

ARNOLD & PORTER

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January 13, 2004

FOIA/PA REQUEST

Case no. 2004-0097
Date Rec'd. 1-13-04
Action Off: Brown
Related Case: _____

Via Facsimile

Fax No: 301-415-5130

FOIA/Privacy Act Officer
U.S. Nuclear Regulatory Commission
Mail Stop T-6 D8
Washington, DC 20555-0001

Re: Freedom of Information Request

Dear Sir or Madam:

Pursuant to the Freedom of Information Act, 5 U.S.C. § 552, I request access to, or a copy of, all records created on or after January 1, 1990, concerning the Radiac Research Corporation facilities located at 33 South First Street and 261 Kent Avenue, Brooklyn, NY 11211. I am only seeking records that are not available through the ADAMS system on the internet.

I am using the term "records" to include any information kept, held, filed, produced or reproduced, by, with, or for the agency, in any physical form whatsoever, including but not limited to, reports, statements, examinations, memoranda, opinions, folders, files, books, manuals, pamphlets, forms, papers, designs, drawings, maps, photos, letters, e-mails, microfilms, computer tapes or discs, rules, regulations, or codes. I request that where records are held electronically, they be produced in a widely used electronic format, if practicable.

I am requesting these records as an attorney representing a not-for-profit corporation on a pro-bono basis. The information will be used for advocacy purposes. I therefore request waiver of the fees. Notwithstanding this request, if copying and production expenses are below \$100, I agree to pay the required charges. If production expenses are expected to exceed \$100, please call me before the records are reproduced. My direct telephone number is (212) 715-1190. If my request is denied in whole or in part, please provide a detailed log of each record withheld together with the justification for its non-

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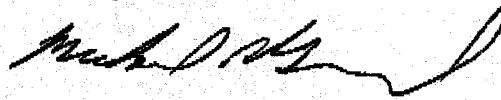
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disclosure. I also request that any segregable portions of records that are not exempt be disclosed.

Thank you for your prompt attention to this matter.

Sincerely,



Michael B. Gerrard