

February 13, 2001

Ms. Maura Casey
The Day
P. O. Box 1231
New London, CT 06320-1231

IN RESPONSE REFER
TO FOIA-2000-009A
(FOIA-1999-0283)

Dear Ms. Casey:

I am responding to your undated letter to Carol Ann Reed (received on June 19, 2000), in which you appealed the adequacy of the search for records subject to your Freedom of Information Act (FOIA) request dated June 30, 1999. In our May 23, 2000, response to your FOIA request, we identified and released in part two records subject to your request.

Acting on your appeal, the staff searched again for records subject to your request and the additional records identified on the enclosed appendices were located. The record identified on Appendix A is being released in its entirety. The records identified on Appendix B are being withheld in part. The information is being withheld from public disclosure pursuant to Exemption 7(C) of the FOIA (5 U.S.C.(b)(7)(C)) and 10 CFR 9.17(a)(7)(iii) of the Commission's regulations. Release of information withheld under Exemption 7(C) could reasonably be expected to constitute an unwarranted invasion of personal privacy. No legitimate public interest in the release of this information outweighs the rights of the individuals to privacy. A FOIA requester's private need for information does not justify the public disclosure of private information.

The Appendix A record and the released portions of the Appendix B records are enclosed.

This is the final agency action on these records. As set forth in the FOIA (5 U.S.C. 552(a)(4)(B)), judicial review of this decision is available in a district court of the United States in the district in which you reside or have your principal place of business, or in the District of Columbia.

Sincerely,

/RA/

Frank J. Miraglia, Jr.
Deputy Executive Director for
Reactor Programs

Enclosures: As stated

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The Appendix A record and the released portions of the Appendix B records are enclosed.

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Sincerely,

/RA/

Frank J. Miraglia, Jr.
Deputy Executive Director for
Reactor Programs

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**APPENDIX A
RECORD BEING RELEASED IN ITS ENTIRETY**

| <u>NO.</u> | <u>DATE</u> | <u>DESCRIPTION/(PAGE COUNT)</u> |
|-------------------|--------------------|---|
| 1. | 11/29/95 | Transcript of Interview with Eric A. DeBarba (Exhibit 27 to Report of Investigation No. 1-1994-021). (65 pages) |

RECORDS BEING WITHHELD IN PART

| <u>NO.</u> | <u>DATE</u> | <u>DESCRIPTION/PAGE COUNT/EXEMPTION</u> |
|------------|-------------|--|
| 1. | 10/19/95 | Transcript of Interview of Eric DeBarba (Exhibit 8 of Case No. 1-95-040.) (80 pages) EX. 7C |
| 2. | 03/06/96 | Transcript of Interview of Eric A. DeBarba (Exhibit 57 of Case No. 1-95-040). (75 pages) EX 7C |
| 3. | 04/04/96 | Transcript of Interview of Eric A. DeBarba (Exhibit 58 of Case No. 1-96-007) (69 pages) EX 7C |
| 4. | 07/09/96 | Transcript of Interview of Eric A. DeBarba (Exhibit 59 of Case No. 1-96-007). (101 pages) EX 7C |
| 5. | 07/18/96 | Transcript of Interview of Eric A. DeBarba (Exhibit 17 of Case No. 1-95-046). (76 pages) EX 7C |
| 6. | 12/09/97 | Transcript of Interview of Eric A. DeBarba (Exhibit 31 of Case No. 1-1997-007). (101 pages) EX 7C |