



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

RESPONSE TYPE  FINAL  PARTIAL

REQUESTER

James P. Riccio

DATE

FEB 28 2003

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 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 P & Q 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 P & Q 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 *Carol Ann Reed*

**APPENDIX P  
RECORDS BEING RELEASED IN ENTIRETY**

<u>NO.</u>	<u>DATE</u>	<u>DESCRIPTION/(PAGE COUNT)</u>
1.	11/13/01	Chairman Richard Meserves vote and comments on SECY-01-207 Legal and Financial Issues Related to Exelon's Pebble Bed Modular Reactor (PBMR). 2 pages
2.	6/19/01	Final SRM-SECY-01-0070 -Staff Requirements-Plan for Pre-application Activities on the Pebble Bed Modular Reactor (PBMR). 1 page.
3.	5/16/01	Chairman's Meserve's vote on SECY-01-0070. 2 pages
4.	5/1/01	Memorandum to the Commission from William Travers, EDO, regarding staff readiness for future licensing activities. 8 pages
5.	4/30/01	Correction notice on SECY-01-0070 requesting the replacement of page 3. 2 pages
6.	2/8/01	Final SRM on COMJSM-00-0003- Staff Readiness for New Nuclear Plant Construction and the Pebble Bed Reactor. 5 pages
7.	2/13/01	Final SRM on COMJSM-00-0003. 2 pages
8.	1/29/01	Chairman Meserve's vote on COMJSM-00-0003. 2 pages
9.	12/18/00	Memorandum to the Commission from William Travers concerning reconsideration of the Rulemaking Activity Plan: Alternative site reviews. (RM #313). 2 page
10.	9/27/00	Letter from Chairman Meserve to Walter Simon, Senior Vice President, General Atomics, regarding the NRC's possible participation in the safety and licensing evaluation of the Pebble Bed Modular Reactor (PBMR) by the National Nuclear Regulator of the Republic of South Africa. 7 pages
11.	8/30/00	Letter to Chairman Meserve from W. Simon regarding NRC's possible participation in the safety and licensing evaluation of the PBMR by the National Nuclear Regulator of the Republic of South Africa. 5 pages
12.	3/27/00	Letter from Chairman Meserve to Madam Phumzile Mlambo-Ngcuke concerning visit to South Africa by the Department of

Energy, Nuclear Regulatory Commission, Department of State and the Idaho National Engineering and Environment Laboratory to evaluate Eskom's PBMR project. 1 page

13. 3/15/00 Commissioner Greta Dicus' vote on CR-00-0041-Letter to Madam Phumzile Miambo-Ngcuke, Minister of Minerals and Energy, South Africa, concerns expert team's finding regarding the Eskom's Pebble Bed Modular Reactor (PBMR) project. 1 page
14. 3/21/00 Commissioner Dicus' vote on CR-00-0041 (revised). 1 page
15. 4/4/01 Commissioner Dicus' vote on CR-01-0054, Letter to Madam Miambo-Ngcuke, PBMR. 1 page
16. 6/4/01 Commissioner Dicus' vote on SECY-01-0070, Plan for pre-application activities on the PBMR. 1 page
17. 5/9/02 Routing slip attaching letter dated 5/3/02 from Andrew Kadak to Dr. Richard Meserve and Mr. Spencer Abraham. 3 pages
18. 4/16/02 Fax from Exelon to Commissioner Diaz dated 4/16/02, attaching "Exelon PBMR Announcement" dated 4/16/02. 2 pages
19. Undated Handwritten note by M. Lopez-Otin regarding draft response to CR-00-0150, proposed letter to Walter Simon. 1 page

**APPENDIX Q  
RECORD BEING RELEASED IN ITS ENTIRETY**

<u>NO.</u>	<u>DATE</u>	<u>DESCRIPTION/(PAGE COUNT)</u>
1.	No date	Unsigned memo from J. Sebrosky to J. Shea, subject: Visit by Exelon Nuclear Executive with Commissioners Diaz, McGaffigan and Merrifield. (9 pages)
2.	No date	Future Applications Risk Analysis by Jerry N. Wilson. (2 pages)
3.	No date	Public Workshop Pre-meeting. (7 pages)
4.	2/2/01	E-mail from D. Terao to Ken Hart re Comments on draft SRM. (1 page)
5.	02/21/01	E-mail from D. Nicholls to W. Beecher re Some Questions. (10 pages)
6.	04/17/01	Announcement - Staffing of Future Licensing Organization. (1 page)
7.	05/08/01	NMSS Topical Areas and Questions Re the PBMR/IRIS/AP1000 and Certified Designs. (1 page)
8.	05/24/01	Handwritten memo from D. Jackson to D. Dandois, with attachments re Exelon white paper. (5 pages)
9.	05/24/01	Memo from B. Kildee to J. Dorfman - PBMR - DOE. (1 page)
10.	06/14/01	Memo from R. Caruso to Undine Shoop re PBMR technical areas. (3 pages)
11.	07/10/01	E-mail from A. Cabbage to addressees re Exelon agenda, with attached handwritten notes. (4 pages)
12.	07/10/01	E-mail from A. Cabbage to addressees re Exelon agenda, with attachments. (4 pages)
13.	07/12/01	E-mail from J. Gray to A. Cabbage re Price Anderson. (5 pages)

14. 07/17/01 Slides by Joe Sebrosky - PBMR Construction Schedule. (2 pages)
15. 07/18/01 Note from John Craig to Commissioner Assistants with attached Summary Table of Risk Informed Initiatives. (6 pages)
16. 7/19/01 Slides: Exelon Stakeholder Panel on New Plants. (6 pages)
17. 7/19/01 Commission Briefing on Readiness for New Plant Applications and Construction. (11 pages)
18. 7/31/01 Note from J. Dunn Lee to Commissioner Assistants providing summary of NRC staff Visit to Germany to Obtain PBMR Technology. (1 page)
19. 08/23/01 Memo from D. Jackson and A. Cabbage to various addressees, subject: Commission Paper on Staff Assessment of Exelon's Legal and Financial White Papers. (18 pages)
20. 08/30/01 Letter from J. Scarborough to H. Faulkner with enclosure. (4 pages)
21. 09/05/01 Memo from J. Lyons to J. Turdici, subject: Exelon White Paper Regarding Annual Fees. (2 pages)
22. 09/07/01 Slides - Background and Purpose for the NRC Delegation Visit to Japan on the Safety Aspects of HTGR Technology. (10 pages)
23. 09/10/01 Note from Janice Lee to Commissioner Assistants re Proposed DOE Response to S. African Minister in PBMR. (1 page) [Enclosure referred to DOE for direct response]
24. 10/26/01 E-mail from Thomas Kenyon to various addressees, subject: Availability of SECY-01-0188, Future Licensing and Inspection Readiness Assessment. (4 pages)
25. 10/26/01 E-mail from A. Cabbage to M. Weber and R. Pierson, re FYI - PBMR Decision delayed one year. (1 page)
26. 03/04/02 E-mail from A. Cabbage to D. Dandois and G. Jackson re SECY-01-0207. (2 pages)

27. 03/13/02 E-mail from A. Cabbage to addressees re March 27 public workshop. (1 page)
28. 03/19/02 E-mail from A. Cabbage to addressees re final agenda for 3/27 workshop. (3 pages)
29. 03/25/02 E-mail from T. Bergman to Alan Levin re Question about Construction Inspection Program. (2 pages)
30. 04/01/02 Spread sheet: Integrated Schedule of New Plant Activities. (1 page)
31. 04/11/02 E-mail from J. Lyons to addressees re Exelon Drop-in. (1 page)
32. 08/01/02 E-mail from A. Cabbage to Thomas Bergman re PBMR. (1 page)
33. 08/02/02 E-mail from Thomas Bergman to Amy Cabbage re PBMR. (1 page)
34. 10/01/02 E-mail from Amy Cabbage to Thomas Bergman re request for info. on rx designs. (6 pages)
35. 10/18/02 E-mail from James Lyons to NRR re information for Comm. Merrifield. (4 pages)
36. Undated Slides: PBMR Fuel Qualification Questions for Exelon. (7 pages)