



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

2008-0071

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RESPONSE TYPE FINAL PARTIAL

REQUESTER

JAMES P. RICCIO

DATE

JAN 18 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 C** 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 D** 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 C,D** 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 incoming FOIA/PA-2008-0071 is located in ADAMS at ML060590485.

Records with an ML accession number are available in the NRC's Public Electronic Reading Room at www.nrc.gov/reading-rm/adams/html. For assistance in obtaining any records, please contract the NRC's Public Document Room (PDR) at 1-800-397-4209 or email at pdr@nrc.gov

SIGNATURE - FREEDOM OF INFORMATION ACT AND PRIVACY ACT OFFICER

Russell A. Nichols
Russell A. Nichols

**APPENDIX C
RECORDS ALREADY PUBLICLY AVAILABLE**

<u>NO.</u>	<u>DATE</u>	<u>ACCESSION NUMBER</u>	<u>DESCRIPTION(PAGE COUNT)</u>
1.	04/24/07	ML071140119	Staff Requirements - SECY-06-0204 - Proposed Rulemaking – Security Assessment Requirements for New Nuclear Power Reactor Designs (RIN 3150-AH92) and Chairman Klein Notation Vote (6 pages)
2.	04/24/07	ML071140125	Commission Voting Record - SECY-06-0204 - Proposed Rulemaking–Security Assessment Requirements for New Nuclear Power Reactor Designs (RIN 3150-AH92) (21 pages)
3.	12/8/2006	ML063470621	Letter to D. Klein from M. Fertel, Subject: Severe Accident Provisions in 10 CFR Part 52 (7 pages)
4.	12/20/2006	ML063560355	Letter to D. Klein from M. Fertel, Subject: Public Availability of NEI Letter Dated December 8, 2006 (2 pages)

**APPENDIX D
RECORDS BEING RELEASED IN THEIR ENTIRETY**

<u>NO.</u>	<u>DATE</u>	<u>DESCRIPTION/(PAGE COUNT)</u>
1.	12/17/2007	E-Mail from E. McKenna, NRR to L. Harris, NSIR, Subject: NEI Letter (1 page)
2.	12/18/2007	E-Mail from K. Grimes, NSIR to L. Harris, Subject: Re: change in ADAMS? (1 page)
3.	12/18/2007	E-Mail from L. Harris, NSIR to J. Zimmerman, NRR, Subject: NEI letter related to 73.62 (2 pages)
4.	12/18/2007	E-Mail from J. Zimmerman, NRR to L. Harris, NSIR, Subject: Re: NEI letter related to 73.62
5.	01/04/2008	E-Mail from L. Jones, NRR to L. Harris, NSIR, Subject: NEI Letters
6.	01/04/2008	Email from L. Jones, NRR to L. Harris, NSIR, Subject: Re: NEI Letters (FYI: out of office)
7.	01/09/2008	Email from L. Jones, NRR to L. Harris, NSIR, Subject: NEI Letter