



RESPONSE TO FREEDOM OF INFORMATION ACT (FOIA) / PRIVACY ACT (PA) REQUEST

RESPONSE TYPE  FINAL  PARTIAL

REQUESTER

James Riccio

DATE

DEC 17 2002

PART I. - INFORMATION RELEASED (See checked boxes)

- No additional agency records subject to the request have been located.
- Requested records are available through another public distribution program. See Comments section.
- APPENDICES **A** Agency records subject to the request that are identified in the listed appendices are already available for public inspection and copying at the NRC Public Document Room.
- APPENDICES **B & C** Agency records subject to the request that are identified in the listed appendices are being made available for public inspection and copying at the NRC Public Document Room.
- Enclosed is information on how you may obtain access to and the charges for copying records located at the NRC Public Document Room, 2120 L Street, NW, Washington, DC.
- APPENDICES **B & C** Agency records subject to the request are enclosed.
- Records subject to the request that contain information originated by or of interest to another Federal agency have been referred to that agency (see comments section) for a disclosure determination and direct response to you.
- We are continuing to process your request.
- This completes NRC's action on your request.

PART I.A - FEES

- Fees
  - AMOUNT \*  You will be billed by NRC for the amount listed.  None. Minimum fee threshold not met.
  - \$  You will receive a refund for the amount listed.  Fees waived.
- \* See comments for details

PART I.B - INFORMATION NOT LOCATED OR WITHHELD FROM DISCLOSURE

- No agency records subject to the request have been located.
- Certain information in the requested records is being withheld from disclosure pursuant to the exemptions described in and for the reasons stated in Part II.
- This determination may be appealed within 30 days by writing to the FOIA/PA Officer, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001. Clearly state on the envelope and in the letter that it is a "FOIA/PA Appeal."

PART I.C COMMENTS (Use attached Comments continuation page if required)

SIGNATURE - FREEDOM OF INFORMATION ACT AND PRIVACY ACT OFFICER

Carol Ann Reed

**APPENDIX A  
RECORDS ALREADY AVAILABLE IN THE PDR**

<u>NO.</u>	<u>DATE</u>	<u>ACCESSION NUMBER</u>	<u>DESCRIPTION/(PAGE COUNT)</u>
1.	01/12/01	ML010110527	Letter from W. Travers to James Muntz responding to 12/5/00 regarding discussions on the feasibility of licensing the Pebble Bed Modular Reactor. (1 page)
2.	04/25/01	ML011010424	SECY-01-0070 - Plan for Preapplication Activities on the Pebble Bed Modular Reactor (PBMR). (18 pages)
3.	04/26/01	ML011170347	Letter from Congressmen Tauzin, Barton and Greenwood to Chairman Meserve regarding increase in licensing activities. (2 pages)
4.	05/10/01	ML011420393	Letter from James Muntz to Thomas King re Regulatory Issues Related to the PBMR. (44 PAGES)
5.	06/19/01	ML011710253	Commission Voting Record - SECY-01-0070. (10 pages)
6.	06/19/01	<del>ML011700455</del> ML011700453	Memo from Andrew Bates to W. Travers regarding Staff Requirements - SECY-01-0070. (1 page)
7.	11/20/01	ML012850139	SECY-01-0207: Legal and Financial Issues Related to Exelon's Pebble Bed Modular Reactor. (30 pages)
8.	06/26/02	ML021770225	Memo from Amy Cabbage, subject: Summary of Meeting Held on 5/22/02 to Discuss NEI's Proposed Response to SECY-01-0207. ( 9 pages)
9.	03/07/02	ML020660426	Memo from A. Cabbage to J. Lyons,

subject: Forthcoming Workshop to  
Obtain Stakeholder Feedback on the  
Preliminary Positions Presented in  
SECY-01-0207. (10 pages)

10. 06/17/02 ML021970596

Letter from Ronald Simard, NEI, to J.  
Lyons regarding modular plant licensing.  
(11 pages)

**APPENDIX B  
RECORDS BEING RELEASED IN THEIR ENTIRETY**

<u>NO.</u>	<u>DATE</u>	<u>DESCRIPTION / (PAGE COUNT)</u>
1.	2/5/01	E-mail from J. Golder to D. Dandois, G. Jackson, and J. Turdici, Summary of Meeting with Exelon and NRC (4)
2.	2/6/01	E-mail from G. Jackson to D. Dandois, D. Weiss, and M.E. Poteat, Re: Fwd: Summary of Meeting with Exelon and NRC (1)
3.	2/7/01	E-mail from M.E. Poteat to D. Weiss, G. Jackson, and J. Golder, Fwd: Re: FY Hours for AP600 (4)
4.	3/28/01	E-mail from G. Jackson to J. Golder, Comments on Pebble Bed Paper (2)
5.	3/28/01	E-mail from J. Golder to G. Jackson, Latest Revisions (3)
6.	4/5/01	E-mail from D. Dandois to A. Rossi and Glenda Jackson, Call from Trip (1)
7.	4/10/01	Note from J. Dorfman to J. Golder et. al., Mod 1 to Reimbursable Agreement with DOE Related to the Pebble Bed Modular Reactor (12)
8.	5/1/01	E-mail from J. Dorfman to Jennifer Golder, Notes on Pebble Bed Meeting (3)
9.	5/18/01	E-mail from D. Dandois to Glenda Jackson and M.E. Poteat, Another Meeting for More Potential Exemptions (1)
10.	5/29/01	Note to CFO from J. Turidici regarding Exelon funding proposal (8)
11.	5/29/01	E-mail from D. Dandois to D. Jackson, Questions (1)
12.	6/12/01	G. Jackson's e-mail attachment, Note from J. Turdici to J. Funches, Public Meeting on PBMR (6)
13.	6/12/01	Note from J. Dorfman to D. Dandois and G. Jackson, Reimbursable Agreement Related to the Pebble Bed Modular Reactor (10)
14.	6/13/01	PBMR Response to NRC Questions (4)

15. 6/14/01 E-mail from Glenda Jackson to Joel Dorfman - MOU with DOE (Pebble Bed) (1)
16. 6/14/01 E-mail from G. Jackson to E. Okleson and T. King, Meeting to Discuss Time Reporting for New Techno. Reactors (1)
17. 6/20/01 E-mail from J. Dorfman to G. Jackson and M.E. Poteat, Fwd: Re: PBMR TACs (1)
18. 6/20/01 E-mail from M.E. Poteat to A. Cabbage, Re: PBMR TACs
19. 7/10/01 E-mail w/attachment from J. Turdici to J. Funches, Talking Points on Pebble Bed (5)
20. 7/12/01 E-mail from J. Turdici to N. St. Amour and R. Borchardt, Getting Prepared for Exelon (1)
21. 7/16/01 E-mail from J. Turdici to D. Dandois, Fwd: SECY on Exelon PBMR White Papers (22)
22. 7/17/01 G. Jackson's e-mail attachment, Meeting Plan for PBMR White Papers (8)
23. 7/17-18/01 Agenda w/notes for mtg. with Exelon and DOE on PBMR (8)
24. 7/18/01 Presentation- PBMR Fuel Irradiation Program (11)
25. 7/25/01 Email w/att. from G. Jackson to James Turdici subject, Paragraph for Advanced Reactor Commission Paper (2)
26. 9/7/01 E-mail from J. Turdici to P. Rabideau, Pebble Bed White Papers (8)
27. 9/14/01 E-mail from J. Turdici to D. Dandois and G. Jackson, Fwd: Annual Fees - Input to Staff Paper (5)
28. 9/18/01 E-mail from J. Turdici to P. Rabideau, Re: Pebble Bed White Papers (1)
29. 9/18/01 E-mail from P. Rabideau to J. Turdici, Re: Pebble Bed White Papers (1)
30. 9/20/01 E-mail from J. Turdici to P. Rabideau, Pebble Bed (7)
31. 9/21/01 E-mail from P. Rabideau to C. Turner, CFO Input on Fees to PBMR Paper (5)
32. 9/24/01 E-mail from G. Jackson to C. Turner, My Comments on the PBMR Draft Paper (w/drafts) (22)
33. 9/25/01 E-mail from G. Jackson to C. Turner and D. Dandois, CFO Input to Pebble Bed Commission Paper (1)
34. 9/28/01 E-mail from C. Turner to R. Rough, Fwd: Comments on the Draft SECY re: Exelon PBMR White Papers (50)

35. 10/2/01 E-mail from G. Jackson to P. Rabideau, Fwd: Re: Section I - Annual Fees - SECY on Exelon PBMR White Paper (40)
36. 10/2/01 E-mail from P. Rabideau to D. Jackson, Re: Section I - Annual Fees - SECY on Exelon PBMR White Paper (2)
37. 10/17/01 E-mail from D. Dandois to C. Turner, DAF Review of PBMR Secy White Paper (1)
38. 2/19/02 E-mail w/attachment from Peter Rabideau to Amy Cabbage. (5)
39. 3/7/02 Email from G. Jackson to Diane Dandois, Fwd: Notice of Forthcoming Workshop on PBMR - 3/27/02 (2)
40. 3/12/02 Invoice No. RL0290-02, To: Exelon Generation Company, Period: 9/23/01 - 12/29/01. (2)
41. 3/13/02 Email from G. Jackson to A. Norris, Robert Carlson, Fwd: March 27 public workshop (1)
42. 3/13/02 Email from G. Jackson to A. Cabbage, Re: March 27 public workshop (1)
43. 3/18/02 Email from G. Jackson to A. Cabbage, A. Norris, D. Trimble, D. Allison, Re: Revised agenda for 3/27 workshop (1)
44. 3/21/02 E-mail from M. Ellen Poteat to Glenda Jackson - Talked To Amy Cabbage (1)
45. 3/27/02 Public Workshop Pre-Meeting Agenda, Discuss Workshop on SECY-01-0207 (7)
46. 3/27/02 E-mail from G. Jackson to Diane Dandois, Douglas Weiss, and Ellen Poteat, Fwd: Today's Public Workshop on Exelon's Pebble Bed Reactor (1)
47. 3/27/02 Email from G. Jackson to J. Funches and P. Rabideau, Re: Today's Public Workshop on Exelon's Pebble Bed Reactor (1)
48. 3/27/02 Email to from G. Jackson to A. Norris, Diane Dandois, Douglas Weiss and M. Ellen Poteat, Robert Carlson, Fwd: Today's public workshop on Exelon's pebble bed reactor. (2 pages)
49. 3/27/02 E-mail from M. Ellen Poteat to Amy Cabbage, Fwd: Today's Public Workshop on Exelon Pebble Bed Reactor. (1)
50. 4/9/02 E-mail from M. Ellen Poteat to Stuart Rubin - Hours To Be Billed For Pebble Bed attached: Summary Quarterly Licensing Actions Report. (11)
51. 5/14/02 E-mail from M. Ellen Poteat to Amy Cabbage et., al., -TACS For Pebble Bed Review (1)

- 52. 6/11/02 E-mail from M. Ellen Poteat to Edward Okleson - Tom King's Fee Billable Hours From PBMR (Exelon) (1)
- 53. 6/27/02 E-mail from M. Ellen Poteat to Stuart Rubin, Fee Billable to Exelon (2)
- 54. 7/18/02 E-mail from M. Ellen Poteat, Hours Charged To Pebble Bed Since 6/16 thru 7/13 (3)
- 55. 09/18/02 Invoice No. RL0536-02, To: Exelon Generation Company, Period 3/24/02 - 06/29/02
- 56. 10/21/02 Invoice No. RL0184-03, To: Exelon Generation Company Period: 6/30/02 - 09/21/02. (2)

**APPENDIX C**  
**RECORDS BEING RELEASED IN THEIR ENTIRETY**  
 (If copyrighted, identify with \*)

<u>NO.</u>	<u>DATE</u>	<u>DESCRIPTION / (PAGE COUNT)</u>
1.	1/31/01	Report of Pebble Bed Modular Reactor (PBMR) Meeting between Exelon and the NRC (3)
2.	2/02/01	J. Dorfman notes on Reimbursement Authority (1)
3.	2/16/01	Note to S. Park from J. Dorfman RE: Authority to accept Reimbursable Funds (1)
4.	2/20/01	Note to R. Rough from J. Dorfman thru S. Park RE: New Reimbursable Agreement with DOE for Pebble Bed Modular Reactor Travel Costs (1)
5.	2/20/01	E-mail from J. Dorfman to J. Golder, S. Park, T. Pulliam, et. al. (1)
6.	2/21/01	E-mail from J. Dorfman to M. Aitcheson, & S. Park RE: Reimbursable Agreement w/DOE for Pebble Bed (1)
7.	2/21/01	Reimbursements for Pebble Bed Reactor Work (1)
8.	2/21-22/01	J. Dorfman meeting notes on PBMR (2)
9.	2/28/01	E-mail from J. Dorfman to S. Rubin, RE: DOE Funding/PBMR (1)
10.	3/02/01	Note to R. Rough from J. Dorfman thru S. Park RE: Reconurrence on New Reimbursable Agreement with DOE for Pebble Bed Modular Reactor Travel Costs (1)
11.	3/8/01	Note to S. Park from J. Dorfman RE: New Reimbursable Agreement with DOE for Pebble Bed Reactor, DE-AI01-NE-23069 (1)
12.	3/23/01	Note J. Golder from J. Dorfman RE: Commission paper titled, "Plan for Pre-Application Activities on the Pebble Bed Modular Reactor (PBMR)" (2)
13.	3/23/01	Comments on SECY Paper Titled, "Plan for Pre-Application Activities on the Pebble Bed Modular Reactor (PBMR)" (1)
14.	3/23/01	J. Dorfman notes on Pebble Bed Modular Reactor (1)
15.	3/27/01	E-mail to J. Golder from J. Dorfman RE: Revised OCFO comments (3)
16.	3/27/01	E-mail from J. Dorfman to T. King RE: Reimbursable FTE in Pebble Bed Paper (1)
17.	3/28/01	E-mail from T. Dietz to J. Wilson RE: Research SECY Paper on PBMR (1)
18.	3/28/01	E-mail from J. Golder to J. Dorfman & K. Fitch RE: comments on SECY Paper (3)
19.	3/28/01	E-mail from J. Golder to J. Dorfman & K. Fitch RE: Paper on PBMR (4)
20.	3/28/01	Comments on SECY Paper (2)
21.	4/02/01	Note to T. Pulliam from J. Golder RE: Plan for the Pre-Application on the Pebble Bed Modular Reactor (PBMR) (2)
22.	4/10/01	Note to J. Golder from J. Dorfman RE: MOD 1 to Reimbursable Agreement with DOE Related to the Pebble Bed Modular Reactor (3)

23. 4/11/01 E-mail to J. Dorfman from B. Kildee RE: Memo to Commission - Preliminary Plan Rev. 4.2.wpd (1)
24. 4/16/01 Page from NRC/OCFO Reimbursable Work Procedures Manual (1)
25. 4/30/01 Proposed Agenda on meeting w/Exelon & DOE on PBMR (1)
26. 4/30/01 J. Dorfman notes on Exelon Plan mtg. with RES, DOE, Exelon (5)
27. 5/01/01 E-mail from J. Dorfman to J. Golder RE: Notes on Pebble Bed Meeting (2)
28. 5/02/01 E-mail from S. Hudson to A. Rossi, C. Turner, et. al. RE: Chairman's Backup Question (2)
29. 5/18/01 E-mail from J. Dorfman to T. King RE: Reimbursable Agreement w/DOE (1)
30. 6/04/01 J. Dorfman's notes on meeting w/S. Rubin & G. Lanik (1)
31. 6/04/01 E-mail from J. Dorfman to D. Drucker RE: Reimbursable Agreement Regarding Pebble Bed (1)
32. 6/11/01 Reimbursable Agreement w/DOE Titled Advanced Gas Reactor Framework, Technology and Fuel Evaluation (2)
33. 6/12/01 Note to D. Dandois & G. Jackson RE: Reimbursable Agreement Related to the Pebble Bed Modular Reactor (1)
34. 6/12/01 Proposed Agenda for Meeting w/Exelon & DOE on PBMR (3)
35. 6/14/01 E-mail from G. Jackson to J. Dorfman RE: MOU w/DOE (Pebble Bed) (1)
36. 6/14/01 E-mail from J. Dorfman to D. Hassell RE: MOU w/DOE (Pebble Bed) (1)
37. 6/14/01 E-mail from J. Dorfman to M. Aitcheson RE: Status of DOE Reimbursable MOD (2)
38. 6/18/01 Note to R. Rough & C. Turner from J. Dorfman thru S. Park RE: Modification 1 to Pebble Bed Modular Reactor Reimbursable Agreement (2)
39. 6/20/01 E-mail from M. Poteat to A. Cubbage RE: PBMR TACs (1)
40. 6/20/01 E-mail from J. Dorfman to G. Jackson & M. Poteat RE: PBMR TACs (1)
41. 7/09/01 Notes on Pebble Bed Meeting (2)
42. 7/13/01 E-mail from V. Bolding to N. Price & R. Stover RE: Pebble Bed - Travel Job Codes (1)
43. 7/16/01 E-mail from J. Dorfman to C. Turner RE: Clarification of AAFP Footnote (1)
44. 7/17/01 E-mail from D. Pinckney to M. Poteat RE: Project number for DOE Adv Gas Reactor Tech (1)
45. 7/16/01 E-mail from C. Turner to S. Park RE: Revised CEN Footnote (1)
46. 7/17/01 E-mail from M. Poteat to A. Cubbage, et. al. RE: Project number for DOE Adv Gas Reactor Tech (1)
47. 7/16/01 Page from FY 2003 PBPM Table 6 Reimbursable Business-Like FTE (1)
48. 7/17/01 PBMR TAC Numbers (3)
49. 7/19/01 Yellow Announcement RE: Creation of an Advanced Reactor Group in the Office of the Nuclear Regulatory Research (2)
50. 7/26/01 Comments on Commissioner McGaffigan Question on FY 2003 PBPM (1)

51. 7/27/01? Comments on Commissioner McGaffigan Question on FY 2003 PBPM (1)
52. 7/31/01 Comments on Commissioner McGaffigan Question on FY 2003 PBPM (1)
53. 6/10/02 Note to R. Rough & L. Barnett from J. Dorfman thru S. Park RE: Modification 2 to DOE Advanced Gas Reactor Technology Reimbursable Agreement (1)