

**FOIA/PA REQUEST**

Case No.: 2007-0158  
Date Rec'd: 3-21-07  
Specialist: Pearl  
Related Case: \_\_\_\_\_

March 15, 2007.

U.S. Nuclear Regulatory Commission  
FOIA Office  
Mail Stop T5-F11  
Washington, DC 20555-0001

**Freedom of Information Act Request**

To Whom It May Concern:

I request any and all records under the Freedom of Information Act as amended, as follows:

- (1) Records that pertain to source material or other licensing by AEC, NRC or the state of Illinois (an agreement state) of thorium ores, thorium oxides or metal, thorium-magnesium alloy metal, or thorium-magnesium sludge (dross waste) at the Dow Chemical Company at any or all of its facilities located in Midland, Michigan, and Bayside, Michigan; at Madison, Illinois; or at the Walnut Creek-Pittsburgh, California, dual facility from 1951 through 1973.
- (2) Records that pertain to source material or other licensing by AEC, NRC or the state of Illinois (an agreement state) of thorium ores, thorium oxides or metal, thorium-magnesium alloy metal, or thorium-magnesium sludge (dross waste) at the Consolidated Aluminum Corporation (Conalco) at Madison, Illinois between 1973 through 1986.
- (3) Records that pertain to source material or other licensing by AEC, NRC or the state of Illinois (an agreement state) of thorium ores, thorium oxides or metal, thorium-magnesium alloy metal, or thorium-magnesium sludge (dross waste) at the Spectrulite Consortium, Inc. (SCI) at Madison, Illinois between 1986 through February, 2007.

I request that fees for research and copying be waived as release of these records will benefit the public good. In particular, the records will facilitate compensation of former Dow workers at the Dow (Madison, IL) and Dow (Walnut Creek-Pittsburgh, CA) AWE sites under EEOICPA 2000, a federal compensation program for nuclear weapons workers enacted by Congress.

We ask that you specify specific exemptions if any of these requested records cannot be furnished. If any of the records should be classified, please furnish a Vaughan or other index of the classified records.

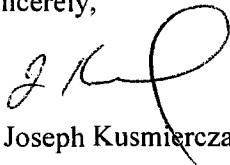
The requested records should be furnished within twenty (20) business days as specified in the FOIA statute.

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Dan McKeel can be contacted by phone at (314) 367-8888, by Fax at (314) 367-7663, by E-mail at: danmckeel2@aol.com, or by U.S. mail at: 5587-C Waterman Blvd., St. Louis, MO 63112.

Joe Kusmierczak can be contacted by phone at (618) 259-2222, Ext. 744, by cell phone at (618) 409-3205, by Fax at (618) 259-0896, by E-mail at: jkusmierczak@simmonscooper.com, or by U.S. mail at: c/o SimmonsCooper LLC, P.O. Box 521, 707 Berkshire Blvd., East Alton, IL 62024. Please respond to Joe Kusmierczak as primary records requestor.

Sincerely,



J. Joseph Kusmierczak



Daniel W. McKeel, Jr., M.D.

JJK:DWM:bn

c: Glenn Podonsky (DOE HSS)  
Elizabeth White (DOE)