

December 18, 2001

Mr. Ralph Butler, Interim Director
Research Reactor Center
University of Missouri-Columbia
Research Park
Columbia, MO 65211

SUBJECT: UNIVERSITY OF MISSOURI-COLUMBIA - REQUEST FOR
2.790 WITHHOLDING

Dear Mr. Butler:

On July 23, 2001, at a closed predecisional enforcement conference with the University of Missouri Research Reactor (MURR) in Columbia, Missouri, MURR provided a copy of their presentation slides to the NRC. The slides were labeled "Not For Public Disclosure Pursuant to 10 CFR 2.790." A letter dated July 25, 2001, from Thomas C. Poindexter, Counsel for MURR from Winston & Strawn, provided the basis for withholding as 10 CFR 2.790(a)(6). This regulation refers to personnel and medical files and similar files, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

However, what material you considered privacy information was not identified. In response to an August 20, 2001, letter from the NRC, on September 18, 2001, you submitted redacted versions of your presentation slides. We have reviewed MURR's request based on the requirements and criteria of 10 CFR 2.790 and have determined that the submitted information sought to be withheld contains privacy information. Therefore, the privacy information so identified by MURR will be withheld from public disclosure pursuant to 10 CFR 2.790(b)(6) and Section 103(b) of the Atomic Energy Act of 1954, as amended.

Withholding information from public disclosure shall not affect the right, if any, of persons properly and directly concerned to inspect the documents. If the need arises, we may send copies of this information to our consultants working in this area. We will, of course, ensure that the consultants have signed the appropriate agreements for handling proprietary information.

If the basis for withholding this information from public inspection should change in the future, such that the information could then be made available for public inspection, you should promptly notify the NRC. You should also understand that the NRC may have cause to review this determination in the future, such as, if the scope of a Freedom of Information Act request

R. Butler

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includes this information. If the NRC determines that the information should be made publicly available as a result of future review, you will be notified in advance of any public disclosure.

Sincerely,

/RA/

Alexander Adams, Jr., Senior Project Manager
Operational Experience and Non-Power Reactors Branch
Division of Regulatory Improvement Programs
Office of Nuclear Reactor Regulation

Docket No. 50-186

cc: Please see next page

University of Missouri-Columbia

Docket No. 50-186

cc:

University of Missouri
Associate Director
Research Reactor Facility
Columbia, MO 65201

A-95 Coordinator
Division of Planning
Office of Administration
P.O. Box 809, State Capitol Building
Jefferson City, MO 65101

Mr. Ron Kucera, Director
Intergovernmental Cooperation
and Special Projects
Missouri Department of Natural Resources
P.O. Box 176
Jefferson City, MO 65102

Thomas C. Poindexter
Counsel for MURR
Winston & Strawn
1400 L Street, N.W.
Washington, DC 20005-3502

R. Butler

-2-

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Sincerely,

/RA/

Alexander Adams, Jr., Senior Project Manager
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