

November 15, 2006

Battelle Memorial Institute
Attn: General Counsel's Office
505 King Avenue
Columbus, Ohio 43201

Dear General Counsel of Battelle Memorial Institute:

The Project On Government Oversight (POGO) is overhauling and renewing its Federal Contractor Misconduct Database (www.pogo.org/db/index.cfm), a compilation of information from public resources regarding government contractors, including Battelle Memorial Institute. On February 27, 2006, we sent you information regarding findings relevant to Battelle Memorial Institute, which I have enclosed for your reference. As of today, we have not received a response from your office.

A written response is certainly in the best interest of everyone involved. It is the best way for your company to go on record regarding this process and the instances identified; your letter will be posted in its entirety on the database. Several companies have already responded and have expressed appreciation for the opportunity to express their views. POGO would prefer to receive a response by November 30, 2006 to ensure it is included with the launch of our new database.

If you have any questions, I can be reached at (202) 347-1122. Thank you for your time and consideration.

Sincerely,

Scott Amey
General Counsel

Enclosure

Instances:

1.

J.C. Laul and Department of Defense v. Battelle Memorial Institute (Improper Accounting)

Date: 05/01/1996 (Date of Settlement)

Misconduct Type: Defective Pricing

Contracting Party: Government Civilian

Court Type: Administrative

Amount: \$330,000

Disposition: Settlement

Synopsis: In May 1996, Battelle Memorial Institute was charged with allegedly using improper accounting procedure for use of government equipment. A settlement was reached in which Battelle would pay \$330,000 to the federal government and J.C. Laul, a former employee. Laul had filed suit in 1995 claiming that Department of Energy equipment was being used by Battelle for non-governmental (commercial) uses. The settlement excludes any admission of wrongdoing by Battelle.

Document(s):

PNNL Press Release

Pending:

1.

Stevens v. Battelle Memorial (Failure to Secure Materials)

Date: 07/12/2006 (Date of Filing)

Misconduct Type: Health

Contracting Party: Government Civilian

Court Type: Civil

Amount: \$0

Disposition: Pending

Synopsis: Battelle Memorial Institute, as a government contractor with science-related contracts, had a supply of anthrax. During the anthrax scare of 2001, Battelle was suspected of releasing anthrax into the mail system or not sufficiently securing it against terrorist threats. Stevens, a photo editor in Florida, died after anthrax exposure and his estate consequently sued Battelle Memorial. As of 10/5/05, the case has been stayed.

Document(s):

Docket