

York Daily Record

P.O. Box 15122, York, PA 17405-7122

FOIA REQUEST

Case No. 2002-0023
Date Rec'd: 10-18-01
Action Off: Brown
Related Case: _____

Robert A. Walters
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PO Box 15122
York, Pa. 17405-7122
717-771-2027

October 18, 2001

NUCLEAR REGULATORY COMMISSION
Chief, FOIA/LPDR
Publications Services Division
Washington, DC 20555
(301) 415-7169
fax (301) 415-5130

FOIA REQUEST

Dear FOI Officer:

Pursuant to the federal Freedom of Information Act, 5 U.S.C. s. 552, I request access to and copies of all documents and tape recordings related a security alert issued the night of Oct. 17, 2001 for Three Mile Island.

I agree to pay reasonable duplication fees for the processing of this request in an amount not to exceed \$50. However, please notify me prior to your incurring any expenses in excess of that amount.

As a representative of the news media I am only required to pay for the direct cost of duplication after the first 100 pages. Through this request, I am gathering information on a security alert issued for the night of Oct. 17, 2001. At first, federal officials said they had received a credible threat against Three Mile Island. The morning of Oct. 18, 2001, the NRC reported that law enforcement had determined the threat not to be credible. This alert is of current interest to the public because of the obvious public safety issues. This information is being sought on behalf of York Daily Record for dissemination to the general public.

Please waive any applicable fees. Release of the information is in the public interest because it will contribute significantly to public understanding of government operations and activities.

The York Daily Record newspaper serves readers in York County, Pa., a county of more than 383,000 people who live on the west side of the Susquehanna River and within the TMI evacuation zone. Some residents live less than five miles from TMI.

If my request is denied in whole or part, I ask that you justify all deletions by reference to specific exemptions of the act. I

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will also expect you to release all segregable portions of otherwise exempt material. I, of course, reserve the right to appeal your decision to withhold any information or to deny a waiver of fees.

As I am making this request as a journalist and this information is of timely value, I would appreciate your communicating with me by telephone, rather than by mail, if you have questions regarding this request.

Please provide expedited review of this request which concerns a matter of urgency. As a journalist, I am primarily engaged in disseminating information.

The public has an urgent need for information about what happened the night of Oct. 17, 2001 because of a need to know how the federal government reacted, investigated and resolved the event. In the wake of Sept. 11 terrorists attacks, this is a huge public safety issue, and the public has an absolute right to know the nature of the threat, the source of the threat, the means by which the threat was supposed to be carried on and how its government handled the event.

I certify that my statements concerning the need for expedited review are true and correct to the best of my knowledge and belief.

I look forward to your reply within 20 business days, as the statute requires.

Thank you for your assistance.

Very truly yours,

Robert A. Walters