



snake river alliance

IDAHO'S NUCLEAR WATCHDOG

FOIA/PA REQUEST

Case No.: 2005-0017
Date Rec'd: 10.12.04
Specialist: Brown
Related Case:

October 12, 2004

U.S. Nuclear Regulatory Commission
Mail Stop T6-D8
Washington, DC 20555-0001

Sent via fax and email

Re: Freedom of Information Act Request – Connecticut -Yankee request to ship material to US Ecology Idaho Site at Grand View, Idaho.

To Whom It May Concern:

This is a request under the Freedom of Information Act ("FOIA"), 5 U.S.C. Section 552. This request should be directed to all relevant Nuclear Regulatory Commission ("NRC") Offices.

We hereby request, on behalf of the Snake River Alliance, any and all documentation concerning a request to bring spent nuclear fuel or any other nuclear or non-nuclear material from the Connecticut-Yankee nuclear power plant in Haddam Neck, Connecticut to the US Ecology Site at Grand View, Idaho.

If you regard any of these documents or this information to be exempt from required disclosure under FOIA, we request that you nevertheless disclose them, as such disclosure would serve the public interest of educating citizens. *See* 10 C.F.R. § 1004.1 (authorizing disclosure of documents exempt from FOIA disclosure where such disclosure is in the public interest). If any of the requested documents include classified or restricted information and the volume of the material makes a lengthy declassification review necessary, we request the prompt release of all portions of the document marked "Unclassified," "For Official Use Only," or "Declassified." In addition, we request that the remaining classified portions undergo a careful review for the purpose of declassification, in whole or in part, and that you release to us all reasonably segregable portions of the classified record.

Should you decide to invoke a FOIA exemption, please include in your full or partial denial letter sufficient information for us to appeal the denial. To comport with legal requirements this information must include, inter alia:

104 S Capitol Blvd
PO Box 1731
Boise, Idaho 83701
(208) 344-9161 voice
(208) 344-9161 fax

411 E 6th Street/ERC
PO Box 4090
Ketchum, Idaho 83340
(208) 726-7271 voice

310 E Center Street
Pocatello, Idaho 83201
(208) 234-4782 voice
(208) 232-4922 fax

1. Basic factual material about each withheld item, including the originator, date, length, general subject matter, and location of each item.
2. Explanations and justifications for denial, including the identification of the category within the governing executive order or statutory provision under which the withheld document (or portion thereof) was found to be subject to classification; at what level the entire document was ultimately classified and the nature and variety of the document's portion-marking; and, most importantly, explanations of how each exemption fits the withheld material.

The Snake River Alliance is an Idaho-based, non-profit, tax-exempt, public-policy research and educational organization. We make information available to citizens by means of our varied publications, our website (www.snakeriveralliance.org), educational programs, media initiatives, and public interest litigation. The information disclosed pursuant to this request will be made available to the public and others engaged in policy analysis and research, including historians, area specialists, and journalists. The Alliance has repeatedly proven its ability to disseminate the information it obtains through FOIA to large segments of the public by means of membership correspondence, publications, our website, educational programs, media initiatives, comments to administrative agencies, and congressional testimony. Each of these means is a well-accepted avenue for disseminating information to the public in a manner that can further public understanding of policy issues similar to those at issue here. The Alliance intends to use one or more of these means to educate the public concerning the information contained in the records requested here. The particular selection of means for dissemination will of course depend on the volume and content of the records that NRC provides.

FOIA permits the waiver of search and copy fees where the release of information is in the public interest. 5 U.S.C. § 552(a)(4)(A)(iii). See also 10 C.F.R. § 1004.9(a)(8). Release of the documents requested here would contribute significantly to public understanding of these matters. Moreover, the Alliance has no commercial interest in obtaining this information; we instead intend to make the information available to the public through the methods specified above. For these reasons we qualify for a fee waiver, and we ask that you waive all fees in connection with this request.

We appreciate your help in obtaining this information. As provided in FOIA, we will expect a reply within twenty working days. If you need further information about this request or about the Alliance, please contact us by phone at (208) 344-9161 or by email at sra@snakeriveralliance.org in order to speed consideration of this matter.

Sincerely,

Jeremy M. Maxand
Executive Director