



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

2005-0075

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RESPONSE TYPE FINAL PARTIAL

REQUESTER

Paul Gunter

DATE

APR 01 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 **A** 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 **B** 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 **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 *
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- 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)

The incoming FOIA/PA-2005-0075 request is located in ADAMS at ML043500160.

SIGNATURE - FREEDOM OF INFORMATION ACT AND PRIVACY ACT OFFICER

Carol Ann Reed

**APPENDIX A
RECORDS ALREADY PUBLICLY AVAILABLE**

<u>NO.</u>	<u>DATE</u>	<u>ACCESSION NUMBER</u>	<u>DESCRIPTION/(PAGE COUNT)</u>
1.	Undated	ML003765735	Memo to G. E. Grant, RIII, from P. Hiland, RIII, Subject: DPV Regarding Restart of DC Cook Unit 2 (3 pages)
2.	Undated	ML012560069	Draft memo to W. D. Travers, EDO, from R. B. Landsman, RIII, Subject: DPO on Cook Containment Walls (6 pages)
3.	Undated	ML012560064	Index of Collected Data for DPV on DC Cook, Unit 2 (13 pages)
4.	8/15/97	ML003765735	Management Directive 10.159 and Handbook, Differing Professional Views or Opinions (23 pages)
5.	10/8/97	ML003765735	NRC Inspection Manual, Part 9900: Technical Guidance (12 pages)
6.	4/18/00	ML012560083	DC Cook Electronic Corrective Action Program Condition Reports: P-00-00610, -2506, -03544 with editorial markups (5 pages)
7.	4/27/00	ML012560089	Letter to M. Hoskins, AEP, from W. R. Rice, Westinghouse, Subject: AEP DC Cook NPP Units 1 and 2, Reactor Cavity and Loop Subcompartment-Pressure Time Histories (Att.-Qs and As and Editorial Markups) (3 pages)
8.	5/2/00	ML012560093	Action Request from B. L. Bartlett with Editorial Markups (1 page)
9.	5/27/00	ML012560098	Design Review Board Approval Form, Att. 5, with Editorial Markups (2 pages)
10.	6/1/00	ML012560105	Presentation re: AEP Meeting with NRC, Discussion of Containment Subcompartment Walls (with Editorial Comments by R. B. Landsman) (31 pages)
11.	6/5/00	ML003765735	Regional Procedure RP-1206 DPVs: Key Activities and Time Line (4 pages)
12.	6/6/00	ML003765735	Memo to J. E. Dyer, RIII, from R. B. Landsman, DMNS/RIII, Subject: DPV Concerning the Startup of DC Cook Unit 2 (2 pages)

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| 13. | 6/7/00 | ML003765735 | Memo to J. A. Grobe, RIII, from J. E. Dyer, RIII, Subject: Resolution of Degraded CEQ Fan Room Wall (2 pages) |
| 14. | 6/7/00 | ML003775907 | Email to B. Berson, RIII, from J. E. Dyer, RIII, Subject: DPV on DC Cook CEQ Fan Room Concrete Walls (1 page) |
| 15. | 6/12/00 | ML003770723 | Memo to J. A. Grobe, RIII, Subject: Resolution of Degraded CEQ Fan Room Wall (Atts.-6/12/00-Letter to R. P. Powers, from J. F. Stang, DLPM/NRR, Subject: Summary of 6/1/00, Public Meeting Regarding Containment Subcompartment Walls, Attendee List, Licensee's Slide Presentation, NRC Questions, 6/9/00-Memo to J. A. Grobe, DRS/RIII, from S. C. Black, Subject: DC Cook Unit 2 Closeout of Restart Action Matrix Issues Dealing With Generic Letter 91-18 Operability Evaluations (54 pages) |
| 16. | 6/12/00 | ML012560071 | Memo to J. A. Grobe, RIII, Subject: Resolution of Degraded CEQ Fan Room Wall (Atts.-6/12/00-Letter to R. P. Powers, from J. F. Stang, DLPM/NRR, Subject: Summary of 6/1/00, Public Meeting Regarding Containment Subcompartment Walls, Attendee List, Licensee's Slide Presentation, NRC Questions, 6/9/00-Memo to J. A. Grobe, DRS/RIII, from S. C. Black, Subject: DC Cook Unit 2 Closeout of Restart Action Matrix Issues Dealing With Generic Letter 91-18 Operability Evaluations (With Handwritten Notes on Encls.) (54 pages) |
| 17. | 6/13/00 | ML012560086 | Memo to W. D. Travers, EDO, from J. E. Dyer, RIII, Subject: Commission SRM M000110B-DC Cook Significant Emergent Safety Issues (Atts.-Current Emergent Safety Issue Status, 6/13/00-Letter to R. P. Powers, AEPC, from J. E. Dyer, RIII, Subject: Closure of NRC IMC 0350 Action Plan for Restart, Restart Action Matrix (42 pages) |
| 18. | 6/23/00 | ML003765735 | Memo to G. E. Grant, RIII, from J. E. Dyer, RIII, Subject: Ad Hoc Review Panel for DPV: CEQ Fan Room Wall Operability (DC Cook Unit 2 Startup) (1 page) |
| 19. | 6/23/00 | ML003765735 | Memo to File, from J. L. Caldwell, RIII, Subject: DPV File (1 page) |
| 20. | 6/23/00 | ML003765735 | Email to R. B. Landsman, RIII, from G. E. Grant, RIII, Subject: DPV (1 page) |

21. 6/26/00 ML003765735 Multipart emails to and from G. E. Grant, RIII, and R. B. Landsman, RIII, Subject: DPV (1 page)
22. 6/27/00 ML003765735 Multipart emails to and from G. E. Grant, RIII, and P. Hiland, R. B. Landsman, Y. Kim, Subject: DPV (1 page)
23. 7/6/00 ML003765735 Email to G. E. Grant, RIII, R. B. Landsman, RIII, Y. Kim, NRR, Subject: DPV Notes from 6/29 Telecon. Update 7/6 (1 page)
24. 7/14/00 ML003765735 Email to P. Hiland, RIII, and Y. Kim, NRR, from G. E. Grant, RIII, Subject: DPV (1 page)
25. 7/25/00 ML003765735 Email to R. B. Landsman, RIII, from G. E. Grant, RIII, Subject: DPV (1 page)
26. 7/27/00 ML003765735 Memo to J. E. Dyer, RIII, from G. E. Grant, RIII, Subject: Status of Ad Hoc Review Panel for DPV: CEQ Fan Room Wall Operability (1 page)
27. 8/3/00 ML003765735 Email to J. E. Dyer, RIII, from G. E. Grant, RIII, Subject: DPV (1 page)
28. 8/11/00 ML003765735 Memo to J. E. Dyer, RIII, from G. E. Grant, RIII, Subject: Recommendation of Ad Hoc Review Panel for DPV: CEQ Fan Room Wall Operability (6 pages)
29. 8/17/00 ML012560092 Memo to R. B. Landsman, RIII, from J. E. Dyer, RIII, Subject: Resolution of DPV on CEQ Fan Room Wall Operability (DC Cook Unit 2 Startup)-Annotated w/R. B. Landsman's Comments (2 pages)
30. 8/17/00 ML003765735 Memo to R. B. Landsman, RIII, from J. E. Dyer, RIII, Subject: Resolution of DPV on CEQ Fan Room Wall Operability (DC Cook Unit 2 Startup) (Att.-8/11/00 Memo to J. E. Dyer, RIII, from G. E. Grant, RIII, Subject: Recommendation of Ad Hoc Review Panel for DPV: CEQ Fan Room Wall Operability (8 pages)
31. 8/22/00 ML003765735 Memo to J. Grobe, RIII, from J. E. Dyer, RIII, Subject: Corrective Actions for DC Cook CEQ Fan Room Degraded Wall (1 page)
32. 9/22/00 ML012560101 Weekly Information Report (16 pages)
33. 9/22/00 ML012560104 Region III Items of Interest Week Ending September 22, 2000 (1 page)

34.	10/13/00	ML012560108	Letter to R. P. Powers, I&M, from J. F. Stang, DLPM/NRR, Subject: DC Cook-Summary of September 27, 2000 Public Meeting (Atts.-Attendees List, Licensee's Slide Presentation) (28 pages)
35.	10/15/00	ML012560117	Letter to DCD from M. W. Rencheck, I&M, Subject: DC Cook Units 1 and 2 Resolution of Containment Structural Issues, Resolution of Containment Issues and Commitments (11 pages)
36.	11/1/00	ML003765735	NRC Form 464, Part 1, FOIA/PA 2001-0003, Response 1 (3 pages)
37.	11/9/00	ML012560121	E-mail to J. Dyer, RIII, from B. Berson, RIII, Subject: Fwd: Corrective Actions for DC Cook Degraded CEQ Fan Room Wall (Atts.-11/8/00-Email to B. Berson, RIII, from A. Vogel, Subject: Corrective Actions for DC Cook Degraded CEQ Fan Room Wall, 11/3/00-Letter to R. P. Powers, AEPC, from G. E. Grant, DRP/RIII, Subject: Resolution of Containment Structural Issues at DC Cook Units 1 and 2 (6 pages)
38.	11/18/00	ML012560127	Letter to G. E. Grant, DRP/RIII, from M. W. Rencheck, I&M, Subject: DC Cook Units 1 and 2 Resolution of Containment Structural Issues (Atts.-10/15/00 Letter to DCD from M. W. Rencheck, I&M, Subject: DC Cook Units 1 and 2 Resolution of Containment Structural Issues, Resolution of Containment Issues and Commitments (15 pages)
39.	11/20/00	ML003770723	NRC Form 464, Part 1, FOIA/PA 2001-0003, Response 2 (2 pages)
40.	11/28/00	ML012560038	Letter to R. P. Powers, I&M, from G. E. Grant, DRP/RIII, Subject: Resolution of Containment Structural Issues at DC Cook Plant Units 1 and 2 (2 pages)
41.	12/4/00	ML012560041	Memo to W. D. Travers, EDO, from R. B. Landsman, Subject: DPO Concerning the Startup of DC Cook Units 1 and 2 (3 pages)
42.	12/5/00	ML012560066	Memo to DC Cook Nuclear Plant MC 0350 Panel, from G. E. Grant, RIII, Subject: Minutes of Internal Meeting of the DC Cook Nuclear Plant MC 0350 Panel (Atts.-Minutes, 11/28/00-Memo to G. E. Grant, RIII, from J. F. Stang, DLPM/NRR, NRR Safety Evaluation, 12/4/00-Memo to G. E. Grant, RIII, from J. F. Stang, DLPM/NRR, 12/1/00-Restart Action Matrix) (22 pages)

43.	12/6/00	ML012560067	Memo to W. D. Travers, EDO, from J. E. Dyer, RIII, Subject: DPO Concerning the Startup of DC Cook Units 1 and 2 (1 page)
44.	12/8/00	ML012560075	Note to Commissioner Assistants, from J. W. Craig, OEDO, Subject: DPO Concerning the Startup of DC Cook Units 1 and 2 (1 page)
45.	12/8/00	ML012560141	Memo to J. E. Dyer, RIII, from G. E. Grant, RIII, Subject: Recommendation for Restart Approval for the DC Cook Nuclear Plant Unit 1 (2 pages)
46.	12/8/00	ML003775907	NRC Form 464, Part 1, FOIA/PA 2001-0003, Response 3 (3 pages)
47.	12/11/00	ML012560079	Memo to R. B. Landsman, DMNS/RIII, from J. E. Dyer, RIII, Subject: Time Frame for Resolution of Degraded CEQ Fan Room Wall Issue (DC Cook) (Atts.-10/15/00-Letter to Document Control Desk, from M. W. Rencheck, I&M, Subject: Resolution of Containment Structural Issues, 11/3/00-Letter to R. P. Powers, AEPC, from G. E. Grant, DRP/RIII, Subject: Resolution of DC Cook Plant Units 1 and 2, 11/18/00-Letter to G. E. Grant, DRP/RIII, from M. W. Rencheck, I&M, Subject: DC Cook Nuclear Plant Units 1 and 2 Resolution of Containment Structural Issues) (20 pages)
48.	12/11/00	ML012560057	Time Line for DC Cook Containment Structural Issues (2 pages)
49.	12/12/00	ML012560087	Memo to W. D. Travers, EDO, from J. E. Dyer, RIII, Subject: DPO Concerning the Startup of DC Cook Units 1 and 2 (1 page)
50.	12/12/00	ML012560091	Letter to R. P. Powers, AEPC, from J. E. Dyer, RIII, Subject: Closure of NRC IMC 0350 Restart Action Matrix for Restart of the DC Cook Nuclear Plant - Unit 1, (Att.-Restart Action Matrix) (9 pages)
51.	12/15/00	ML012560114	Memo to N. C. Chokshi, DET/RES, and K. S. West, DRIP/NRR, Subject: DPO Panel (Att.-12/4/00 Memo to W. D. Travers, EDO, from R. B. Landsman, DNMS/RIII, Subject: DPO Concerning the Startup of DC Cook, Units 1 and 2) (4 pages)
52.	1/30/01	ML012560118	Memo to W. D. Travers, EDO, from N. C. Chokshi, DET/RES, Subject: DPO Review Panel (2 pages)
53.	3/2/01	ML012560042	Memo to W. D. Travers, EDO, from N. C. Chokshi, DET/RES, Subject: DPO

			Concerning the Startup of DC Cook, Units 1 and 2 (3/2/01-DPO Ad Hoc Panel Report) (16 pages)
54.	4/2/01	ML012560056	Memo to R. B. Landsman, DNMS/RIII, from W. D. Travers, EDO, Subject: DPO Concerning the Start-up of DC Cook, Units 1 and 2 (2 pages)
55.	4/2/01	ML012560050	Memo to S. J. Collins, NRR, from W. D. Travers, EDO, Subject: Follow-up Activity to DPO Concerning the Start-up of DC Cook, Units 1 and 2 (1 page)
56.	4/6/01	ML012560058	OEDO Items of Interest (1 page)
57.	4/11/01	ML012560080	Note to G. E. Grant, RIII, and J. Grobe, RIII, from J. Kweiser, RIII (1 page)
58.	5/9/01	ML012560065	Letter to DCD, from M. W. Rencheck, I&M, Subject: DC Cook Notification of Extension of a Commitment Due Date (3 pages)
59.	5/17/01	ML012560081	Memo to W. D. Travers, EDO, from S. J. Collins, NRR, Subject: WITS Item 200100030-Follow-up Activity to DPO Concerning the Start-up of DC Cook, Units 1 and 2 (3 pages)
60.	6/11/01	ML012560115	Licensee's Slide Presentation w/Handwritten Note (12 pages)
61.	6/11/01	ML012560125	Licensee's Slide Presentation (11 pages)
62.	6/12/01	ML012560130	Excerpt from the "ejournal" re: AEP's Report to NRC (1 page)
63.	6/25/01	ML012560135	Memo to W. D. Travers, EDO, from S. J. Collins, NRR, Subject: Closeout of WITS Item 200100030-DPO Concerning Start-up of DC Cook, Units 1 and 2 (8 pages)
64.	11/20/00	ML003772037	LER 316/2000-003-01, "Containment Internal Concrete Structure Do Not Meet Design Load Margins" (4 pages)
65.	12/12/01	ML013530133	Task Interface Agreement (TIA 2001-15) Evaluation of D.C. Cook Containment Structure Conformance to Design Basis Requirements (7 pages)
66.	7/16/02	ML022030190	DC Cook Units 1 and 2 Response to NRC Request for Additional Information Regarding Containment Structure Conformance to Design Basis Requirements (TAC Nos. MB3603 and MB3604) (13 pages)

67.	8/23/02	ML022410043	Donald C. Cook Nuclear Plant Units 1 and 2 Supplement to Nuclear Regulatory Commission Request for Additional Information Regarding Containment Structure Conformance to Design Basis Requirements (TAC Nos. MB3603 and MB3604) (3 pages)
68.	11/19/02	ML023240143	Response to Task Interface Agreement (TIA 2001-15) for D.C. Cook, Units 1 and 2 (TAC Nos. MB3603 and MB3604) (8 pages)
69.	1/13/03	ML023290377	Response to Task Interface Agreement (TIA 2001-15) Regarding Evaluation of Containment Structure Conformance to Design-Basis Requirements (TAC Nos. MB3603 and MB3604) (21 pages)
70.	3/21/03	ML030770011	Donald C. Cook Nuclear Plant, Units 1 and 2 - Regarding Containment Structure Conformance to Design and Licensing Basis Requirements (4 pages)
71.	4/24/03	ML031210523	Containment Structure Conformance to Design and Licensing Basis Requirements (5 pages)
72.	11/12/03	ML033370903	License Amendment Request to Use Yield Strength Determined from Measured Material Properties for Reinforcing Bar in Structural Calculations for Control Rod Drive Missile Shield (33 pages)
73.	3/2/04	ML040690680	Withdrawal of License Amendment Request to Use Yield Strength Determined from Measured Material Properties for Reinforcing Bar in Structural Calculations for Control Rod Drive Missile Shield (4 pages)
74.	5/18/04	ML041310461	Donald C. Cook Nuclear Plant, Units 1 and 2 - Withdrawal of an Amendment Request to use Yield Strength Determined from Measured Material Properties for Reinforcing Bar in Structural Calculations for Control Rod Drive Missile Shield (TAC Nos. MC1391 and MC 1392) (2 pages)

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

<u>NO.</u>	<u>DATE</u>	<u>DESCRIPTION/(PAGE COUNT)</u>
1.	Undated	Timeline for Cook Containment Issue (7 pages)
2.	Undated	Drawing (1 page)
3.	6/28/00	LER Closure Package - LER 316/2000-003-00, "Containment Internal Concrete Structures Do Not Meet Design Load Margins" (311 pages)
4.	11/20/00	LER Closure Package, LER 316/2000-003-01, "Containment Internal Concrete Structures Do Not Need Design Load Margins" (82 pages)
5.	11/27/00	Media Training Workshop document from the South Bend Tribune re: NRC employee fighting restart of Cook Unit 2 (7 pages)
6.	2/13/01	Contract C-10221 Release 00-06 Missile Shield Analysis - Effect of Reduced Rebar Strength (3 pages)
7.	2/21/01	Summary of the February 15, 2001, D.C. Cook Public Meetings with some handwritten notes (46 pages)
8.	3/27/01	Condition Report 01043058 (29 pages)
9.	1/13/03	Donald C. Cook Nuclear Plant, Units 1 and 2 - Response to Task Interface Agreement (TIA 2001-15) Regarding Evaluation of Containment Structure Conformance to Design-Basis Requirements (TAC Nos. MB3603 and MB3604) w/handwritten notes (21 pages)
10.	7/29/03	Email, Kemker to Duncan, Subject: Re: Status of Issue Regarding Containment Structure Conformance to Design/Licensing (1 page)
11.	12/3/03	Email, Landsman to Reynolds, Subject: Re: Getting back to you: Update: D.C. Cook Containment Missile Shield Issue (1 page)
12.	12/8/03	Email, Reynolds to Duncan, Subject: ACTION REQUIRED: D.C. Cook Containment Missile Shield Issue (1 page)
13.	12/8/03	Email, Reynolds to Duncan, Subject: RESPONSE REQUIRED: DPO stuff (1 page)

14. 01/29/2004 E-mail from Ross Landsman, NRC, to Jim Dyer, NRC, RE: DPV - D.C. Cook (3 pages)
15. 01/29/2004 E-mail from Ross Landsman, NRC, to Commissioners Edward McGaffigan, Jeffrey Merrifield, and Nils Diaz, NRC, RE: DPV - D.C. Cook (3 pages)
16. 01/30/2004 E-mail from Nils Diaz, NRC, to Ross Landsman, Edward McGaffigan, and Jeffrey, NRC, RE: DPV - D.C. Cook (1 page)
17. 02/09/2004 Memorandum from J. E. Dyer, Office of Nuclear Reactor Regulation, NRC, to Ross Landsman, Division of Nuclear Materials Safety, RIII, NRC, RE: Receipt of Proposed Differing Professional View (1 page)
18. 4/13/04 License Amendment Request to Use Yield Strength Determined From Measured Material Properties for Reinforcing Bar in Structural Calculations for Control Rod Drive Missile Shields (144 pages)
19. Undated DC Cook - Post-DPO Disposition (1 page)

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16. 01/30/2004 E-mail from Nils Diaz, NRC, to Ross Landsman, Edward McGaffigan, and Jeffrey, NRC, RE: DPV - D.C. Cook (1 page)
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