

JUL 5 2007

MEMORANDUM TO: FOIA Representative - DRP
FOIA Representative - DRS
FOIA Representative - DNMS
FOIA Representative - DRMA
FOIA Representative - RAO/EICS

FROM: RIII FOIA Coordinator

SUBJECT: FOIA REQUEST 2007-0240

The attached FOIA request has been received in RIII and MUST be given high priority attention.

Please provide the estimate(s) requested below on the attached Form RIII/0959A by

7-9-07

- Search time
 Review time
 Amount of releasable records (by inches)

SEARCH WILL NOT BEGIN UNTIL APPROVED BY FOI/PA.

Thank you for your cooperation.

Attachments:

1. FOIA Request
2. Form RIII/0959A
3. NRC Form 496

cc-w/attachments:

Regional Administrator's Office (RC)
Senior Official/FOIA Matters
Information Management Specialist
RAO/EICS Alternate FOIA Coordinator

F-288

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FOIA/Privacy Act Officer
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

FOI/PA REQUEST

Case No.: 2007-0240
Date Rec'd: 7-3-07
Specialist: PK
Related Case: _____

Re: Freedom of Information Act Request

To Whom It May Concern:

Pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. 552, as amended, we request copies of the following documents:

All books, papers, and documents, including but not limited to notes, minutes, transcripts, memoranda, e-mails, attendance lists, sign-in sheets, and other writings, relating to meetings between employees of the United States Department of Justice (DOJ) and the Nuclear Regulatory Commission (NRC) regarding the NRC's consideration of, response to, and position regarding the Exponent Failure Analysis Associates report, "Review and Analysis of the Davis-Besse March 2002 Reactor Pressure Vessel Head Wastage Event," commissioned, and submitted to the NRC, by FirstEnergy Nuclear Operating Company, and dated December 15, 2006.

This request includes all agency records as defined in the Code of Federal Regulations and the agency manual, whether they currently exist in the official "working" investigative or other files, or at any other location, including private residences.

If any records covered by this request have been deleted, destroyed and/or removed after this request, please provide all surrounding records, including but not limited to a list of all records which have been or are deleted, destroyed and/or removed, a description of the action(s) taken, and those relevant to or generated in connection with implementing the actions(s).

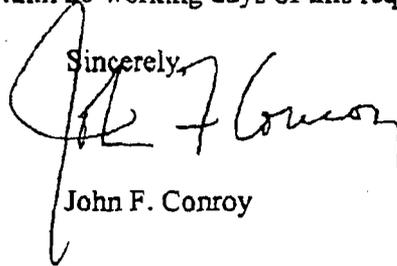
For any documents or portions of documents that you deny due to a specific FOIA exemption, please provide an index itemizing and describing the documents or portions of documents withheld. The index should provide a detailed justification of your grounds

for claiming each exemption, explaining why each exemption is relevant to the document of portion of the document withheld. This index is required under Vaughn v. Rosen (I), 484 F. 2d 820 (D.C. Cir. 1973), cert denied, 415 U.S. 977 (1974).

We agree to pay any reasonable fees associated with processing this request.

We will expect your response within 20 working days of this request.

Sincerely,

A handwritten signature in black ink, appearing to read "John F. Conroy". The signature is written in a cursive style with a large initial "J" and "C".

John F. Conroy

FREEDOM OF INFORMATION ACT ACTION REQUEST

FOIA REQUEST 2007-0240

DIVISION OF _____

1. _____ Has no records relating to this request; however, further information may available from

(Division, Region, etc.)

2. _____ Has records relating to this request.

Search time is expected to be:

_____ Professional hr(s); _____ Clerical hr(s)

Review time is expected to be:

_____ Professional hr(s); _____ Clerical hr(s)

Approximate amount of releasable records (by inches) _____

3. Was a computer data base search involved?

_____ No.

_____ Yes. Then, please provide a hard copy of the **search criteria used** and the **date of the search** to the Region III FOIA Coordinator when you provide your records.

4. _____ The request is unclear or too broad - suggest FOIA/PA be contacted to clarify or rescope the request.

5. Comments: _____

Date: _____

Signature: _____

_____ **SEARCH HAS BEEN APPROVED BY FOIA/PA:** Please provide all documents subject to this request by COB _____

When records are submitted, please complete **NRC Form 496** for actual search and review time spent and obtain DD/Deputy's signature below.

Date: _____

Signature: _____

Division Director/Deputy signature required.

Constitutes concurrence on this Divisional response.

**REPORT OF STAFF RESOURCES FOR
PROCESSING FOIA/PA REQUESTS**

R III

2007-0240

- SEARCH --** All time spent by any staff member looking for material subject to a request, either manually or by automated means, including time spent in page-by-page or line-by-line identification of material within records.
- REVIEW --** All time spent by any technical, administrative, and legal staff examining records to determine whether information may be withheld.
- COMPUTER --** When a computer search is required and a printout or a disk or tape copy of a computer file is produced, report time spent by (1) the NRC employee who conducts the search in the appropriate category below or (2) the contractor's actual charge to the NRC when necessary. If NRC is providing a disk or tape, report the Central Processing Unit (CPU) processing costs and the cost of the disk or tape under "COMPUTER COSTS."

Report ALL time spent. (Show exact time in hours and minutes.)

CLERICAL RESOURCES (Grades 1-10)

NAME	SEARCH		REVIEW	
	HOURS	MINUTES	HOURS	MINUTES
TOTAL				

PROFESSIONAL/MANAGERIAL RESOURCES (Grades 11-15)

NAME	SEARCH		REVIEW	
	HOURS	MINUTES	HOURS	MINUTES
TOTAL				

SES/COMMISSIONER RESOURCES

NAME	SEARCH		REVIEW	
	HOURS	MINUTES	HOURS	MINUTES
TOTAL				

COMPUTER COSTS

CONTRACTOR COST		DISKS		TAPES		OTHER COSTS	TOTAL
# HOURS	COST PER HOUR	# DISKS	COST PER DISK	# TAPES	COST PER TAPE	(Specify)	
\$		\$		\$		\$	\$

FOIA COORDINATOR	SIGNATURE	DATE
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