



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

2003-0084

1

RESPONSE TYPE FINAL PARTIAL

REQUESTER

Francis Healy

DATE

FEB 25 2003

PART I. -- INFORMATION RELEASED

- 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** 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** 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.
- See Comments

PART I.A -- 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)

Records related to items 1, 3, 4, 5, 6, 8, and 10 of your request were previously identified and/or released under an earlier FOIA request from your organization, FOIA/PA-2002-0324, submitted to the NRC by Mr. Matthew Rice. Records relevant to items 2 and 7 of your request are identified in the attached A and B appendices. The record identified on Appendix A is already publicly available through NRC's Public Electronic Reading Room at <http://www.nrc.gov/NRC/ADAMS/index.html>. If you need assistance in obtaining this record, please contact the NRC's Public Document Room (PDR) at 1-800-397-4209, or by e-mail to pdr@nrc.gov. Copies of the records identified on Appendix B are enclosed. For your convenience, a copy of the incoming FOIA/PA-2002-0324 request and the 5 responses, with respective appendices, are attached. The response and releasable records for responses 1, 2 and 3 are already available through NRC's Agencywide Document Access Management System (ADAMS). The releasable records for responses 4 and 5 are currently being processed into ADAMS with an anticipated completion date of March 3, 2003. Staff did not locate any records relevant to item 9 of your request.

This completes action on your request.

SIGNATURE - FREEDOM OF INFORMATION ACT AND PRIVACY ACT OFFICER

Carol Ann Reed

APPENDIX A
RECORDS ALREADY PUBLICLY AVAILABLE

<u>NO.</u>	<u>DATE</u>	<u>ACCESSION _NUMBER</u>	<u>DESCRIPTION/(PAGE COUNT)</u>
1.	03/06/61	ML021080074	Memo from D. Warner, AEC, to L.R. Rogers, AEC, re: memo dated 1/17/61, from NY Compliance Division, together with a report of an investigation and Exhibits A-E conducted on 12/21/60, of a Type "B" Incident/30 pages Exemption 6

APPENDIX B
RECORDS BEING RELEASED IN THEIR ENTIRETY

<u>NO.</u>	<u>DATE</u>	<u>DESCRIPTION/PAGE COUNT</u>
1.	06/74	U.S. Atomic Energy Commission Regulatory Guide Directorate of Regulatory Standards / 5 pages
2.	07/09/76	<u>Federal Register</u> , Vol. 41, No. 133 Part 141 - Interim Primary Drinking Water Regulations Promulgation of Regulations on Radionucildes / 8 pages
3.	10/23/81	<u>Federal Register</u> , Vol. 46, No. 205 - Disposal or On site Storage of Thorium or Uranium Wastes From Past Operations / 3 pages
4.	11/04/83	Memo to Regional Administrators and Branch Chiefs/FSMS/NMSS from R. Cunningham, FCMS/NMSS re: Policy and Guidance Directive FC 83-23; Termination of Byproduct, Source and Special Nuclear Material Licenses / 46 pages
5.	08/87	Guidelines For Decontamination of Facilities and Equipment Prior to Release for Unrestricted Use or Termination of Licenses For Byproduct, Source, or Special Nuclear Material issued by IMNS/NMSS / 4 pages
6.	04/93	Guidelines For Decontamination of Facilities and Equipment Prior to Release for Unrestricted Use or Termination of Licenses For Byproduct, Source, or Special Nuclear Material issued by IMNS/NMSS / 4 pages
7.	07/21/97	<u>Federal Register</u> , Vol. 62, No. 139 - 10 CFR Part 20, et. Al., Radiological Criteria for License Termination; Final Rule Radiological Criteria for License Termination: Uranium Recovery Facilities; Proposed Rule / 20 pages