



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

2005-0143

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RESPONSE TYPE FINAL PARTIAL

REQUESTER

Jim Hoffer

DATE

MAR 22 2005

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 **B** 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 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 **A,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. 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)

Since you are entitled to 100 pages free of charge, the records identified on Appendices A and B are enclosed.

The list of lost sources contains input from all 50 States, however, the NRC has enforcement information for only 17 States. The NRC directly licenses users of radioactive byproduct materials in 17 States. The remaining 33 States have formal agreements with the NRC that allows them to regulate byproduct materials use within their States. Consequently, the NRC is only able to provide enforcement data for the 17 States it directly regulates. Information regarding enforcement actions taken in connection with lost sources in the 33 Agreement States must be acquired from each State. You may go to the following NRC website for information about Agreement States and contact information:

www.nrc.gov/what-we-do/state-tribal

SIGNATURE - FREEDOM OF INFORMATION ACT AND PRIVACY ACT OFFICER

Carol Ann Reed

APPENDIX A
RECORDS BEING RELEASED IN THEIR ENTIRETY

<u>NO.</u>	<u>DATE</u>	<u>DESCRIPTION/PAGE COUNT)</u>
1.	2/15/05	CD containing the Nuclear Materials Events Database from 6/02 to 2/05

APPENDIX B
RECORDS ALREADY PUBLICLY AVAILABLE

<u>NO.</u>	<u>DATE</u>	<u>ACCESSION NUMBER</u>	<u>DESCRIPTION/(PAGE COUNT)</u>
1.	3/12/02	http://www.nrc.gov/reading-rm/doc-collections/enforcement/actions/materials/ea-02-002.html	Letter to Lcda. Vargas, I. González Martínez Oncologic Hospital, from L. Reyes, RII, Subject: NOV and Proposed Imposition of CP-\$7,500 (9 pages)
2.	6/25/02	http://www.nrc.gov/reading-rm/doc-collections/enforcement/actions/reactors/ea-02-014.html	Letter to J. Price, NTS-Millstone, from H. Miller, RI, Subject: NOV and Proposed Imposition of CP-\$288,000 (5 pages)
3.	6/11/02	http://www.nrc.gov/reading-rm/doc-collections/enforcement/actions/materials/ea-02-035.html	Letter to G. Lazarski, Stora Enso North America Corp., from J. Dyer, RIII, Subject: NOV and Proposed Imposition of CP-\$7,500 (4 pages)
4.	7/22/02	http://www.nrc.gov/reading-rm/doc-collections/enforcement/actions/materials/ea-02-098.html	Letter to B. Corning, Northern Engraving Corp., from J. Dyer, RIII, Subject: NOV and Proposed Imposition of CP-\$3,000 (4 pages)
5.	6/21/02	http://www.nrc.gov/reading-rm/doc-collections/enforcement/actions/materials/ea-02-102.html	Letter to M. McKetty, Howard University Hospital, from H. Miller, RI, Subject: NOV and Proposed Imposition of CP-\$3,000 (4 pages)
6.	7/30/02	http://www.nrc.gov/reading-rm/doc-collections/enforcement/actions/materials/ea-02-105.html	Letter to L. McGuire, Veterans Health Administration, from J. Dyer, RIII, Subject: NOV and Proposed Imposition of CP-\$6,000 (4 pages)
7.	9/26/02	http://www.nrc.gov/reading-rm/doc-collections/enforcement/actions/materials/ea-02-135.html	Letter to W. Witzig, Alt & Witzig Engineering, Inc., from J. Dyer, RIII, Subject: NOV and Proposed Imposition of CP-\$3,000 (4 pages)
8.	8/29/02	http://www.nrc.gov/reading-rm/doc-collections/enforcement/actions/materials/ea-02-151.html	Letter to R. Gainer, Maxim Technologies, Inc., from J. Dyer, RIII, Subject: NOV and Proposed Imposition of CP-\$3,000 (4 pages)
9.	4/18/03	http://www.nrc.gov/reading-rm/doc-collections/enforcement/actions/materials/ea-03-033.html	Letter to R. Rosen, York Hospital, from H. Miller, RI, Subject: NOV and Proposed Imposition of CP-\$3,000 (5 pages)

- 10. 9/15/03 <http://www.nrc.gov/reading-rm/doc-collections/enforcement/actions/materials/ea-03-079.html> Letter to H. Ritter, IBS of America Corp., from L. Reyes, RI, RI, Subject: NOV and Proposed Imposition of CP-\$7,500 (5 pages)
11. 11/26/03 <http://www.nrc.gov/reading-rm/doc-collections/enforcement/actions/materials/ea-03-196.html> Letter to S. Sturm, ABB Inc., from H. Miller, RI, Subject: NOV and Proposed Imposition of CP-\$3,000 (4 pages)
12. 3/3/04 <http://www.nrc.gov/reading-rm/doc-collections/enforcement/actions/materials/ea-04-035.html> Letter to L. Ripplinger, CTI Consultants, Inc., from H. Miller, RI, Subject: NOV and Proposed Imposition of CP-\$3,000 (4 pages)
13. 5/5/04 <http://www.nrc.gov/reading-rm/doc-collections/enforcement/actions/materials/ea-04-035.html> Letter to D. Seng, Saint-Gobain Performance Plastics Corp. from H. Miller, RI, Subject: NOV and Proposed Imposition of CP-\$7,500 (4 pages)
14. 6/21/04 <http://www.nrc.gov/reading-rm/doc-collections/enforcement/actions/materials/ea-04-074.html> Letter to D. Watson, Pepperidge Farm, Inc., from H. Miller, RI, Subject: NOV and Proposed Imposition of CP-\$7,500 (4 pages)