

**From:** uid no body <nobody@nrc.gov>  
**To:** <foia@nrc.gov>  
**Date:** Thu, Jan 9, 2003 11:45 AM  
**Subject:** WWW Form Submission

**FOIPA REQUEST**  
**Case No:** 2003-0118  
**Date Rec'd:** 1-9-03  
**Action Off:** Pool  
**Responsible Officer:**

Below is the result of your feedback form. It was submitted by

( ) on Thursday, January 09, 2003 at 11:46:48

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Desc: UCS requests copies of all transcriptions and related available background documents from the NRC's Office of the Inspector General related to their report titled "Event Inquiry Regarding NRC's Regulation of Davis-Besse Regarding Damage to the Reactor Vessel Head," dated December 30, 2002. UCS specifically requests the transcriptions and investigator summaries of OIG interviews with all NRC personnel (Commissioners, Commissioners' technical assistants, EDO staff, NRC senior management, and NRC staff) and all outsiders (i.e., FirstEnergy personnel, etc.). We request that if portions of the requested documents contain proprietary, confidential, pre-decisional, or other information that cannot be released under FOIA, that we receive redacted versions of these documents.

FeeCategory: Educational

MediaType:

FeeCategory\_Description:

Expedite\_ImminentThreatText:

Expedite\_UrgencyToInform: on

Expedite\_UrgencyToInformText: UCS has been heavily involved in the Davis-Besse matter since March 2002. The NRC Commission is conducting a briefing on Davis-Besse on January 14, 2003. Other entities, including the US Congress and its investigative organization the US General Accounting Office, have been soliciting input from UCS on Davis-Besse. The plant's owner has announced plans to begin testing at the

plant in late January 2003 with an aim to restart the plant shortly thereafter. UCS requests expedited processing of this document request so as to be able to disseminate information gleaned from it in a timely manner. We have retained attorney Diane Curran of the firm Harmon & Curran to evaluate our legal options and help us prepare a brief. We need timely access to the requested documents to support Diane's work.

**Waiver\_Purpose:** UCS intends to review the documents obtained via this request and disseminate our perspectives on the material to the US Congress, to the US GAO, to the media, to our members, and to the general public.

**Waiver\_ExtentToExtractAnalyze:** UCS will review the documents to gain a more complete understanding of the factors contributing to the OIG's report and its conclusions. This review of the documents will add to our understanding of the NRC's handling of the Davis-Besse reactor vessel head inspection.

**Waiver\_SpecificActivityQuals:** As nuclear safety engineer for UCS, my job is to review documents and develop conclusions on nuclear power plant safety. I have a degree in nuclear engineering and worked in the nuclear industry for 17 years prior to joining UCS six years ago. I will review the documents requested in this FOIA request as I reviewed the documents obtained under Paul Gunter's FOIA request in mid 2002. That review led to my co-authorship of a report dated August 5, 2002, entitled "Anatomy of a Flawed Decision: NRC Has a Brain but no Spine." It is anticipated that my review of the documents obtained per this request will enable a sequel or follow-up to that report.

**Waiver\_ImpactPublicUnderstanding:** The August 5, 2002, report mentioned in the response to Question 3 above was covered extensively in the news media, including long articles in the Cleveland Plain Dealer, Toledo Blade, and other newspapers. These articles, which included commentaries by the plant's owner and the NRC, provided the public with various perspectives on the problem and its causes, allowing members of the public a better opportunity to form independent conclusions. We hope to replicate that public service.

**Waiver\_NatureOfPublic:** UCS has an active membership of over 40,000 persons. Approximately one-third of our membership are scientists of varying disciplines. The rest are citizens/activists/environmentalists. UCS has a website ([www.ucsusa.org](http://www.ucsusa.org)) that received an average of 31,922 hits per day during June 2002, a representative month for volume. UCS is a frequent source of information to the media, Capitol Hill, and citizens/activists living near nuclear power plants.

**Waiver\_MeansOfDissemination:** UCS intends to document the results of our review in a letter report issued to the US Congress, GAO, and the NRC. In addition, we post most of our letter reports, for free viewing/downloading, on our open-access website, [www.ucsusa.org](http://www.ucsusa.org). Lastly, we will provide free copies of the article to anyone requesting it. We probably will also refer to the requested information during future NRC public meetings, such as at next year's Regulatory Information Conference (RIC).

**Waiver\_FreeToPublicOrFee:** Yes, as detailed in the response to Item 6.

**Waiver\_PrivateCommercialInterest:** Neither UCS or any affiliated party has a commercial interest in obtaining the requested information. The requested information will be provided in response to all requests without charge. The sole interest of UCS in the requested information is to gain an more complete understanding of the NRC's risk-informed decision-making.

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