



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

2003-0378

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RESPONSE TYPE FINAL PARTIAL

REQUESTER

Christopher Schmitt

DATE

DEC 22 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 **C** 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 **D** 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 **D** 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 with a ML Accession Number are publicly 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.

SIGNATURE - FREEDOM OF INFORMATION ACT AND PRIVACY ACT OFFICER

Carol Ann Reed

**APPENDIX C
RECORDS ALREADY PUBLICLY AVAILABLE**

<u>NO.</u>	<u>DATE</u>	<u>ACCESSION NUMBER</u>	<u>DESCRIPTION/(PAGE COUNT)</u>
1.	11/13/2001	ML013050403	Letter from Chairman Meserve to Rep. Markey regarding the temporary shutdown of the NRC website. (2 pages)
2.	10/15/2001	ML012910118	Letter from Rep. Markey to Chairman Meserve regarding the temporary shutdown of the NRC website. (4 pages)
3.	06/10/2002	ML021640012	Letter from E.Lyman, NCI and D.Lochbaum, UCS to the Commission on request for resumption of public meetings on security. (2 pages)
4.	06/17/2002	ML021630416	Memorandum from W.Travers, EDO to Office Directors on Withholding Sensitive Homeland Security Information. (10 pages)

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

<u>NO.</u>	<u>DATE</u>	<u>DESCRIPTION/(PAGE COUNT)</u>
1.	2001	New Attorney General FOIA Memorandum Issues (4 pages) www.usdoj-gov
2.	2001	GAO E-FOIA Implementation Report Issues (7 pages) www.usdoj-gov
3.	11/7/01	E-Mail from Fernandez to Grimes, Information Disclosure Issue Arising From the Ctawba/McGuire Proceeding (1 page)
4.	3/21/02	E-Mail from Crockett to Gray, Haven't Found More (1 page)
5.	7/17/03	E-Mail from Lubbers to Mizuno, Questions on Military and Foreign Affairs Exception to APA Section 553 (1 page)
6.	7/18/03	E-Mail from Lubbers to Mizuno, DOD reg (1 page)