



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

2006-0113

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RESPONSE TYPE  FINAL  PARTIAL

REQUESTER

Billie Garde

DATE JUN 28 2008

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, 11555 Rockville Pike, Rockville, MD 20852-2738.
- APPENDICES 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 \*  
\$

\* See comments for details

- 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.

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)

SIGNATURE - FREEDOM OF INFORMATION ACT AND PRIVACY ACT OFFICER

Russell A. Nichols

**APPENDIX B  
RECORDS ALREADY PUBLICLY AVAILABLE**

<u>NO.</u>	<u>DATE</u>	<u>ACCESSION NUMBER</u>	<u>DESCRIPTION/(PAGE COUNT)</u>
<u>KEWAUNEE</u>			
1.	02/15/2000	ML003685720	Letter forwarding Fitness for Duty Program Performance data for the Kewaunee Nuclear Power Plant for the six-month period ending December 31, 1999. (4 pages)
2.	08/21/2000	ML003745244	Letter forwarding Fitness for Duty Program Performance data for the Kewaunee Nuclear Power Plant for the six month period ending June 30th, 2000. (4 pages)
3.	06/14/2001	ML011650631	06/25/2001 Notice of meeting with Nuclear Management Co. to discuss common access authorization and fitness-for-duty programs. (2 pages)
4.	08/28/2001	ML012490056	Kewaunee Fitness-for-Duty Performance Data (4 pages)
5.	06/12/2003	ML031631252	Ltr 6/12/03 Kewaunee Predecisional Enforcement Conference on 7/16/03 (2 pages)
6.	07/18/2003	ML031990170	IR 05000305-03-004, on 04/01/2003 - 06/30/2003, Nuclear Management Company, LLC; Kewaunee Nuclear Power Plant; Refueling and Outage Activities; Fitness-for-Duty Program (49 pages)
7.	12/30/2003	ML033640236	EA-03-105; Notice of Violation and Proposed Civil Penalty (10 pages)
8.	01/02/2004	ML040020287	Press Release III 04-001 NRC Proposes \$60,000 Fine for Fitness for Duty Violation at Kewaunee (1 page)
9.	02/02/2004	ML040340002	EA 03-105; Reply to Notice of Violation (2 pages)

POINT BEACH

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|----------------|-----------------------|------------------------|---|
| 10.            | 02/11/2000            | ML003685556            | Fitness for Duty Program Point Beach Units 1 and 2 (3 pages)  |
| 11.            | 08/25/2000            | ML003747469            | Fitness for Duty Program Point Beach Units 1 and 2 (3 pages)  |
| <del>12.</del> | <del>06/14/2001</del> | <del>ML011650631</del> | <del>06/25/2001 Notice of meeting with Nuclear Management Co. to discuss common access authorization and fitness for duty programs (2 pages)</del>  |
| 13.            | 7/25/2002             | ML022070340            | Inspection Report 05-266/02-06; 50-301/02-06 (90 pages)   |
| <del>14.</del> | <del>3/18/2003</del>  | <del>ML031990170</del> | <del>Inspection Report 50-305/03-04 (40 pages)</del>  |
| 15.            | 04/29/2003            | ML030940198            | Issuance of Order for Compensatory Measures Related to Fitness-for-Duty Enhancements Applicable to Nuclear Facility Security Force Personnel (20 pages)   |
| 16.            | 06/03/2003            | ML032090327            | EA-03-038, Answer, Response and request for Clarification in Response to Order for Compensatory Measures Related to Fitness-for-Duty Enhancements Applicable to Nuclear Facility Security Force Personnel (2 pages)   |
| 17.            | 07/10/2003            | ML031890946            | Relaxation of the Order, Exercising Enforcement Discretion, and Extension of the Time to Submit an Answer or Request a Hearing Regarding Order EA-03-038, Fitness-for-Duty Enhancements for Nuclear Security Force Personnel for Duane Arnold, Kewaunee. (18 pages) |
| 18.            | 07/24/2003            | ML031750610            | EA-03-105; Closed Meeting with Kewaunee Nuclear Power Plant (2 pages)   |
| 19.            | 07/25/2003            | ML032130401            | Nuclear Management Company, LLC, Supplemental Answer to April 29, 2003, Order for Compensatory Measures Related to Fitness-for-Duty Enhancements Applicable to Nuclear Facility Security Force Personnel (EA-03-038) (4 pages)                                      |
| 20.            | 7/28/2003             | ML032110177            | Inspection Report 50-266/03; 50-301/0303  |

(77 pages)

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|----------------|---------------------|------------------------|---|
| 21.            | 08/27/2003          | ML032550327            | Point Beach Units 1 and 2 Fitness for Duty Program for Period ending June 3, 2003 (4 pages)   |
| 22.            | 10/29/2003          | ML033030298            | Nuclear Management Co., LLC, Notification of Compliance with Order for Compensatory Measures Related to Fitness-for-Duty Enhancements Applicable to Nuclear Facility Security Force Personnel (4 pages) |
| 23.            | 01/29/2004          | ML040360401            | EA-03-105; Reply to Notice of Violation (7 pages)   |
| 24.            | 06/03/2004          | ML041560097            | Point Beach Nuclear Plant Licensed Operator Positive Alcohol test (6 pages)   |
| 25.            | 02/07/2005          | ML060450467            | Point Beach Units 1 and 2 Fitness for Duty Program Report (4 pages)   |
| 26.            | 8/25/2005           | ML052440351            | Kewaunee Fitness for Duty Performance Data ( and enclosures (9 pages)   |
| 27.            | 8/30/2005           | ML052430220            | Comment (3) submitted by D. M. Jurss on Proposed Rule PR-26, Fitness for Duty Programs. (4 pages)   |
| 28.            | 12/22/2005          | ML053570047            | Comment (51) submitted by Nuclear Management Company, LLC, Edward J. Weinkam on Proposed Rule PR-26 regarding Fitness For Duty Programs (3 pages)   |
| <del>29.</del> | <del>12/30/03</del> | <del>ML033640236</del> | <del>Letter to Coutu, Kewaunee Nuclear Plant from Caldwell, NRC, Notice of Violation and Proposed Imposition of Civil Penalty (9 pages)</del>   |
| 30.            | 4/15/05             | www.nrc.gov            | Event Number 41605, Kewaunee (www.nrc.gov/reading-rm/doc-collections/event-status)  |
| 31.            | 5/17/05             | www.nrc.gov            | Event Number 41705, Point Beach (www.nrc.gov/reading-rm/doc-collections/event-status)   |
| 32.            | 9/30/05             | www.nrc.gov            | Event Number 42030, Point Beach (www.nrc.gov/reading-rm/doc-collections/event-status)   |