

January 16, 2007

Mr. Fred Donaldson  
c/o Mrs. Helen Donaldson  
200 Alliance Way #237  
Manchester, NH 03102

SUBJECT: RESPONSE TO DECEMBER 18, 2006 E-MAIL REGARDING U.S. NUCLEAR  
REGULATORY COMMISSION FILE REQUEST - PURSUANT TO 10 CFR 2.206

Dear Mr. Donaldson:

I am responding to your e-mail of December 18, 2006, sent to the U.S. Nuclear Regulatory Commission (NRC) with the subject heading, "File of Request to U.S. NRC - Pursuant to 10 CFR 2.206 (Document With Attachments)," and to the attachments you subsequently sent.

As you have been informed previously, by David Vito of the Office of Enforcement, NRC, (see enclosed e-mail from David Vito to Fred Donaldson, dated October 30, 2006), your concerns about the, "Tampa, FL, Police Department's Satellite-Radar, Uranium Ion, Neutron-Rich Isotope Beam Transmissions," are not within the jurisdiction of the NRC. The Tampa Police Department is not licensed by the NRC or the State of Florida for use of radioactive materials and we have no information to indicate that it holds materials, or is engaged in activities, that fall within NRC jurisdiction.

Petitions for enforcement action under 10 CFR 2.206 require a request that the Commission take enforcement-related action, i.e., to modify, suspend, or revoke a license or to take other appropriate action. The petition must also specify the grounds for taking the proposed action. (See Management Directive 8.11, "Review Process for 10 CFR 2.206 Petitions," [http://adamswebsearch2.nrc.gov/idmws/doccontent.dll?library=PU\\_ADAMS^PBNTAD01&ID=041880013:1](http://adamswebsearch2.nrc.gov/idmws/doccontent.dll?library=PU_ADAMS^PBNTAD01&ID=041880013:1).) The Tampa Police Department does not hold a NRC license and your communications do not establish that the Tampa Police Department has caused hazardous conditions with respect to matters under NRC jurisdiction. You have not requested an action that NRC can take under its authority and you have not provided grounds for any action by NRC. NRC will therefore take no action on your request.

Thank you for bringing these matters to the attention of NRC. This is a final communication from NRC on this subject.

Sincerely,

**RA/**

Janet R. Schlueter, Director  
Division of Materials Safety and State Agreements  
Office of Federal and State Materials  
and Environmental Management Programs

Enclosure:  
E-mail from David Vito to Fred Donaldson  
dated October 30, 2006  
Mr. Fred Donaldson  
c/o Mrs. Helen Donaldson  
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Janet R. Schlueter, Director  
Division of Materials Safety and State Agreements  
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Enclosure:  
E-mail from David Vito to Fred Donaldson  
dated October 30, 2006

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