



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

2003-0107

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RESPONSE TYPE FINAL PARTIAL

REQUESTER

Charles Fitzpatrick

DATE

MAR 07 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.
- You will receive a refund for the amount listed.
- None. Minimum fee threshold not met.
- 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)

The records identified on Appendix A are already available in the NRC's Public Electronic Reading Room at <http://www.nrc.gov/reading-rm>. If you need assistance in obtaining these records, please contact the NRC's Public Document Room (PDR) at 301-415-4737 or 1-800-397-4209, or by e-mail to pdr@nrc.gov. Since you are entitled to 100 free pages, copies of the records identified on Appendix B and Record A/14 thru page 78 of Attachment 1 are enclosed. The remaining pages of record A/14 may be obtained by contacting the PDR.

The actual fees for processing your request are:

8 hrs. professional search @ \$76.82 per hr. (minus 2 free hrs.) = \$257.64
 2 hrs. clerical search @ \$20.94 per hr. = \$41.88
 Total = \$299.52 (LESS ADVANCE PAYMENT OF \$462.58) = \$163.06

SIGNATURE - FREEDOM OF INFORMATION ACT AND PRIVACY ACT OFFICER

Carol Ann Reed

APPENDIX A
RECORDS ALREADY AVAILABLE PUBLIC

<u>NO.</u>	<u>DATE</u>	<u>ACCESSION NUMBER</u>	<u>DESCRIPTION/(PAGE COUNT)</u>
01	02/11/97	9702130156	ACNW Letter, "Time of Compliance for Low-Level Nuclear Waste Disposal Facilities," (NUREG-1423 Volume 7) 8 pages
02	04/03/97	9704080159	ACNW Letter, "Reference Biosphere and Critical Group Issues and their Application to the Proposed High-Level Waste Repository at Yucca Mountain, Nevada" (NUREG-1423 Volume 7) 5 pages
03	10/08/97	9710200124	ACNW Letter, "Comments on Performance Assessment Capability in the NRC High-Level Radioactive Waste Program," (NUREG-1423 Volume 8) 4 pages
04	10/31/97	9711060025	ACNW Letter, "Recommendations Regarding the Implementation of the Defense-in-Depth Concept in the Revised 10 CFR Part 60," (NUREG-1423 Volume 8) 4 pages
05	10/31/97	9711060022	ACNW Letter, "Application of Probabilistic Risk Assessment Methods to Performance Assessment in the NRC High-Level Waste Program," (NUREG-1423 Volume 8) 4 pages
06	03/06/98	9803190119	ACNW Letter, "ACNW's Support for the NRC Staff's Approach to Assessing the Performance of Multiple Barriers," (NUREG-1423 Volume 8) 3 pages
07	03/26/98	9804070114	ACNW Letter, "Risk-Informed, Performance-Based Regulation in Nuclear Waste Management," (NUREG-1423 Volume 8) 5 pages

08	09/3/98	9809090333	ACNW Letter, "Advisory Committee on Nuclear Waste Comments on NRC's Draft 10 CFR Part 63 and Revision 0 of the Total System Performance Assessment Issue Resolution Status Report," (NUREG-1423 Volume 9) 5 pages
09	10/21/98	9811120128	Federal Register Notice (63 FR 56098) "Changes Test, and Experiments," 30 pages
10	03/99	ML012560417	NUREG-1688 Vol. 2, "NRC Sensitivity and Uncertainty Analyses for a Proposed HLW Repository at Yucca Mountain, Nevada, Using TPA 3.1 Results and Conclusions," 182 pages
11	02/01	ML010660124	NUREG-1668 Vol. 1, "NRC Sensitivity and Uncertainty Analyses for a Proposed HLW Repository at Yucca Mountain, Nevada, Using TPA 3.1 Conceptual Models and Data," 272 pages
12	10/01	ML010660124 ML013650276 ML013650310	NUREG-1538, "Preliminary Performance-Based Analyses Relevant to Dose-Based Performance Measures for a Proposed Geologic Repository at Yucca Mountain," 255 pages
13	07/31/98	9809140144	Memorandum to Chairman Jackson et al., from L Callan, Subject: NRC Issues with the Environmental Protection Agency's Draft Yucca Mountain Standard 7 pages
14	09/28/98	9810070229	SECY-98-225, For the Commissioners from L Callan, Subject: Proposed Rule: 10 CFR Part 63—"Disposal of High-Level Radioactive Wastes in a Proposed Geologic Repository at Yucca Mountain, Nevada" 186 pages
15	06/10/97	9706190298	Transmittal of NUREG-1573, 5/97 and Federal Register Notice 134 pages

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

<u>NO.</u>	<u>DATE</u>	<u>DESCRIPTION/(PAGE COUNT)</u>
1.	5/8/97	Letter to P Pomeroy from L Callan (2 pages)
2.	12/12/97	Letter to B Garrick from L Callan (2 pages)
3.	12/17/97	Letter to B Garrick from L Callan (3 pages)
4.	10/13/98	Letter to B Garrick from L Callan (1 page)