <hr/> katsuhito 10:10 33:16 keep 6:12 42:19 102:23 126:13 keeping 55:20 keith 2:8 8:24 21:4 key 16:17 83:5 kilgore 99:7 kill 46:5 48:1 59:7 60:5 60:24 kills 60:1 60:10 kilos 28:20 kim 2:11 9:5 111:25 kind 20:22 41:9 52:7 53:6 57:19	<p>61:10 83:25 88:3 92:9 92:14 95:8 96:4 98:15 108:19 115:7 124:24 kinds 85:23 89:21 107:6 kingsport 71:19 kinsler 99:20 kitchen 42:7 knew 52:8 know 6:14 8:10 28:19 29:12 35:24 48:23 50:11 51:20 51:21 52:12 52:13 53:2 53:6 53:10 53:14 54:19 55:16 55:24 57:5 58:1 58:4 58:25 62:9 62:17 62:17 64:22 64:22 68:20 70:21 79:21 82:7 83:9 84:4 87:25 90:20 91:6 92:4 92:5 92:20 99:22 104:12 104:14 106:15 108:12 108:17 113:1 114:2 114:7 114:9 114:10 116:24 117:19 123:9 123:23 126:1 128:22 knowing 28:16 known 40:3 76:16 knox 14:7 kudos 104:4</p> <hr/> <p style="text-align: center;">L</p> <hr/> labor 1:1 5:4 110:16 112:25 114:12 114:23 114:23 129:6 131:12 lack 34:10 38:2 landing 5:5 lands 6:25 large 132:1 last 4:9 4:15 7:19 14:20 25:25 26:8 26:15 26:16 26:24 37:20 38:6 40:24	<p>42:9 71:24 72:6 72:11 74:16 77:12 81:19 82:17 92:6 108:12 109:7 113:10 117:20 119:3 119:24 121:9 129:7 lastly 57:23 later 7:25 24:25 latest 4:16 74:14 127:1 law 30:4 41:4 91:7 91:7 105:15 110:23 111:8 111:9 114:16 127:25 128:14 laying 57:25 126:12 layout 26:5 lcr 1:22 132:1 leader 96:7 99:7 99:16 100:12 leaders 96:7 98:16 leading 61:11 leak 84:21 86:15 86:15 86:19 86:23 87:9 89:20 90:5 90:6 90:10 90:13 90:18 91:2 91:4 91:8 91:10 91:19 leakage 90:21 96:2 leaking 88:22 leaks 50:10 89:22 89:25 90:3 96:3 least 3:22 6:20 105:6 121:3 123:4 129:17 leaves 94:14 left 43:13 60:21 108:21 left-hand 59:21 98:24 legal 2:14 9:7 legible 31:1 legislation 128:15 legislative 119:6 126:18 127:2 legislature 125:9 length 78:22 leniency 37:3 less 3:24 42:14 111:15 117:1</p>	<p>let 7:24 8:9 13:18 21:4 31:18 51:21 52:6 58:24 67:5 67:7 70:21 71:10 71:12 99:6 104:1 113:1 114:7 114:8 125:25 letter 55:22 74:1 letters 118:18 letting 52:1 level 19:10 59:5 liaison 97:20 127:2 license 124:11 life 48:17 55:18 122:8 123:19 lifting 25:10 light 59:2 like 6:3 10:22 14:24 20:23 30:23 32:7 40:25 41:5 43:9 49:2 51:24 58:14 61:18 67:13 68:15 71:12 78:13 86:19 86:19 86:22 86:24 87:5 88:5 88:8 93:16 96:5 96:13 96:23 103:4 106:4 108:18 121:13 121:23 123:21 128:23 likelihood 23:9 limited 102:11 line 83:16 88:10 97:11 115:15 link 22:24 linked 25:13 83:19 list 52:7 53:16 53:19 54:10 54:14 54:16 54:23 63:20 73:11 80:9 88:11 113:22 118:4 118:20 118:24 listed 17:5 62:2 62:11 62:14 listen 96:15 lists 19:25 54:9 little 30:25 49:11 52:10 57:10 72:7 79:16 86:19 86:19 89:4 89:25 93:16</p>
---	---	---	---	---

<p>103:18 110:20 115:15 116:13 118:3 118:9 119:7 llc 3:2 3:3 3:6 15:23 located 5:5 41:16 location 26:13 119:24 locations 4:8 4:14 119:21 121:7 lock 83:5 log 57:5 57:10 57:17 57:18 logs 74:14 74:15 long 15:3 36:9 36:16 69:9 84:25 124:24 longer 4:7 69:24 78:10 78:10 121:3 longevity 84:5 look 12:1 31:19 32:7 45:23 53:1 59:13 67:6 76:8 81:7 96:10 98:16 101:18 112:3 113:19 113:24 119:4 128:10 128:18 129:15 looked 31:2 53:18 69:22 82:4 118:24 122:10 125:4 looking 28:4 31:19 59:2 68:25 78:24 87:12 98:10 98:14 98:15 98:17 98:18 99:18 114:15 124:17 124:22 125:18 looks 88:5 lose 90:11 loss 81:13 lost 4:12 45:18 53:6 53:11 lot 7:1 29:22 79:7 88:5 89:8 101:3 111:4 121:11 129:18 lots 110:25 loud 47:21 low 57:19 59:6 lower 86:25 87:6</p>	<p>89:18 lowest 75:13 luxury 30:19</p> <hr/> <p style="text-align: center;">M</p> <hr/> <p>machine 83:17 102:18 102:21 maddock 10:14 10:14 made 27:23 31:10 34:18 38:15 42:17 58:22 59:24 70:23 75:13 76:21 77:2 77:5 86:13 109:8 119:3 119:18 main 81:7 103:22 104:3 104:12 125:21 mainly 28:18 97:15 maintain 16:14 22:20 30:4 87:11 maintained 19:4 52:20 maintaining 53:11 55:19 90:2 maintains 52:18 maintenance 16:16 16:16 16:19 17:4 17:9 19:19 41:19 42:19 42:21 45:12 46:8 49:19 50:4 50:4 50:5 50:6 50:8 50:17 50:19 52:16 53:7 54:11 54:14 55:15 63:19 66:7 76:13 84:5 major 16:16 16:19 19:19 21:9 21:24 make 4:25 7:17 7:17 7:24 12:13 24:15 26:12 30:24 34:14 34:15 36:13 40:9 45:24 50:10 50:15 53:3 54:6 54:8 55:17 57:15 57:20 59:11 61:19 63:16 69:20 77:18 82:9 82:13 83:23 108:20 109:12 117:14 121:22</p>	<p>123:1 126:9 127:14 makes 93:13 102:8 125:19 making 24:22 77:17 82:8 82:14 95:10 manage 86:23 manageable 129:14 managed 93:22 management 16:9 16:25 20:25 manager 33:17 41:19 52:17 53:7 97:11 managing 107:5 manner 122:23 manual 43:14 52:15 52:17 52:18 52:20 53:5 54:2 54:8 54:17 55:3 57:1 57:5 57:15 57:25 58:3 59:15 64:18 64:20 65:16 70:2 70:23 71:4 72:4 72:5 72:11 75:18 108:14 manuals 57:11 manufacturer 2:6 26:21 34:4 34:15 manufacturing 26:22 many 28:9 28:16 28:20 28:23 28:24 77:25 78:13 81:17 87:10 103:20 mapping 18:8 22:3 22:11 march 1:10 6:4 17:12 25:16 76:16 113:6 113:6 116:20 126:24 131:15 mark-up 127:15 marked 67:11 marked-up 127:10 market 24:23 marks 85:3 marriage 131:19 marshall 9:25 97:13 martin 88:13</p>	<p>121:19 marty 9:15 66:22 116:15 125:1 massachusetts 88:25 material 24:23 79:10 materials 79:14 matrix 23:11 matter 47:22 49:2 49:3 131:20 max 101:25 maximum 4:3 may 21:25 21:25 33:22 35:18 39:25 55:11 70:18 70:21 73:2 77:23 88:21 98:4 98:5 102:19 103:13 103:13 103:17 111:24 118:3 126:21 128:9 128:18 maybe 22:1 28:5 31:5 79:4 94:3 115:14 mc 3:4 10:9 10:11 10:15 33:7 33:15 33:17 mean 36:11 51:16 51:17 56:16 56:17 56:19 61:4 65:20 66:6 67:6 90:18 114:17 125:19 meaning 111:15 means 86:25 measurement 28:22 81:3 measurements 119:23 121:7 meat 126:10 mechanical 2:8 97:2 mechanism 16:14 18:9 18:16 29:4 78:4 78:8 78:17 79:3 79:21 85:13 90:18 92:18 96:12 96:18 mechanisms 30:9 30:10 78:16 95:10</p>	<p>107:5 meet 4:16 36:23 111:14 meeting 1:8 3:9 5:3 6:4 6:11 7:10 10:22 11:23 14:20 27:10 71:3 73:3 75:20 109:7 119:3 119:21 129:4 129:25 meetings 8:3 126:16 member 2:4 2:6 2:8 4:13 4:24 8:21 8:23 8:25 9:2 14:25 members 53:10 75:17 109:22 121:4 127:14 membrane 85:24 memphis 9:14 16:4 16:9 42:18 mention 58:22 59:24 mentioned 58:24 126:17 meridium 25:11 mess 86:25 metal 86:5 metallurgy 97:18 methodologies 23:8 methodology 18:20 20:12 20:23 20:25 25:9 methods 82:23 112:3 metric 24:22 michael 2:6 8:20 michigan 124:14 microphone 8:11 microphones 7:10 7:12 midst 101:8 might 71:3 84:19 85:6 117:12 126:10 126:16 milan 3:5 10:6 41:15 41:16 41:23 42:2 miles 45:13 mill 83:3 83:13 86:12 97:19 101:7</p>
---	--	---	--	---

<p>103:12 107:10 miller 76:3 mills 78:14 79:17 mils 79:4 79:4 mind 6:12 91:1 91:23 92:9 92:23 94:15 109:11 123:17 mine 30:25 32:8 minimal 81:13 minimize 82:25 minimum 26:17 27:2 31:25 32:2 32:3 32:12 75:5 81:15 110:3 111:19 minnesota 124:14 minor 72:6 minus 26:20 26:21 minute 43:21 minutes 3:12 8:14 11:23 12:2 12:4 12:10 12:25 13:15 26:5 70:21 71:11 121:24 129:10 miss 8:1 missing 111:24 mistake 44:20 mistaken 63:6 mitigate 94:9 94:13 95:11 mitigating 80:23 mixes 93:6 mode 95:25 model 82:8 modes 28:4 modifications 16:13 modified 68:20 69:20 modify 69:21 molten 77:23 93:9 93:10 93:11 mom 123:12 money 102:15 126:4 monitor 28:15 53:14 56:14 monitoring 16:10 18:23 23:15 23:16 54:25 56:7 82:18</p>	<p>monitors 53:19 53:25 monthly 74:5 months 24:21 29:12 71:18 76:12 76:25 80:1 80:3 80:7 80:8 80:15 80:25 80:25 82:11 84:19 84:25 85:21 87:18 89:24 90:21 91:18 more 28:11 47:15 70:18 79:1 79:7 83:24 87:18 87:19 87:20 95:21 102:13 103:21 103:23 110:8 111:4 113:13 113:14 127:15 morelock 2:2 4:5 6:2 8:8 8:22 8:22 10:20 11:3 11:6 11:11 11:14 11:16 11:18 11:20 12:5 12:8 12:12 13:5 13:8 13:10 13:12 13:14 14:11 14:14 14:22 15:5 15:9 15:13 15:16 15:20 20:1 20:5 20:8 20:15 20:19 21:3 23:5 23:13 23:18 23:21 23:25 24:2 24:4 24:6 24:9 27:13 27:18 27:21 28:1 29:19 31:7 31:23 32:1 32:10 32:15 32:18 32:22 32:24 33:1 33:3 33:6 33:22 34:20 34:24 35:2 35:5 36:5 36:8 37:6 37:18 37:22 38:10 38:13 38:21 38:24 39:5 39:9 39:13 39:15 39:17 39:19 40:7 40:10 40:12 40:16 41:8 41:11 41:14 43:11 43:19 43:24 44:6 44:10 50:21 50:24 52:5 52:24 53:13 54:6 54:13 54:22 55:8</p>	<p>56:5 56:10 56:19 56:25 57:4 57:9 57:23 58:9 58:12 58:16 58:20 60:7 62:12 63:17 64:4 64:6 64:10 64:12 64:14 64:17 65:13 65:21 65:24 66:4 66:9 66:13 66:17 66:20 66:25 67:5 67:10 67:16 67:20 67:22 68:4 68:12 68:19 69:4 69:7 69:13 69:18 70:1 70:6 70:13 70:20 71:1 71:8 71:15 72:1 72:13 72:16 73:13 73:16 73:19 75:16 76:8 77:7 81:16 81:25 90:9 90:17 91:6 91:14 91:24 95:15 97:22 97:25 101:4 101:14 101:22 102:9 102:16 103:1 103:7 103:15 104:4 105:8 105:15 105:20 105:24 106:3 106:9 107:18 107:20 107:24 108:1 108:3 108:5 108:17 108:23 109:1 109:16 109:20 110:2 110:14 111:11 112:9 112:12 112:15 114:5 114:17 114:22 115:12 116:3 116:14 116:16 116:19 117:4 117:6 117:11 117:18 118:7 118:23 121:18 124:3 124:6 126:22 127:8 127:13 127:18 127:20 128:19 128:24 129:22 129:24 morgan 42:17 morning 6:2 16:2 24:12 41:18 41:21</p>	<p>46:16 49:24 most 75:22 123:8 motion 10:25 11:1 11:4 12:2 12:3 12:6 20:2 20:4 20:6 27:15 27:22 27:23 34:21 34:25 38:25 39:6 43:20 44:1 44:6 76:23 77:5 motorcade 7:1 move 8:6 14:15 103:18 123:20 moved 34:22 39:3 44:4 moves 122:9 moving 11:22 15:20 95:23 96:1 117:9 125:15 126:13 129:2 mt 105:21 much 22:6 36:4 65:10 70:12 115:17 122:12 128:25 multiple 47:4 122:22 mummert 10:5 10:6 41:18 41:19 43:12 44:14 44:18 44:23 45:2 45:5 45:9 46:15 46:19 47:7 47:20 48:1 48:5 48:8 48:21 49:7 49:15 49:18 49:22 50:3 51:3 51:5 51:8 51:11 51:15 52:16 52:22 53:12 54:5 54:12 54:21 55:7 56:3 56:8 56:15 56:22 57:3 57:7 57:22 58:6 58:10 58:15 59:4 59:19 60:2 60:5 60:12 60:19 60:23 61:3 61:6 61:8 61:12 61:15 61:22 61:25 62:3 62:6 62:22 63:1 63:3 63:15 63:22 64:1 64:25 65:8 65:12 65:19 65:23</p>	<p>66:2 66:6 66:12 66:23 67:2 67:12 67:17 67:21 67:24 68:10 68:18 68:23 69:5 69:10 70:5 70:10 70:17 70:24 71:5 must 110:11 myself 46:3 50:6</p> <hr/> <p style="text-align: center;">N</p> <hr/> <p>name 33:16 66:21 94:5 96:24 97:1 100:15 109:10 nameplate 24:20 24:21 names 5:24 114:7 nashville 5:6 6:15 6:22 national 4:6 4:9 4:9 4:13 4:14 4:15 33:25 34:3 34:10 34:15 34:16 34:17 35:12 35:14 35:21 35:21 35:25 36:12 37:3 38:2 38:16 40:5 44:13 109:10 112:6 115:16 119:1 119:25 121:2 121:9 121:9 natural 6:8 nature 45:22 88:23 123:19 nb-263 4:17 4:20 nb263 120:18 nb263rci-1 120:10 nb264 35:16 nb411 119:23 ndt 81:7 near 102:11 necessarily 62:2 91:2 116:10 necessary 123:21 need 6:17 20:13 42:3 42:25 43:17 52:12 53:3 53:3 53:9 53:20 53:21 54:13 54:23 55:16 68:7 69:11 69:14 78:9 79:6 102:6</p>
--	--	--	---	---

102:13 108:13 108:14 113:13 116:9 116:19 126:25 needed 73:6 73:23 121:1 needs 53:22 53:23 61:15 63:24 97:6 102:6 115:21 negligence 91:25 never 37:16 65:1 86:1 86:1 123:9 neville 9:17 9:17 9:18 72:18 73:15 73:21 75:7 75:21 88:2 88:9 98:8 100:17 new 3:16 14:5 15:21 29:21 29:24 30:20 41:16 42:8 51:18 51:22 51:24 55:4 66:18 66:19 66:20 67:7 67:9 67:11 67:14 67:17 67:18 67:23 67:23 68:3 68:5 68:16 69:6 69:9 69:15 69:19 69:24 70:7 70:8 92:25 109:3 109:15 109:17 111:14 118:3 newell 63:24 news 7:22 87:7 next 5:3 10:23 17:12 18:19 22:18 24:9 27:9 31:1 34:9 41:12 41:14 42:20 71:3 71:13 76:10 77:1 85:18 93:5 100:3 100:4 112:17 116:21 118:12 118:23 121:20 126:20 129:4 nice 87:18 nighttime 46:20 nine 33:8 39:1 nobody 117:4 noise 93:13 96:4 nominal 32:5 non 18:23	noncorrosive 25:22 none 3:15 8:9 11:12 14:15 20:20 23:22 27:21 32:19 38:25 64:7 73:19 86:10 107:20 129:24 nonexistent 79:22 nonintrusive 18:20 nonpressure 95:18 nonpressurized 93:5 nonstandard 4:3 nonvote 15:10 noon 6:17 normal 28:24 51:23 normally 42:14 95:19 north 3:3 24:10 notary 131:4 132:1 note 5:24 40:24 44:12 61:19 85:13 notebook 109:19 noted 31:4 34:11 38:3 38:3 38:6 44:11 76:16 117:14 notes 39:25 nothing 37:2 37:12 45:24 78:11 80:13 notice 43:2 51:12 noticed 30:24 notified 29:16 november 88:24 now 17:19 25:1 29:20 30:2 30:2 30:15 40:12 45:18 49:9 55:3 65:22 74:8 74:10 77:24 78:6 78:23 91:14 100:11 105:4 105:8 111:18 111:19 119:17 123:4 123:15 126:24 nowhere 78:7 number 13:19 22:25 26:6 26:13 29:8 31:15 35:12 36:12 43:4 43:9 43:10 44:12 44:17 44:17 59:16 59:20 59:21 59:22 63:23	73:25 74:4 77:12 85:2 98:11 111:14 125:4 numbers 34:1 34:3 34:11 34:16 35:22 38:2 40:6 44:13 125:19 nurses 47:8 47:8 48:14 52:9 53:15 53:21 <hr/> O <hr/> observed 71:14 obtain 113:13 obviously 86:11 93:5 95:5 occupational 17:14 occur 89:1 occurs 51:13 october 51:16 103:10 103:14 off 6:25 19:9 23:7 30:25 48:12 48:17 49:9 50:14 58:7 59:18 60:4 60:18 60:22 60:24 61:16 62:19 63:8 63:13 87:2 92:5 96:14 105:23 111:19 115:18 118:20 121:15 123:18 124:20 127:5 office 3:21 5:5 9:4 17:15 58:11 113:15 116:2 often 79:7 old 3:14 14:16 14:16 40:12 42:9 55:1 67:4 88:3 117:24 123:12 on-call 63:20 on-demand 4:8 4:14 on-line 23:16 82:18 on-site 45:23 on-stream 16:15 18:4 18:7 21:16 21:19 21:20 21:22 23:16 once 14:8 22:13	30:6 46:6 51:13 51:19 51:23 52:1 105:19 106:21 106:22 one 6:25 10:22 14:6 21:8 28:20 31:9 31:19 38:14 38:15 39:25 42:2 43:2 45:6 45:11 48:25 52:18 58:10 59:8 64:15 64:15 67:4 68:23 69:9 73:9 73:14 75:22 75:25 79:4 82:17 83:14 83:16 83:17 85:1 86:1 89:23 92:22 97:8 104:22 104:25 108:13 112:21 112:24 113:10 113:13 113:13 114:19 115:7 115:11 116:25 121:19 123:5 123:7 123:18 124:15 124:19 125:2 125:9 125:10 126:16 127:15 128:9 128:18 one-line 103:12 one-year 103:19 onerous 119:7 ones 42:9 42:18 83:6 89:17 109:17 118:3 ongoing 25:16 27:8 118:4 online 46:6 70:22 108:24 129:16 open 3:17 4:1 103:7 109:4 122:21 openings 80:12 operate 30:6 39:22 43:1 65:25 123:13 126:3 operated 78:6 operating 17:9 19:1 25:22 28:19 29:7 34:8 45:3 55:14 65:17 78:5 114:21 115:9	operation 29:9 55:1 76:12 85:21 91:4 107:9 operational 21:23 24:20 37:14 84:18 90:15 92:18 operations 28:17 97:11 operator 54:23 55:13 56:13 57:14 66:5 66:11 122:11 125:11 127:22 128:3 operators 54:10 54:10 54:15 72:10 80:17 115:20 124:10 128:21 opinion 36:4 80:17 opportunity 127:14 opposed 11:14 13:8 23:25 32:22 39:13 64:10 107:24 option 35:22 36:13 order 3:9 6:5 22:25 40:20 126:17 126:18 ordinarily 93:15 ordinary 85:25 organizational 53:2 53:4 53:23 54:8 54:18 organized 103:24 114:23 orientation 51:19 original 70:3 originally 34:7 98:21 110:22 others 7:24 40:20 58:18 112:3 122:17 otherwise 5:24 out 6:23 7:5 12:1 12:24 13:22 19:12 22:13 23:2 28:24 29:12 32:11 36:13 41:24 42:11 42:18 43:13 45:24 58:13 63:11 69:1 70:18 70:19 73:23 75:11 77:22 81:10 84:19 87:13 87:15 97:9
--	--	--	---	---

99:4 108:21 118:5 121:12 123:25 129:11 129:15 outage 16:19 21:18 76:11 76:13 77:16 80:9 84:13 103:13 103:22 104:3 outages 16:16 103:19 107:7 outcome 131:20 outside 19:18 106:15 over 25:3 31:2 45:24 80:17 82:7 90:3 108:20 111:1 overall 19:13 24:19 50:11 oversee 42:1 oversight 49:12 overview 123:24 overwhelms 93:21 own 41:25 91:1 owned 41:23 owner 2:4 36:17 76:3 78:3 123:14 owner-user 2:2 owners 40:25	83:17 101:3 102:18 102:21 papers 82:5 paragraph 101:7 119:16 120:9 pardon 65:23 park 82:19 parks 6:11 parkway 1:23 part 4:17 4:21 19:2 25:2 29:1 44:19 44:20 51:19 56:23 62:10 70:2 95:18 95:20 101:5 106:16 113:22 120:11 participated 76:15 particular 31:16 61:18 61:20 62:16 84:22 86:13 89:3 89:13 92:16 parties 5:25 131:18 pass 4:19 8:12 49:8 70:10 119:10 127:1 passed 65:14 69:22 password 56:20 57:1 past 5:1 45:16 68:1 69:3 80:10 80:11 80:18 83:8 84:20 105:19 115:24 116:5 117:14 patient 42:4 42:4 patients 46:18 47:4 pattern 86:4 patterns 86:3 pbx 46:13 pcms 16:10 peace 53:8 people 45:10 46:23 48:15 50:4 50:17 51:2 51:18 54:3 54:11 54:14 54:17 55:15 83:1 100:11 122:16 122:22 124:21 per 16:22 18:18 18:20 24:22 26:10 79:4 96:7 101:24 104:21 perceived 103:25	percent 22:9 26:20 84:11 112:4 perform 59:1 performed 13:20 14:3 17:24 18:24 19:15 59:1 59:3 period 21:10 22:21 35:14 36:2 78:11 82:7 84:17 84:25 90:15 91:4 111:1 123:3 permit 104:7 125:11 permits 103:24 125:13 person 7:9 45:7 46:3 46:13 47:9 100:20 personnel 6:8 48:14 49:11 51:22 perspective 126:4 pertaining 128:12 128:14 pg-27 118:15 phones 7:5 phonetic 23:2 phonetically 5:24 photos 73:9 physical 45:23 56:18 72:8 physically 46:8 pick 125:10 picks 58:3 picture 53:24 73:10 118:1 piece 86:5 pipe 115:19 116:5 pischke 2:6 8:20 8:20 12:7 20:7 20:11 20:21 23:3 23:6 27:25 28:3 28:13 29:1 31:24 32:11 34:22 35:24 39:4 44:4 50:23 50:25 51:4 51:7 51:9 51:12 64:9 77:6 95:14 95:16 113:4 113:7 115:2 placard 58:1 place 6:10 17:10	78:18 85:21 92:18 94:8 95:11 96:13 115:18 125:16 126:13 places 57:8 plan 52:8 102:22 102:25 planned 16:15 18:6 plant 16:10 24:19 33:17 88:25 99:2 plates 85:24 play 125:23 please 7:5 7:14 7:17 33:21 113:1 pluggage 93:16 pmb 1:24 pneumatic 79:17 point 6:12 84:21 84:22 85:20 89:11 93:7 104:14 104:19 123:15 pointing 32:11 points 26:7 26:8 26:9 26:14 policy 110:16 polysilicon 3:3 24:10 28:6 poor 129:16 poorly 93:21 port 80:12 portion 7:10 position 3:18 60:18 65:7 95:8 98:22 99:11 99:13 100:11 111:6 111:20 113:16 positions 3:20 3:22 possess 110:11 possibility 47:5 47:18 48:18 48:23 48:25 87:4 possible 41:3 85:13 117:17 possibly 29:13 47:19 85:9 105:7 post 97:21 posting 5:1 potatoes 126:10 potential 30:8 potentially 36:21	pounds 89:7 101:24 power 86:23 88:25 107:2 practical 114:20 115:9 practice 79:13 prasao 9:11 preclude 76:17 predicting 82:5 predominantly 29:4 prep 22:1 preparation 17:2 21:14 22:5 42:7 prepping 22:3 present 6:13 7:13 13:18 15:23 16:1 16:5 24:11 71:21 80:9 106:5 124:1 125:24 presentation 7:7 25:18 presented 26:2 72:2 72:5 72:11 72:19 72:21 127:7 presenters 7:6 presenting 112:16 126:7 presently 98:13 president 6:14 presiding 117:15 pressure 4:2 4:3 4:3 25:4 25:5 25:6 26:3 26:10 30:1 33:8 39:1 42:15 88:16 95:20 105:9 109:10 110:13 112:6 114:24 115:16 118:14 pressures 42:12 pretty 36:9 98:13 115:17 123:10 123:16 128:20 129:1 prevent 56:6 56:11 80:14 92:19 prevented 92:20 previous 28:17 80:8 81:12 84:16 101:16 104:23
P				
pace 122:9 package 26:2 37:24 43:3 43:5 packages 56:4 packet 35:8 page 3:1 26:8 26:15 26:16 43:4 46:12 52:15 52:17 52:19 53:15 53:16 53:17 55:12 55:25 58:2 58:13 67:3 67:3 67:3 67:3 76:20 77:11 84:13 85:8 100:4 100:4 101:5 102:17 129:12 pages 74:16 100:19 129:12 129:13 painful 79:9 panel 49:14 50:15 paper 3:6 9:22 9:24 10:1 71:16 78:14				

<p>previously 40:3 98:12 print 58:13 printing 101:3 printout 26:16 prior 92:20 92:21 95:7 priority 86:12 private 111:4 probably 75:21 79:7 89:16 93:24 problem 27:4 37:17 problems 92:18 procedure 17:10 19:2 57:24 89:13 procedures 58:5 87:2 proceed 20:20 33:23 73:20 proceedings 130:2 131:9 process 16:24 19:5 27:11 30:16 34:2 35:17 40:1 40:23 41:2 41:7 43:6 83:3 83:12 99:25 113:21 119:6 124:12 128:13 processes 28:16 procurement 34:2 produce 86:21 87:6 producing 86:4 product 32:6 production 28:21 professional 119:24 professionals 121:8 profile 26:17 program 15:24 16:6 16:8 16:12 16:18 17:3 17:9 17:17 18:15 19:7 19:16 19:18 20:3 20:22 24:11 24:24 25:1 25:2 25:15 25:16 25:25 29:5 53:11 74:6 83:6 106:4 progress 122:5 project 74:24 97:2 projected 74:21</p>	<p>75:10 75:10 projecting 75:5 projection 81:17 81:19 82:3 projections 81:6 projects 97:5 promptly 86:17 proofreading 31:2 propagate 85:9 95:19 propagating 84:14 propagation 95:17 propensity 89:17 proper 18:16 properly 73:23 103:24 properties 18:25 proposed 69:19 76:11 118:24 122:25 proposition 123:14 protected 56:21 57:2 83:8 protection 17:3 89:19 protocol 86:17 prove 104:13 proven 83:8 provide 3:22 4:5 27:8 28:22 29:10 44:23 94:10 110:18 120:22 provided 4:7 4:8 4:14 5:24 26:3 35:8 41:2 76:6 109:8 121:2 121:3 121:5 121:6 provider 4:14 proving 36:15 78:11 provision 36:25 proximity 52:13 psa 73:25 74:22 81:16 psi 42:13 psm 17:2 public 104:12 104:16 108:24 123:8 123:9 125:20 131:4 132:1</p>	<p>published 35:16 pulled 48:24 pulp 78:14 pulsing 93:20 punch 73:11 80:9 88:11 purchased 32:6 34:1 purpose 124:16 pursue 127:4 push 38:17 104:13 put 8:14 17:10 29:14 31:5 35:19 42:8 43:3 43:6 51:24 55:1 57:1 57:9 58:6 60:18 67:17 68:24 75:15 80:12 94:8 95:8 95:10 102:13 117:7 117:17 117:23 120:4 125:16 128:8 puts 65:7 putting 126:3</p> <hr/> <p style="text-align: center;">Q</p> <hr/> <p>qualification 114:10 qualifications 110:4 111:2 119:15 120:9 qualified 14:8 98:22 99:11 99:12 99:14 99:15 100:6 102:1 112:23 123:13 quality 24:22 quarterly 1:8 36:23 119:21 question 20:11 21:5 21:13 23:6 28:3 29:15 31:10 32:19 37:5 38:12 39:10 47:17 50:25 54:4 59:24 60:8 61:11 64:7 66:15 77:25 78:2 79:25 82:18 92:9 92:21 94:15 95:21 101:5 107:21 124:25 questions 14:11</p>	<p>15:3 20:10 23:19 28:2 31:8 32:16 37:19 38:11 38:22 44:7 49:8 50:22 63:8 63:18 77:8 77:11 97:23 103:2 110:15 112:13 116:17 121:15 124:4 quick 31:9 39:24 101:5 quickly 52:13 123:20 quit 62:8 65:3 quite 18:6 24:20 49:10 74:5 86:20 104:2 quo 84:23 106:21</p> <hr/> <p style="text-align: center;">R</p> <hr/> <p>ramifications 36:24 ran 111:5 randall 10:12 33:12 ranked 19:6 rate 51:10 101:8 101:11 101:20 101:25 102:14 rated 42:13 rates 27:11 30:8 30:9 81:14 rattling 96:4 rbi 16:12 16:23 18:14 18:20 19:7 19:16 19:18 20:3 20:12 20:22 23:23 24:11 24:24 25:2 25:9 27:16 29:2 29:3 29:6 106:4 106:8 rci-1 4:17 4:20 re-examination 4:20 4:20 reaction 29:11 reactor 29:12 read 87:7 116:8 129:14 129:18 readiness 17:1 reading 31:16 31:17 31:22 32:5 75:14 104:19</p>	<p>readings 25:20 26:4 26:25 26:25 27:1 27:2 27:7 29:25 30:7 30:21 31:11 32:11 50:9 82:16 realization 123:6 realize 104:9 realm 106:15 realtime 82:18 reapplied 90:24 reason 35:24 42:2 43:4 65:2 68:2 69:6 78:24 79:20 120:24 124:18 127:21 reasonable 110:8 reasons 68:24 120:23 125:9 recall 108:15 recaust 97:16 receding 78:10 receive 113:25 received 17:6 71:24 72:12 80:6 112:23 113:10 113:19 113:20 113:21 recently 4:2 115:4 119:5 recertification 99:25 100:10 recess 71:14 117:13 recommend 110:24 114:14 recommendation 4:25 77:13 79:23 recommendations 3:19 26:12 109:9 112:18 113:1 121:22 126:18 126:19 recommended 111:8 reconvene 71:13 record 4:21 8:13 36:6 76:1 recorded 12:14 76:2 recording 18:17 recovery 16:20 83:16 89:16 97:4 97:15 100:12 101:8</p>
--	---	---	--	---

<p>102:20 107:3 rectified 118:3 red 93:11 redundant 60:17 refer 88:23 reference 118:16 119:22 referenced 118:15 referring 88:17 refinery 9:14 16:4 16:9 16:13 16:24 17:13 refining 3:2 15:22 refractory 77:15 80:13 regarding 4:24 121:21 registered 19:4 25:3 25:4 34:7 35:15 40:4 registering 35:18 46:17 registration 46:20 46:23 47:9 regression 74:20 regulations 68:25 127:23 128:5 131:13 reiterate 96:23 relate 15:4 related 16:17 29:4 40:24 85:7 85:8 119:9 131:17 relates 62:17 released 89:11 relief 73:22 102:2 rely 112:5 remind 126:24 remote 46:11 47:5 47:18 48:13 51:1 53:14 53:19 53:24 54:25 57:14 58:25 59:14 62:3 63:7 remotely 46:4 removal 21:25 77:17 77:19 85:5 remove 79:9 79:15 79:18 87:13 111:9 removed 117:24 removing 77:14</p>	<p>79:15 renewal 25:6 66:16 66:24 67:1 68:22 75:19 rennai 3:23 116:22 reorganized 55:6 reorganizing 128:25 repair 19:21 28:23 29:13 repaired 90:7 repairs 19:22 36:19 37:8 37:10 repeat 89:15 replace 42:9 102:19 replacement 4:12 reply 120:13 120:19 report 3:13 13:17 14:10 14:12 20:2 23:23 24:7 27:16 27:22 27:24 30:12 30:16 74:2 74:3 75:22 76:2 76:6 76:7 76:9 81:17 85:1 94:4 94:7 101:6 101:11 102:5 reporter 5:24 5:25 10:18 33:19 66:21 129:21 reporting 1:23 10:19 14:3 reports 37:23 72:25 73:10 73:22 74:5 representative 2:2 2:4 2:8 3:20 3:21 7:21 112:22 112:22 112:24 112:25 113:16 113:18 114:11 114:20 115:8 115:10 125:24 representatives 113:9 125:25 representing 10:6 114:23 request 34:17 38:14 38:15 44:1 55:21 55:25 71:23 76:18 76:24 120:5</p>	<p>requested 34:3 34:13 34:14 120:24 requesting 33:8 41:22 55:24 71:17 requests 3:21 41:15 required 18:24 32:2 32:3 96:8 96:17 requirement 30:4 62:14 62:16 110:23 111:15 122:14 requirements 4:16 4:20 36:18 110:11 112:3 120:7 120:10 120:15 120:18 122:11 122:12 124:17 124:23 127:22 128:20 requires 111:18 requiring 19:21 reschedule 22:18 rescheduled 16:23 rescind 124:17 rescinded 90:24 research 82:5 reset 46:7 residents 113:12 113:15 residue 77:23 resigned 7:22 resigning 112:20 respect 7:6 7:7 12:24 respective 18:18 respiratory 45:21 46:22 46:25 47:9 48:14 53:20 respond 38:18 responded 52:14 response 8:7 11:9 11:13 11:15 11:17 11:19 12:11 13:4 13:7 13:9 13:11 13:13 14:13 15:15 20:18 23:20 23:24 24:1 24:3 24:5 27:20 32:17 32:21 32:23 32:25 33:2 35:4 38:23 39:8 39:12 39:14 39:16 39:18 43:23 64:5</p>	<p>64:13 73:18 89:14 107:19 107:23 107:25 108:2 108:4 112:14 116:18 117:3 117:5 121:17 129:23 responsibilities 46:12 53:10 responsibility 47:1 96:25 responsible 83:15 97:8 rest 107:9 124:18 124:22 results 16:21 18:17 84:3 resumes 113:25 retaining 95:20 retired 94:6 115:4 115:5 115:10 revalidation 18:25 review 16:6 17:16 68:17 100:2 121:13 127:15 reviewed 12:25 reviewing 18:15 111:25 revise 65:16 revised 4:2 110:5 118:13 119:5 120:22 revising 70:23 71:4 revision 4:1 4:6 55:2 68:1 118:25 revisions 72:15 75:20 76:19 76:21 revocation 4:12 rhone 9:3 9:3 34:13 41:1 ribbon 93:10 richard 9:9 24:12 27:14 33:4 right 10:20 11:11 15:10 15:14 17:19 23:21 29:20 30:2 30:2 30:15 38:24 39:9 43:24 47:7 48:21 49:1 54:11 58:17 59:16 60:12 60:23 61:22 64:2</p>	<p>65:8 65:12 65:22 67:19 77:7 83:20 88:5 91:10 91:12 92:5 97:25 98:24 98:25 99:1 103:2 105:4 105:9 106:12 109:13 112:17 117:6 117:9 121:15 126:22 129:5 right-hand 19:12 59:20 risk 15:23 16:5 16:7 19:6 19:8 19:9 23:11 79:15 79:25 80:2 80:23 80:24 81:4 82:10 86:24 87:16 87:17 89:18 93:22 101:6 103:25 risk-based 23:7 79:2 road 80:15 124:2 roadblocks 6:24 roads 24:16 robinson 7:20 73:9 role 96:25 roles 96:22 rolling 6:24 123:5 room 46:5 52:9 57:6 rosa 6:11 roughly 78:1 round 25:23 25:24 27:7 27:8 route 6:23 routine 16:16 18:22 28:24 roving 47:11 rubbing 96:1 rule 4:2 5:1 5:1 30:4 54:24 55:1 55:3 55:5 55:11 65:22 65:25 70:9 87:11 95:18 106:7 118:13 119:9 120:8 128:12 128:21 rulemaking 128:13 rules 1:2 1:9 3:20 4:17 4:20 5:3 6:5 41:5 68:25 119:5 120:11 121:4</p>
--	--	--	--	---

<p>127:23 128:4 run 42:13 42:14 42:15 63:13 102:1 102:11 102:13 107:8 107:9 running 60:25 87:17 rush 93:17</p> <hr/> <p style="text-align: center;">S</p> <hr/> <p>safe 6:9 16:18 55:20 104:16 safeties 59:11 safety 6:6 16:24 17:14 65:11 84:10 104:13 123:9 125:20 said 36:2 45:9 49:2 67:13 68:15 84:13 92:12 101:24 104:11 108:18 109:9 127:9 128:23 salary 111:3 111:4 sales 10:3 salt 77:23 93:11 sam 2:10 8:18 41:12 69:14 76:3 111:21 113:18 same 40:14 40:15 42:10 42:11 42:11 54:9 55:5 72:5 72:11 80:9 80:22 80:25 81:4 82:11 89:1 102:17 115:17 sample 74:15 sanders 9:23 9:23 95:3 97:10 97:10 98:20 99:1 99:14 99:24 sap 21:23 22:25 25:13 satisfied 111:2 saw 68:5 say 11:12 23:23 29:8 29:17 32:20 39:10 50:14 54:2 61:2 62:6 64:8 76:14 79:3 80:4 81:10 82:16 88:21 99:6 102:6 103:3</p>	<p>106:8 107:21 115:11 115:21 120:6 129:8 saying 48:22 60:13 61:13 66:7 78:19 81:3 89:3 says 52:19 53:16 60:22 60:22 68:15 99:6 99:8 101:6 109:23 114:19 115:7 127:25 scary 123:14 scenario 47:2 75:13 102:23 schedule 21:24 105:3 scheduled 5:4 16:14 17:11 17:18 18:1 18:3 18:11 18:13 19:17 scheduling 18:19 scheme 79:5 83:2 schemes 31:6 scope 12:21 22:4 122:1 second 11:5 11:7 12:7 12:9 20:6 20:7 20:9 27:8 27:25 28:2 34:23 34:25 39:4 39:6 44:5 44:7 73:14 77:6 101:7 secretary 2:16 8:17 section 4:4 73:4 75:8 75:24 118:15 sector 111:5 security 6:8 56:18 82:23 see 17:23 19:8 26:5 26:16 29:25 30:12 43:13 47:15 53:3 53:3 59:2 59:15 60:22 61:13 67:8 68:13 70:18 78:19 78:20 78:21 78:21 78:23 81:9 82:6 88:6 89:22 98:21 100:15 102:7 109:14 109:22 109:23 110:4 110:10</p>	<p>seeing 59:16 59:18 104:10 seen 64:20 65:1 78:8 80:11 81:14 86:1 94:7 95:25 106:4 109:16 select 25:20 sellable 24:23 send 51:21 55:22 sending 129:11 senior 50:4 50:5 50:7 54:16 seniority 99:2 99:2 sense 102:8 125:19 sent 36:2 43:3 56:4 58:7 76:2 94:11 118:18 separate 29:5 93:23 107:13 separated 93:24 separately 19:18 september 12:19 13:2 35:7 72:21 75:18 121:25 serve 54:15 served 48:14 service 26:11 29:14 35:19 77:22 set 17:17 46:1 50:14 91:23 131:22 seven 50:18 several 17:21 22:10 52:6 shall 4:3 4:13 4:16 4:19 4:22 114:19 119:20 share 7:25 she'll 8:12 sheet 49:25 shelby 14:5 14:6 124:9 124:13 124:15 124:16 shifts 45:7 short 45:7 71:12 119:14 123:2 124:24 shorted 63:10 show 53:9 54:18 75:1 86:10 90:10 91:25</p>	<p>showing 101:9 shown 53:23 73:11 73:24 shows 75:4 91:25 100:20 shut 59:6 60:15 60:24 63:12 86:17 90:7 90:11 90:22 91:10 91:13 91:15 91:19 shut-down 63:7 89:13 shutdown 97:7 102:21 103:11 shuts 47:13 47:14 48:5 48:6 62:19 sick 45:8 side 6:11 19:12 25:8 29:5 45:25 59:20 59:21 98:24 significant 19:20 22:5 75:22 111:14 silence 7:5 47:24 60:14 61:2 61:6 61:7 61:10 silencer 59:17 59:17 60:1 61:3 silencing 48:4 60:9 silent 115:7 similar 25:12 similarly 25:9 since 18:5 35:16 74:24 75:3 75:14 75:18 81:19 94:6 98:4 119:6 128:17 single 100:20 107:12 sir 21:6 21:15 22:23 22:23 23:3 23:4 23:17 44:16 45:5 58:19 59:23 61:5 61:14 63:22 93:1 99:5 sister 28:18 site 17:11 17:17 19:2 40:3 44:2 52:7 54:1 61:24 77:3 108:8 situation 89:1 six 29:11 34:5 36:7</p>	<p>38:6 85:21 87:18 89:24 90:20 six-month 90:10 91:3 91:9 size 26:10 47:21 sizes 28:10 slight 77:21 slope 77:21 slow 122:5 122:9 small 46:21 47:22 49:4 81:9 99:4 99:6 smaller 74:20 smelly 78:15 smelt 74:1 77:14 77:23 85:5 93:6 93:9 93:14 94:23 94:24 smith 10:4 122:6 122:6 smooth 41:3 87:19 snapshot 100:4 100:16 100:17 sneed 9:21 9:21 71:22 71:22 72:3 72:14 74:19 75:12 75:25 80:4 81:5 81:21 82:1 82:15 82:21 83:1 83:12 84:11 88:20 92:4 93:2 94:4 94:17 94:23 95:13 96:6 97:1 97:2 98:7 99:10 100:3 100:14 100:19 100:24 101:2 101:13 101:15 101:23 102:10 102:22 103:3 103:9 104:21 105:5 105:10 105:13 105:18 105:21 106:18 106:22 106:25 107:8 107:14 107:17 108:11 108:22 108:25 software 16:10 16:23 21:1 23:7 23:14 25:12 56:20 74:22 solar 89:15</p>
--	---	--	--	--

<p>solidified 77:24 solids 28:9 solutions 3:4 10:9 10:11 10:15 33:8 33:15 33:18 somebody 45:7 49:1 58:3 58:24 115:4 somehow 86:13 someone 110:24 114:2 something 7:13 8:2 14:19 48:24 58:3 58:13 62:15 78:1 78:2 84:20 87:4 87:22 88:4 92:6 93:16 96:13 96:17 125:3 125:16 127:3 129:13 sometimes 93:14 93:21 soon 17:18 117:17 sooner 51:18 sop 74:14 sops 100:2 100:5 100:8 100:9 100:10 sorry 128:8 sounded 47:15 59:8 sounds 47:14 59:25 96:10 96:15 speak 7:15 33:21 72:14 117:2 speaking 33:20 spearheading 122:7 special 4:11 4:13 36:18 39:21 120:17 120:21 specialist 97:18 specials 33:9 34:19 36:13 39:2 specialty 18:23 specific 16:14 18:9 28:20 75:2 83:4 100:1 108:18 specifically 82:23 83:14 96:24 119:16 specification 24:22 spelled 5:24 spent 128:25</p>	<p>spot 128:9 spout 95:1 spouts 94:23 94:24 squirting 45:24 staff 48:14 49:13 staffed 14:9 stamped 35:10 35:15 36:16 37:4 stamps 38:16 stand 43:16 68:14 standard 20:23 86:17 100:10 standpoint 21:17 58:22 84:6 101:19 start 8:15 25:24 44:9 52:1 59:9 87:20 95:23 122:19 125:18 started 25:14 25:24 43:15 51:16 81:23 123:18 starting 30:19 starts 126:3 state 1:1 1:8 2:12 2:14 2:16 5:2 13:20 13:24 15:1 29:21 34:8 34:8 34:19 36:13 36:18 36:20 40:4 43:7 43:8 55:23 57:13 76:6 77:4 105:16 106:7 108:9 111:3 111:7 111:9 113:2 117:16 122:13 122:17 122:24 124:18 124:22 131:2 131:5 132:1 stated 49:13 57:16 73:11 77:13 121:23 statement 31:10 82:10 82:13 114:25 states 52:15 52:17 53:14 101:11 102:17 110:6 110:8 119:17 122:10 123:24 stating 56:1 118:19 station 47:8 47:18 48:13 48:18 52:9 53:15 54:25 58:25</p>	<p>59:14 statistical 81:3 status 4:24 16:6 17:19 19:25 20:2 22:17 24:17 25:1 68:21 84:23 102:20 106:20 statute 115:6 116:8 127:23 128:2 128:4 128:7 stayed 117:25 stays 92:23 steam 102:2 114:21 115:9 steaming 101:8 101:11 101:20 101:25 steel 78:17 86:5 step 126:14 sterilizing 42:6 sticks 92:9 92:14 still 12:21 50:16 50:17 60:8 65:21 82:9 85:18 88:6 92:8 92:15 92:22 103:4 103:11 106:21 106:22 112:18 122:1 123:12 stipulation 115:18 stone 1:23 10:19 stop 63:11 stopped 84:15 87:24 stops 88:6 straightened 70:18 70:19 118:5 streets 6:24 stress 86:2 86:4 study 101:17 101:17 stuff 57:20 78:15 79:18 subcontracted 51:7 submission 17:4 submit 113:14 114:3 119:8 126:18 126:19 127:9 submitted 17:6 17:13 114:4</p>	<p>subsequent 34:12 34:18 subsequently 34:9 39:25 successful 16:19 77:3 108:8 118:17 suggested 119:6 suggestion 119:4 121:19 suite 1:24 sulfur 78:15 sulfur 16:20 89:18 summarized 75:19 summary 16:7 98:2 super 79:22 superintendent 97:14 supervisor 9:4 54:16 supplemental 74:9 74:17 supply 9:16 support 125:6 125:15 supporting 76:17 supposed 59:12 69:2 93:19 123:22 sure 15:19 45:24 50:10 50:15 53:3 54:6 54:8 55:17 57:16 57:20 59:11 61:19 63:16 71:11 76:21 82:9 82:12 82:13 94:12 95:10 105:10 108:20 117:14 123:1 126:9 127:14 129:1 surface 22:1 surgery 42:6 surveying 110:6 suspension 4:11 sutherland 14:7 switch 46:7 59:9 59:18 60:4 60:17 63:7 system 16:10 21:23 22:13 22:16 22:24 23:1 25:13 61:21 61:23 65:17 82:19 82:24 89:20 95:24</p>	<p>96:3 <hr/> T <hr/> t-co 23:2 tab 58:2 101:6 table 6:20 7:15 10:21 17:5 17:23 19:9 19:11 19:24 31:10 98:21 117:7 122:22 124:20 126:9 tables 16:22 18:19 tabs 58:6 58:11 tag 61:4 tags 39:21 take 6:10 13:16 14:17 21:25 22:1 22:5 22:10 25:19 26:5 28:21 28:22 30:7 31:18 54:2 55:19 65:15 71:10 74:23 79:14 85:21 87:20 91:7 93:20 102:24 103:4 112:2 113:18 113:24 118:19 119:11 124:11 129:9 taken 26:7 77:22 85:13 124:20 131:9 takes 33:7 45:13 109:3 122:21 taking 29:25 105:23 tale 88:4 talk 119:13 talked 62:15 84:16 110:21 124:9 talking 21:17 84:4 90:8 110:6 tank 92:3 93:5 93:5 93:8 93:8 93:14 93:18 94:1 94:20 tasks 100:1 tca 4:6 team 17:2 tech 54:16 technical 58:21 72:8 72:24 technically 102:5 technician 50:5</p>
--	---	---	--	--

<p>50:6 technicians 50:5 50:8 techniques 18:17 18:21 tell 56:23 79:6 87:11 94:7 94:12 101:19 106:10 115:22 temps 51:4 ten 29:11 71:11 110:5 110:25 111:16 ten-year 110:22 tend 79:19 91:4 tennessee 1:1 1:8 1:24 2:12 2:14 2:16 3:2 6:4 7:21 11:24 11:25 12:18 15:22 17:14 29:22 33:9 36:20 36:23 39:1 39:21 41:17 41:24 41:24 43:3 43:9 43:21 44:2 44:12 55:23 71:19 77:2 77:4 105:17 108:9 113:12 113:14 118:13 118:25 120:8 120:15 120:20 120:25 121:4 121:24 129:16 131:2 131:5 131:11 terms 27:6 82:8 test 58:23 58:25 59:1 59:3 73:22 111:25 112:5 112:10 tested 35:10 49:14 75:3 testing 18:24 52:3 59:10 86:11 tests 50:19 texas 124:14 thank 10:21 13:19 15:17 20:15 20:21 23:3 24:6 24:8 27:13 27:18 33:3 33:5 33:24 35:2 38:9 40:24 40:25</p>	<p>41:8 41:10 70:12 70:13 70:16 71:8 73:21 83:20 100:22 101:1 106:24 107:16 108:10 108:11 108:25 109:1 112:15 118:6 118:8 118:11 118:21 118:22 121:18 127:17 129:8 129:19 129:21 thankful 8:4 thanks 116:15 them 7:5 7:17 18:18 35:12 36:12 41:7 41:25 42:2 42:8 42:14 42:15 42:20 45:22 47:15 51:20 51:22 51:24 54:18 55:19 58:8 69:2 74:1 74:10 75:1 87:16 93:21 99:19 101:18 104:1 117:24 124:19 125:25 themselves 44:15 50:20 81:15 91:19 95:21 96:22 therapist 47:9 48:15 therapists 53:20 therapy 45:21 46:22 46:25 therefore 78:16 115:24 thermal 85:14 85:23 88:7 thermally 102:24 they 6:10 7:11 15:1 15:2 15:7 24:11 27:2 27:3 30:6 30:8 30:10 30:11 30:12 34:1 34:5 34:13 35:11 35:16 36:11 38:6 40:13 40:14 40:19 41:2 41:5 41:25 42:12 42:17 42:19 42:21 46:1 46:3 46:4 46:6 46:7</p>	<p>46:8 46:24 46:25 49:3 49:4 49:23 50:15 51:23 53:20 53:21 54:2 55:15 56:16 56:17 58:4 58:7 58:23 59:1 60:5 60:24 61:19 61:19 67:9 69:9 74:22 74:25 76:10 76:14 76:14 81:23 82:3 83:11 85:20 87:23 88:2 88:25 89:24 90:13 91:8 91:12 91:14 91:15 91:16 91:18 92:11 93:15 96:2 96:8 96:9 96:10 96:14 98:21 99:25 100:1 100:2 100:5 100:7 100:9 101:23 104:5 104:6 104:6 104:8 111:1 111:2 113:2 115:2 115:5 115:18 115:23 116:1 126:2 126:2 127:3 they'd 96:16 they'll 15:23 59:6 118:2 thickness 23:16 26:18 26:19 26:20 26:21 27:2 28:16 28:23 30:1 31:11 32:2 32:3 75:10 81:6 81:13 81:18 82:6 82:15 85:1 85:7 86:11 thicknesses 32:5 74:12 75:2 thin 78:8 87:14 thing 35:11 43:2 54:9 62:11 75:25 81:7 85:1 85:15 88:5 89:22 96:11 123:10 125:14 128:9 things 8:3 45:23 64:23 79:11 85:24 92:22 94:8 94:12 96:9 107:6 123:6 123:8 123:19 125:2 126:3 126:5</p>	<p>think 15:16 25:9 26:15 30:17 30:21 31:15 37:22 37:23 40:21 58:24 92:25 93:10 96:11 96:19 96:21 100:15 107:7 109:8 109:12 110:21 111:19 111:20 113:13 115:1 117:16 123:11 125:2 126:6 126:11 thinning 85:3 third 26:17 45:12 third-party 16:24 thornburg 42:17 thought 100:24 124:21 thoughts 85:11 106:20 three 3:22 22:6 40:2 40:8 45:10 69:2 77:10 89:1 96:7 96:16 99:24 100:8 104:22 105:2 105:7 106:2 112:23 113:3 113:10 113:14 113:25 three-foot 116:23 through 34:2 34:12 34:12 35:17 40:1 41:7 49:17 49:24 52:2 54:7 56:16 56:17 58:23 61:20 68:25 75:1 76:20 80:19 80:21 98:10 98:14 98:19 98:19 99:18 99:19 99:25 117:21 119:7 124:11 126:4 127:23 128:13 128:14 throw 121:12 tie 63:9 tie-in 63:14 tied 57:20 62:19 62:20 62:21 62:24 63:11 64:23 64:23 time 6:21 7:7 7:25 21:8 21:10 24:14</p>	<p>29:13 30:21 34:6 35:14 36:2 36:6 36:9 37:21 40:15 41:20 42:23 48:25 49:20 61:18 62:7 63:6 67:15 69:9 70:12 72:11 73:5 76:16 84:18 84:22 84:25 90:15 91:2 91:15 92:6 92:7 94:5 102:15 108:13 113:20 115:3 119:13 123:3 123:22 127:15 128:25 times 28:23 70:19 87:20 87:21 88:6 96:16 timing 21:13 tiny 90:3 title 109:23 109:25 109:25 titles 54:7 tn 4:2 5:6 today 6:15 6:18 6:24 7:11 10:7 16:5 25:7 27:6 37:4 44:2 68:9 69:22 75:20 77:2 117:22 119:12 120:2 together 43:6 57:21 122:8 tolerance 26:21 tons 24:22 took 69:1 top 92:5 96:9 109:22 109:23 tosha 17:20 total 13:22 13:23 13:25 14:6 76:11 113:11 totally 86:3 toth 9:15 9:15 66:14 66:15 66:19 66:22 66:22 67:25 88:15 88:19 88:21 89:9 115:13 115:14 116:7 117:10 117:12 118:6 119:3 125:1 125:1 127:19</p>
--	--	---	---	---

127:21 128:3 128:8 128:16 128:22 tough 95:8 towards 84:14 track 23:1 80:20 tracking 57:10 trademark 74:22 traffic 7:2 train 45:18 51:22 51:25 100:1 trained 45:14 45:22 46:23 51:20 87:3 100:5 training 4:25 9:16 51:1 51:13 52:4 65:6 72:7 72:9 74:4 74:6 74:13 74:14 74:14 74:17 80:16 80:19 80:19 80:20 80:21 98:1 98:2 98:16 98:17 99:21 99:23 100:21 121:23 122:11 122:14 124:23 126:1 transacts 124:23 transcript 131:9 trauma 47:3 48:12 true 131:8 trump 6:14 try 65:18 79:18 95:11 trying 24:14 80:14 91:1 111:5 tube 81:13 83:25 83:25 85:1 85:2 85:7 85:10 85:22 86:2 86:3 86:14 87:13 87:14 88:22 tubes 77:25 78:4 78:8 78:10 78:12 78:17 78:20 78:20 78:21 79:16 84:15 89:23 95:23 96:1 tuesday 17:12 turn 60:22 63:7 96:14 turned 87:1 turnover 51:10 two 3:19 14:2 22:6	24:25 30:6 30:13 39:24 41:16 42:22 44:25 45:10 47:8 50:5 57:7 69:17 74:12 74:16 75:2 75:10 79:4 79:11 80:18 81:6 104:5 105:2 105:6 112:18 113:12 121:3 125:10 two-line 57:10 two-week 4:10 4:15 120:1 two-year 30:3 103:19 103:22 104:3 105:16 108:6 type 48:15 81:24 89:1 96:15 types 85:3 typical 26:5 26:17 83:25 typically 7:9 12:9 30:18 52:10 typo 44:18 74:2 102:5 118:12 118:17 <hr/> U <hr/> u-stamped 40:5 ug 82:15 ug-27 4:4 118:16 uh-huh 61:8 63:3 ul 62:2 62:11 62:14 ultimately 65:11 unauthorized 56:6 56:12 uncorrected 14:2 under 11:24 41:3 46:10 55:3 57:14 63:20 75:8 75:23 83:5 98:1 101:6 103:20 110:3 110:10 underneath 60:4 78:22 understand 48:22 60:12 95:13 95:17 106:12 125:22 understanding 72:4 85:19 126:7	underwent 16:24 unfired 105:9 105:13 unfortunately 24:15 union 114:12 114:12 115:19 115:19 115:25 116:5 unions 115:20 unit 5:2 11:25 39:20 55:22 68:7 68:13 72:9 77:3 77:22 83:2 96:9 107:1 108:8 109:22 117:19 118:8 121:6 131:14 units 16:21 96:14 103:19 unless 5:24 56:17 91:10 119:18 unpredictable 85:16 unsafe 36:10 36:11 until 45:19 46:16 51:25 65:2 66:1 70:8 80:5 117:20 unusual 78:12 up 12:18 12:25 15:25 17:17 23:6 25:6 30:19 33:21 42:19 45:17 46:1 58:3 61:2 68:22 69:12 76:12 80:5 86:10 86:18 87:20 91:9 92:10 94:1 103:7 104:19 106:10 117:20 117:20 117:23 117:23 118:3 upcoming 8:2 update 4:1 4:5 5:1 24:17 27:5 27:9 51:20 98:6 121:21 122:4 updated 25:1 69:8 72:25 73:23 74:3 74:4 99:20 upgrade 16:11 97:4 upgraded 16:11	upgrades 101:21 upon 108:7 122:18 126:12 127:6 use 20:24 25:8 25:11 49:25 55:10 77:17 79:17 used 20:23 23:9 35:13 42:5 42:5 42:6 67:4 81:18 82:3 user 2:4 36:17 using 54:24 74:22 75:13 77:18 usually 46:15 47:8 49:22 49:23 50:7 56:20 69:9 ut 23:16 105:21 utilities 83:14 97:3 97:5 97:12 97:14 98:2 utilize 21:22 21:24 <hr/> V <hr/> va 104:17 104:19 104:20 104:21 105:8 vacancies 112:20 vacant 3:20 3:22 112:18 valero 3:2 9:13 15:22 16:4 16:9 20:2 23:23 25:9 25:12 29:17 106:4 124:8 valid 110:12 value 26:18 values 75:10 valve 62:20 73:22 102:2 variance 21:10 41:16 41:22 42:25 43:17 43:20 44:1 52:19 55:10 55:24 56:1 56:2 65:14 66:16 67:7 67:11 67:23 68:2 68:6 68:6 68:8 68:14 68:16 68:21 69:8 69:14 69:19 69:21 69:23 70:3 70:7	70:8 71:17 72:12 80:6 84:3 84:22 90:6 90:8 90:12 90:23 91:5 91:21 variances 14:2 velocities 28:10 verbal 8:7 11:9 11:15 11:17 11:19 12:11 13:4 13:9 13:11 13:13 14:13 15:15 20:18 23:20 24:1 24:3 24:5 27:20 32:17 32:23 32:25 33:2 35:4 38:23 39:8 39:14 39:16 39:18 43:23 64:5 64:13 73:18 107:19 107:25 108:2 108:4 112:14 116:18 117:3 117:5 121:17 129:23 verbiage 53:4 55:5 55:11 57:15 57:18 verify 59:7 version 129:11 versions 103:21 versus 98:12 127:23 vessel 4:3 22:10 26:6 26:10 26:11 26:23 28:21 29:10 105:9 109:11 110:13 112:6 115:16 vessels 4:2 25:4 25:5 25:6 25:15 26:4 28:6 33:9 33:25 34:7 34:9 34:19 35:9 35:11 35:18 36:3 36:10 36:15 36:16 36:17 36:19 36:22 37:8 37:14 38:3 38:4 39:1 39:22 39:23 40:2 118:14 vi 3:14 via 22:1 view 82:19 vii 3:16 viii 3:17 4:4
--	--	--	--	--

<p>violations 14:1 visit 17:11 44:3 54:2 77:3 108:8 visiting 6:15 visitors 7:16 8:10 visual 19:23 28:22 45:25 46:23 50:11 visually 86:9 vjihara 10:8 10:8 33:14 33:14 37:11 37:25 volatility 83:24 voluntary 17:3 vote 12:19 13:2 15:8 64:16 121:25 voted 6:19 110:17 voting 11:18 13:12 15:11 15:12 24:4 33:1 39:17 108:3 vpp 17:16 vulnerability 82:25</p> <hr/> <p style="text-align: center;">W</p> <hr/> <p>wacker 3:3 9:9 9:11 24:10 24:13 27:15 27:22 29:20 106:4 wait 43:21 waiting 17:20 waivers 98:11 98:11 walk 49:16 walk-down 96:8 wall 75:5 78:20 walls 78:7 want 6:13 6:22 7:13 12:13 12:23 14:4 21:12 24:13 27:5 55:11 55:17 59:7 60:11 74:25 82:9 82:12 84:8 91:15 91:17 102:14 102:24 118:7 118:11 122:20 122:25 127:3 127:9 128:10 128:18 129:8 wanted 30:24 95:16 117:13 126:23 wanting 91:23 warning 7:3</p>	<p>watch 50:15 78:9 watching 6:20 water 57:19 59:5 59:6 83:25 86:20 88:22 93:7 93:9 93:12 way 8:4 14:25 26:7 29:23 32:4 69:3 72:2 78:5 81:22 103:20 104:16 115:11 116:2 128:25 131:19 we'd 75:14 web 83:19 83:19 website 5:2 11:24 117:16 wednesday 5:4 week 25:25 45:16 50:7 50:19 58:23 113:11 117:20 weekend 50:18 weekends 50:16 50:18 weeks 71:3 108:24 welcome 65:17 107:17 weld 85:10 86:2 95:20 welded 86:5 welding 22:3 37:10 welds 22:12 went 69:6 76:20 80:8 81:11 81:21 103:9 103:10 117:20 west 41:23 whatever 52:12 90:17 115:23 122:25 wheeling 22:2 when 4:12 6:25 7:12 8:10 18:24 23:1 29:16 30:18 34:5 37:20 38:2 45:9 47:13 49:23 51:18 53:1 54:1 54:2 56:3 59:1 59:4 59:6 59:13 59:25 60:13 62:7 67:13 69:1 75:14 78:19</p>	<p>80:7 84:6 85:20 86:8 91:8 92:2 92:24 93:10 95:4 99:8 99:10 107:11 117:23 118:12 125:13 125:18 where 6:7 22:12 27:6 28:9 29:20 30:15 35:23 37:4 43:16 47:22 49:3 54:3 57:11 58:4 58:23 61:10 62:18 63:8 63:10 63:14 64:23 65:6 68:13 69:20 79:14 79:15 80:12 84:14 88:10 88:25 94:1 95:25 99:6 100:1 100:24 109:9 110:4 114:6 126:14 whereas 31:1 whereof 131:22 whether 52:11 54:15 60:10 78:23 115:9 whichever 46:6 white 9:25 9:25 97:13 97:13 99:3 100:7 who 7:9 8:13 21:11 29:16 45:3 49:17 52:18 53:11 53:19 53:24 54:19 66:2 66:2 66:10 76:3 83:1 83:6 94:6 101:16 113:1 114:13 117:1 123:12 129:9 who've 7:24 whoever 46:2 54:16 whole 62:11 83:3 83:22 117:25 wholeheartedly 125:18 why 35:25 36:14 47:15 63:13 68:2 84:9 110:21 125:9 127:21 wide 103:18 103:25 will 4:24 6:16 6:20</p>	<p>6:22 6:23 6:24 8:11 12:12 13:16 14:8 14:17 17:10 17:18 22:24 24:11 25:25 26:16 27:8 28:21 31:6 40:22 46:1 50:8 50:13 54:23 60:14 60:14 61:19 70:7 70:10 70:22 70:23 70:24 71:2 71:5 82:6 89:14 90:24 101:11 102:20 106:22 108:23 115:8 120:4 123:9 123:22 124:1 128:12 129:5 williamson 131:3 window 72:20 72:22 72:23 wire 22:2 wise 37:14 60:17 within 6:10 16:23 27:11 41:4 62:17 82:24 104:20 113:19 116:10 122:17 122:17 123:15 131:8 witness 131:22 wives 88:4 wonderful 123:11 125:3 woodfin 10:12 10:12 33:12 33:12 33:24 36:1 36:7 37:9 38:1 38:8 38:17 39:24 40:8 40:11 40:14 40:21 41:10 41:13 word 94:7 94:8 words 41:9 57:17 57:24 62:20 106:1 work 22:4 22:25 39:20 41:11 42:21 55:18 68:7 69:14 69:16 73:12 83:4 97:6 97:8 97:18 118:2 118:9 122:5 122:8 126:4 worked 42:10 worker 46:8</p>	<p>workforce 1:1 5:5 110:16 129:6 131:12 working 4:3 109:25 115:3 workplace 131:13 worry 111:22 worse-case 75:13 wow 124:21 writing 108:15 wrong 28:5 35:11 wrote 44:19</p> <hr/> <p style="text-align: center;">X</p> <hr/> <p>xi 5:7</p> <hr/> <p style="text-align: center;">Y</p> <hr/> <p>y'all 41:6 yamahara 10:10 10:10 33:16 33:17 37:12 37:16 yards 52:12 yeah 31:24 48:22 48:25 51:15 56:22 61:8 61:13 61:15 88:15 98:9 98:20 105:13 105:24 122:4 124:24 year 17:22 18:7 24:22 24:25 25:17 26:1 38:7 40:2 42:9 51:13 71:24 72:6 76:5 79:4 80:10 92:3 92:4 100:2 101:15 104:22 104:25 105:19 105:23 106:21 106:23 123:12 126:20 yearly 80:5 years 24:25 28:19 30:6 30:14 34:5 36:7 38:6 42:9 42:20 69:2 74:21 75:6 78:7 79:7 79:12 80:18 81:10 81:11 81:17 86:1 99:24 100:9 104:5 105:2 105:7 106:2 110:5 110:5 110:7</p>
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<p>110:25 111:15 111:16 111:18 125:4 yellow 58:13 you-all 33:22 109:12 110:20 114:2 114:2 126:24 yourselves 33:11 71:20 yuki 10:8 33:14</p> <hr/> <p style="text-align: center;">Z</p> <hr/> <p>zero 19:5</p> <hr/> <p style="text-align: center;">0</p> <hr/> <p>00 5:4 46:15 46:16 49:24 000 3:24 24:21 101:24 102:3 117:1 02 6:3 03 4:2 4:2 4:2 55:4 55:4 120:8 120:8 030 4:2 06 119:15 120:8 074 13:25 08 55:4 81:24 0800 4:2 4:2 55:4</p> <hr/> <p style="text-align: center;">1</p> <hr/> <p>1-1 3:24 10 18:11 71:10 71:13 73:4 75:19 129:4 100 42:14 42:15 112:4 106752 43:10 1089 1:25 109 4:6 4:11 118:25 120:16 127:10 11 55:4 77:11 77:11 98:2 98:6 99:7 99:16 129:7 110 90:19 12 4:2 12-1 26:20 122 4:6 4:11 90:19 118:25 120:16 127:10 1250 88:18 89:5 1250psi 88:19</p>	<p>12r 76:9 12th 25:16 14 3:12 5:4 11:23 18:10 19:14 71:10 98:2 98:6 1400 93:11 149 17:25 19:13 14th 129:5 15 1:10 132:2 150 42:12 42:13 89:9 15th 131:14 131:23 16 18:2 18:11 45:13 78:7 16-14 13:1 1600psi 89:4 17 18:11 31:15 31:18 17-01 3:2 3:16 15:22 17-02 3:3 3:16 24:10 17-03 3:4 3:16 33:7 17-04 3:5 3:16 41:15 17-05 3:6 3:16 71:16 18 72:24 80:1 80:2 80:7 80:8 80:15 80:25 82:11 18-month 71:23 72:20 72:22 80:7 103:10 111:1 189 18:13 19506 44:17 44:17 1999 99:20 1r 75:19 1st 99:8 99:15 100:12</p> <hr/> <p style="text-align: center;">2</p> <hr/> <p>2-5 4:20 20 24:21 26:9 79:6 20-minute 54:24 55:3 55:4 55:10 65:22 65:25 70:9 200 129:13 2002 75:14 80:5 2007 88:24 116:25 117:21 117:21</p>	<p>2008 74:24 75:3 81:22 82:7 2012 99:7 99:16 2014 72:19 80:5 84:13 2015 19:10 25:3 2016 3:12 11:23 12:19 13:2 14:4 16:5 16:18 16:25 17:5 17:8 17:25 18:5 18:7 18:12 19:11 20:3 25:4 25:23 35:7 37:25 38:1 55:2 72:21 75:18 76:16 105:6 121:25 2017 1:10 5:4 17:16 18:1 18:3 18:6 18:13 25:6 25:14 25:24 75:23 76:10 102:19 129:5 131:15 131:23 2018 75:11 76:11 2019 74:3 77:16 2020 1:23 132:2 2021 75:1 208 75:9 21st 17:12 220 5:5 221 1:25 23 14:1 234 1:24 24 45:4 45:21 71:18 76:9 76:12 76:25 80:1 80:3 80:15 80:25 82:11 84:19 84:25 91:18 24-month 71:25 72:23 91:16 25 26:9 71:13 27 84:13 85:8 277 18:2 19:14 280 18:3</p> <hr/> <p style="text-align: center;">3</p> <hr/> <p>30 28:18 35:14 79:7 99:7 99:16 316 13:24 32 98:6 350 25:3 25:5</p>	<p>37069 1:24 371 1:22 132:1 38 18:1 39 104:6 398 31:19 31:25 32:12 32:13 3rd 17:15 100:13</p> <hr/> <p style="text-align: center;">4</p> <hr/> <p>40 28:19 400 3:24 117:1 42 86:1 422 55:2 496 31:22 32:12</p> <hr/> <p style="text-align: center;">5</p> <hr/> <p>50 28:19 509 18:12 510 26:12 52 42:9 53 18:5 545 101:10 102:7 56 100:19 560 101:12 565 101:10 579-1 97:20 580 23:8 101:12 102:4 581 23:8 79:2</p> <hr/> <p style="text-align: center;">6</p> <hr/> <p>60 35:15 600 101:24 102:3 102:6 102:7 102:11 615 1:25 68 4:6 4:11 90:19 118:25 120:16 127:10 68-122 120:20 128:17</p> <hr/> <p style="text-align: center;">7</p> <hr/> <p>72 85:2 758 13:23 780 13:22</p> <hr/> <p style="text-align: center;">8</p> <hr/> <p>80 79:4 800 55:2 89:7 118:13 119:9</p>	<p>119:15 120:8 128:21 876 13:21 89 123:12 89r 101:5</p> <hr/> <p style="text-align: center;">9</p> <hr/> <p>90 42:14 900 1:24 904 13:20 96 25:15 99 99:8 99:15</p>
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