

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

2007-0068

1

RESPONSE TYPE ☐ FINAL ☒ PARTIAL

REQUESTER

Scott Arnold

DATE

MAR 16 2007

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*, C** 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 *

\$

- ☐ 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 records identified on Appendix B are copyrighted and are, therefore, not included in this response. Please contact the NRC Public Document Room (PDR) if you would like to make arrangements to review the records. You can reach the PDR on (301) 415-4737, or (800) 397-4209.

SIGNATURE - FREEDOM OF INFORMATION ACT AND PRIVACY ACT OFFICER

Russell A. Nichols

**APPENDIX A
RECORDS ALREADY PUBLICLY AVAILABLE**

<u>NO.</u>	<u>DATE</u>	<u>ACCESSION NUMBER</u>	<u>DESCRIPTION/(PAGE COUNT)</u>
1.	08/27/2001	ML012470129	Vermont Yankee Power Station - Withdrawal of Application for License Transfers. (2 pages)
2.	10/05/2001	ML012840021	Part 1 - Vermont Yankee Nuclear Power Corp, Transfer of Facility Operating License and Proposed License Amendments. Enclosure 1, Redacted Application for Transfer of Facility Operating License. (58 pages)
3.	10/05/2001	ML013250199	Part 2 - Vermont Yankee Nuclear Power Corp, Transfer of Facility Operating License and Proposed License Amendments. Enclosure 2 Entergy Corporation 10-Ks (1996,1997,1998,1999,2000). (241 pages)
4.	10/05/2001	ML013250201	Part 3 - Vermont Yankee Nuclear Power Corp, Transfer of Facility Operating License and Proposed License Amendments. Index to Financial Statement Schedules. (230 pages)
5.	10/05/2001	ML012840340	Part 4 - Vermont Yankee Nuclear Power Corp, Transfer of Facility Operating License and Proposed License Amendments. Nuclear Fuel Leases (Entergy Arkansas, Entergy Gulf States, Entergy Louisiana, System Energy) (197 pages)
6.	10/05/2001	ML012840418	Part 5 - Vermont Yankee Nuclear Power Corp, Transfer of Facility Operating License and Proposed License Amendments. Entergy Mississippi, Inc Management's Financial Discussion and Analysis Results of Operations. (169 pages)
7.	10/05/2001	ML012880030	Part 6 - Vermont Yankee Nuclear Power Corp, Transfer of Facility Operating License and Proposed License Amendments. Part I Business of Entergy. (176 pages)
8.	10/05/2001	ML012840387	Part 7 - Vermont Yankee Nuclear Power Corp, Transfer of Facility Operating License and Proposed License Amendments. (3 pages)

- | | | | |
|-----|------------|-------------|--|
| 9. | 10/05/2001 | ML012840514 | Part 8 - Vermont Yankee Nuclear Power Corp, Transfer of Facility Operating License and Proposed License Amendments. Entergy Gulf States, Inc Management's Financial Discussion and Analysis Results of Operations. (186 pages) |
| 10. | 10/05/2001 | ML012880195 | Part 9 - Vermont Yankee Nuclear Power Corp, Transfer of Facility Operating License and Proposed License Amendments. Enclosure 3 - Entergy Corporation Moody's and Standard and Poor's Bond Rating (1998,1999,2000) (165 pages) |
| 11. | 10/05/2001 | ML012880182 | Part 10 - Vermont Yankee Nuclear Power Corp, Transfer of Facility Operating License and Proposed License Amendments. Exhibit G - Form of Opinion From Seller's Counsel. (78 pages) |
| 12. | 11/01/2001 | ML013200187 | Ltr from Christine Salembier to NRC Requesting Information Listed from Agency. (2 pages) |
| 13. | 11/05/2001 | ML012730007 | Vermont Yankee Nuclear Power Station - Withdrawal of a Direct and Indirect License Transfer Request (TAC No. MA9738). (5 pages) |
| 14. | 11/05/2001 | ML012730022 | Vermont Yankee Nuclear Power Station - Withdrawal of a License Transfer Request (Tac No. MA8553) (5 pages) |
| 15. | 11/07/2001 | ML013120611 | Vermont Yankee, Additional Information Regarding Request of Transfer of Facility Operating License and Proposed License Amendments. (2 pages) |
| 16. | 11/08/2001 | ML013230061 | Submittal of additional pages to Enclosure 2 of Transfer of Facility Operating License & Proposed License Amendments submitted on 10/05/2001. (31 pages) |
| 17. | 11/27/2001 | ML013120693 | Vermont Yankee - Request For Withholding Information From Public Disclosure (MB3154). Pages: 4 |
| 18. | 12/03/2001 | ML013160011 | Vermont Yankee Nuclear Power Plant - Notice of Consideration of Approval of Transfer of Facility Operating License and Conforming Amendment, and Opportunity for a Hearing (Tac No. MB3154). (8 pages) |

Re: FOIA/PA-2007-0068

19.	12/13/2001	ML013310605	Response to Christine Salemebier Ltr Re Proposed Sale of Vermont Yankee Nuclear Power Station to Entergy Nuclear Vermont Yankee and Questions Regarding Funds. (5 pages)
20.	01/23/2002	ML020280081	Vermont Yankee, Entergy Nuclear Vermont Yankee, LLC, and Entergy Nuclear Operations, Inc. License No. DPR-28, Transfer of Facility Operating License Supplement - Revised Pages. (25 pages)
21.	04/17/2002	ML021050483	Amendment to Safety Evaluation (SE) for the Proposed Transfer of Operating License DPR-28 for Vermont Yankee Nuclear Power Station from Vermont Yankee Nuclear Power Corporation to Entergy Nuclear Vermont Yankee, LLC, and Entergy Nuclear Operations, Inc. (5 pages)
22.	4/30/2002	ML021230327	Vermont Yankee, complete revised license & TS pages to reflect comments provided by NRC on previous submittal. Pages: 25
23.	5/14/2002	ML021500371	Letter Confirming That the American Nuclear Insurers will Write Nuclear Liability Insurance for Entergy Nuclear Vermont Yankee, LLC & Insuring the Vermont Yankee Nuclear Power Station in the Town of Vernon, Vermont. Pages: 2
24.	05/17/2002	ML020390198	Vermont Yankee Nuclear Power Station - Order Approving Transfer of License from Vermont Yankee Nuclear Power Corporation to Entergy Nuclear Vermont Yankee, LLC and Entergy Operations Inc., and Approving Conforming Amendment (Tac No. MB3154). (44 pages)
25.	05/21/2002	ML021890506	Press Release-02-061: NRC Staff Approves Transfer of Operating License for Vermont Yankee to Entergy Corp. (1 page)
26.	06/17/2002	ML021550049	Vermont Yankee Nuclear Power Station - Correction Letter for the Safety Evaluation Provided with License Transfer Order. (7 pages)
27.	07/22/2002	ML022050369	Vermont Yankee Nuclear Power Station, Transfer of Facility Operating License No. DPR-28. (1 page)
28.	07/25/2002	ML022170520	Vermont Yankee Transfer of Facility

			Operating Licenses. (6 pages)
29.	07/30/2002	ML022170198	Vermont Yankee Nuclear Power Corporation Entergy Nuclear Vermont Yankee, LLC and Entergy Nuclear Operations, Inc. Transfer of Facility Operating Licenses. (2 pages)
30.	07/31/2002	ML022100395	Vermont Yankee Nuclear Power Station - Issuance of Amendment Re: Transfer of Ownership and Operating Authority Under Facility Operating License to Entergy Nuclear Vermont Yankee, LLC and Entergy Nuclear Operations, Inc.(20 pages)
31.	07/31/2002	ML022190073	Vermont Yankee - E-mail re: Vermont Yankee License Transfer. (2 pages)
32.	8/6/2002	ML022390129	Amendment to Indemnity Agreement No. B-49 Amendment No. 12. Pages: 1
33.	8/6/2002	ML022200292	Letter from Jay Thayer to USNRC, subject: Vermont Yankee Pending Actions Requested by Vermont Yankee Nuclear Power Corporation. Pages: 3
34.	08/06/02	ML022200280	Letter from Gautam Sen to USNRC, subject: Changes to Vermont Yankee Recipients of NRC Correspondence. 3 pages
35.	08/07/02	ML022270014	Letter from Michael Kansler to USNRC, subject: Amendment to Request for Exemption from 10 CFR 20.1003 Definition of Deep-Dose Equivalent and Permission to Use External Whole Body Weighting Factors Other than 1.0. 2 pages
36.	8/9/2002	ML022200216	Vermont Yankee Nuclear Power Station - Corrected License Page. Pages: 4
37.	09/04/2002	ML022256007	G20020536 - R. Shadis Ltr re Transfer Ownership of Certain "Transmission Facilities" - Vermont Yankee (4 pages)
38.	10/23/2002	ML022760009	G20020536 - R. Shadis Ltr re Transfer Ownership of Certain "Transmission Facilities" - Vermont Yankee. (3 pages)
39.	03/16/2004	ML053260343	E-Mail from Screnci to Farrar, Vermont PSB Order on VY EPU with Attachments. (134 pages)

- | | | | |
|-----|------------|-------------|--|
| 40. | 08/20/2004 | ML052770575 | E-Mail from
Newsalerts.noreply@google.com to
rxn@nrc.gov, Google News Alert - Vermont
Yankee. (1 page) |
| 41. | 04/14/2005 | ML060530677 | 2005/04/14-Drawing LRA-G-191176-SH-01,
"Flow Diagram Condensate &
Demineralized Water Transfer System,"
Sheet 1. (1 page) |

**APPENDIX B
COPYRIGHTED RECORDS**

<u>NO.</u>	<u>DATE</u>	<u>DESCRIPTION/(PAGE COUNT)</u>
1.	08/15/2001	Entergy Release "Entergy Will Buy Vermont Yankee for \$180 Million" (3 pages)
2.	08/15/2001	Boston Globe article "Yankee plant to be sold for \$180 million" (3 pages)
3.	08/16/2001	Boston Globe article "Public Service says Vermont Yankee sale is good news" (2 pages)
4.	08/16/2001	MediaNews Group, Inc. article "Union workers threaten strike" (2 pages)
5.	08/17/2001	Boston Globe article "Vermont Yankee union workers approve strike if mediation fails" (2 pages)
6.	08/19/2001	Rutland Herald article "Vt. Yankee becomes hot commodity" (4 pages)
7.	09/19/2001	MediaNews Group, Inc. Article "Plan doesn't include Yankee" (2 pages)
8.	09/28/2001	Rutland Herald article "Yankee deal details made public" (4 pages)
9.	10/15/2001	Boston Globe article "Expanded review of Yankee sale is sought" (2 pages)
10.	12/19/2001	Brattleboro Reformer article "VY ordered to share secrets" (2 pages)
11.	12/28/2001	Brattleboro Reformer article "How safe are aging reactors?" (3 pages)
12.	01/03/2002	Boston Globe article "Group seeks to delay Yankee sale until terror impact can be assessed" (2 pages)
13.	01/23/2002	Rutland Herald article "Brattleboro ballot includes question about Yankee's future" (3 pages)
14.	02/20/2002	Brattleboro Reformer article "Selectmen debate VY ballot question" (3 pages)
15.	02/27/2002	Boston Globe article "Vermont Yankee reaffirms intent to sell" (2 pages)
16.	03/05/2002	Brattleboro Reformer article "Westminster backs VY sale resolution" (3 pages)
17.	03/06/2002	Brattleboro Reformer article "Towns split on Yankee shutdown" (4 pages)
18.	03/12/2002	Brattleboro Reformer article "DPS details support for Yankee sale"

- (2 pages)
19. 04/01/2002 Rutland Herald article "Group links Yankee sale, rates" (4 pages)
 20. 05/01/2002 Boston Globe article "Buyer would soup up Vermont Yankee" (2 pages)
 21. 06/11/2002 Rutland Herald article "Company wants sanction against anti-nuclear lawyer" (3 pages)
 22. 06/13/2002 Rutland Herald article "Yankee sale gets approved" (4 pages)
 23. 06/25/2002 Rutland Herald article "Entergy objects to Yankee plant sale conditions" (3 pages)
 24. 06/27/2002 Brattleboro Reformer article "Anti-nuke group demands release of Entergy papers" (2 pages)
 25. 07/02/2002 Rutland Herald article "Yankee suitor asks PSB to undo deal" (3 pages)
 26. 07/11/2002 Rutland Herald article "Entergy appeal rejected" (3 pages)
 27. 07/18/2002 PR Newswire article "Entergy Notifies Vermont Yankee Owners: 'A Deal Is a Deal'" (3 pages)
 28. 07/31/2002 Rutland Herald article "Yankee sale saga finally completed" (3 pages)
 29. 08/01/2002 Brattleboro Reformer article "Entergy comes to town" (2 pages)
 30. 08/01/2002 Boston Globe article "State gets windfall from sale of nuclear plant" (2 pages)
 31. 08/07/2002 Brattleboro Reformer article "FERC to consider Yankee sale appeal" (2 pages)
 32. 08/22/2002 Brattleboro Reformer article "National consumer group joins fight for NY funds" (2 pages)
 33. 08/22/2002 Brattleboro Reformer article "Local group drops out of NY appeal" (2 pages)
 34. 09/02/2002 Brattleboro Reformer article "Group contest Yankee sale deal" (2 pages)
 35. 10/30/2002 Brattleboro Reformer article "NY drops case against Brattleboro environmental group's attorney" (2 pages)
 36. 10/31/2002 Brattleboro Reformer article "Anti-nuke groups plan increased efforts to close NY" (2 pages)
 37. 11/27/2002 Rutland Herald article "Yankee sale foes lose round" (3 pages)
 38. 12/05/2002 Brattleboro Reformer article "Group appeals NY sale to high court" (2 pages)
 39. 06/02/2004 Brattleboro Reformer article "Entergy" Utilities should pay costs for fuel rod search" (1 page)

APPENDIX C
RECORD BEING RELEASED IN ENTIRETY

<u>NO.</u>	<u>DATE</u>	<u>DOCUMENT DESCRIPTION/PAGE COUNT</u>
1.	06/06/02	Letter from Michael Balduzzi and Michael Kansler NRC Region 1 regarding Transfer of Materials License. 7 pages
2.	12/10/01	Memo from Kathy H. Gibson to J. Clifford, subject: NRR Work Request: License Transfer and Conforming Amendments to the Vermont Yankee Facility Operating License. 3 pages