

2008-0199

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

RESPONSE TYPE  FINAL  PARTIAL

REQUESTER

MIKE STUCKEY

DATE

MAY - 7 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 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 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 B 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)

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 contact the NRC's Public Document Room (PDR) at 1-800-397-4209 or email at pdr@nrc.gov.

The incoming FOIA/PA-2008-0199 is located in ADAMS at ML081160203.

SIGNATURE - FREEDOM OF INFORMATION ACT AND PRIVACY ACT OFFICER

Russell A. Nichols

[Handwritten Signature]

**APPENDIX A  
RECORDS ALREADY AVAILABLE IN THE PDR**

<u>NO.</u>	<u>DATE</u>	<u>ACCESSION NUMBER</u>	<u>DESCRIPTION/(PAGE COUNT)</u>
1.	1/21/2004	ML040150349	G20040003/LTR-04-0002 - Ltr to Senator Hillary R. Clinton re Additional Precautions at Indian Point Nuclear Power Plants as a Result of Heightened National Threat Level to High (Orange) - Pages: 3 - Availability: Publicly Available Sensitivity: Non-Sensitive
2.	1/22/2004	ML040280512	G20040043/LTR-04-0032 - Sen. Hillary Rodham Clinton Ltr re: Special Inspection Report Regarding Indian Point & Dirty Bomb Prevention Act - Pages: 4 - Availability: Publicly Available Sensitivity: Non-Sensitive
3.	3/22/2004	ML040350292	G20040043/LTR-04-0032 - Letter to Senator Hillary Rodham Clinton from Nils Diaz re: Concerns on Findings of NRC's 12/22/03 Special Inspection Report regarding Indian Point and the Dirty Bomb Prevention Act - Pages: 3 - Yes Availability: Publicly Available Sensitivity: Non-Sensitive
4.	3/22/2004	ML040350296	Enclosure 3 to Senator Hillary Rodham Clinton letter dated 03/22/04 from Chairman Diaz, NRC Proposed Legislation on the Control of Nuclear Materials - Pages: 4 - Availability: Publicly Available Sensitivity: Non-Sensitive
5.	4/2/2004	ML040960253	2003-04 Indian Point Units 2 and 3 Annual Assessment Invitational Letters for Safety Performance - Pages: 29 - Availability: Publicly Available Sensitivity: Non-Sensitive
6.	4/7/2004	ML041130458	Y020040085 - Resolution - Indian Point 2 & 3 Nuclear Power Plants License - Pages: 8 - Availability: Publicly Available Sensitivity: Non-Sensitive
7.	5/7/2004	ML041330521	G20040331/LTR-04-030 - Leslie Seff Ltr. Re: Reclassify High-Level Radioactive Waste/Stricter Regulation and Isolation of all Radioactive Wastes/Recapture and Recall Radioactive Materials and Wastes that have been Release - Pages: 4 - Availability: Non-Publicly Available Sensitivity: Non-Sensitive

8. 7/13/2004 ML042100219 G20040501/LTR-04-0474 - Sen. Hillary R. Clinton Ltr re Emergency Responders in Westchester County, New York - Pages: 4 -Availability: Publicly Available Sensitivity: Non-Sensitive
9. 9/15/2004 ML042230178 G20040501/LTR-04-0474 Ltr to Sen. Hillary Rodham Clinton re Concern Over Radio Interference, Radio Interoperability, And Emergency Responders - Pages: 2 - Availability: Publicly Available Sensitivity: Non-Sensitive
10. 9/29/2004 ML042790325 G20040666 - Sen. Hillary Rodham Clinton Ltr re: Request Update in Regard to Several Concerns About the Indian Point Energy Center - Pages: 3 - Availability: Publicly Available Sensitivity: Non-Sensitive
11. 10/1/2004 ML042740515 G20040666/LTR-04-0611 - Ltr to Senator Hillary Rodham Clinton from Chairman Diaz, re: Request Update in Regard to Several Concerns About the Indian Point Energy Center - Page: 1 - Availability: Publicly Available Sensitivity: Non-Sensitive
12. 10/8/2004 ML042780593 G20040666/LTR-04-0611 - Senator Hillary Rodham Clinton Ltr. Re Concerns at Indian Point Power Plant - Pages: 2 - Availability: Publicly Available Sensitivity: Non-Sensitive
13. 10/8/2004 ML042800057 Enclosure - Equipment Issues Related to September 2004 Shutdowns and Power Reductions at Indian Point 2 - Page: 1 - Availability: Publicly Available Sensitivity: Non-Sensitive
14. 3/2/2005 ML063520551 Letter from Commissioner Jeffrey Merrifield to Senator Hillary Clinton, concerns visit to India - Page: 1 - Availability: Publicly Available Sensitivity: Non-Sensitive
15. 5/26/2005 ML051790356 LTR-05-0298 - Ltr. Senator Hillary Rodham Clinton re: Request Meeting with the Commission to Discuss Nuclear Plant Security - Pages: 3 -Availability: Publicly Available Sensitivity: Non-Sensitive
16. 5/26/2005 ML051800418 G20050461/LTR-05-0298 - Senator Hillary Rodham Clinton ltr re: Security and Emergency Preparedness at Indian Point - Pages: 4 -Availability: Publicly Available Sensitivity: Non-Sensitive
17. 8/11/2005 ML051940177 G20050461/LTR-05-0298 - Senator Hillary Rodham Clinton ltr re: Security and Emergency Preparedness at Indian Point - Pages: 2 - Availability: Publicly Available Sensitivity: Non-Sensitive

18. 10/25/2005 ML053000562 LTR-05-0518 - Letter from Senator Hillary Rodham Clinton re: Issues of concern related to the Indian Point Nuclear Power Plant - Pages: 3 - Availability: Publicly Available Sensitivity: Non-Sensitive
19. 10/26/2005 ML053000225 LTR-05-0518 -- Letter to Senator Hillary Rodham Clinton, concerns recent meeting discussing issues related to the Indian Point Energy Center and recently reported leakage from the spent fuel pool at IP Unit 2 - Pages: 5 - Availability: Publicly Available Sensitivity: Non-Sensitive
20. 3/28/2006 ML060740344 G20060240 - Ltr to Senator Clinton from Chairman Diaz re: Engineering Inspection at Indian Point - Pages: 2 - Availability: Publicly Available Sensitivity: Non-Sensitive
21. 4/3/2006 ML060950127 G20060360/SECY-2006-0054/LTR-06-0173 - Sen. Hillary Rodham Clinton Ltr re: Independent Safety Assessment at Indian Point - Pages: 5 -Availability: Publicly Available Sensitivity: Non-Sensitive
22. 4/6/2006 ML061140014 LTR-06-0197 - Ltr. Noel Spencer Re: Indian Point Emergency Evacuation Plan - Pages: 3 - Availability: Publicly Available Sensitivity: Non-Sensitive
23. 5/31/2006 ML061110405 G20060360/SECY-2006-0054/LTR-06-0173 - Sen. Hillary Rodham Clinton Ltr re: Independent Safety Assessment at Indian Point - Pages: 5 - Availability: Publicly Available Sensitivity: Non-Sensitive
24. 6/22/2006 ML061740020 G20060590/LTR-06-0315 - Senator Hillary Rodham Clinton and Edward Markey Ltr. Re Concerns Commission's May 25, 2006 Action on "Decision Item: SECY-06-0080 National Source Tracking of Sealed Sources" - Pages: 6 - Availability: Publicly Available Sensitivity: Non-Sensitive
25. 6/22/2006 ML061780052 2006/06/22-Letter fm. Sen. Hillary Rodham Clinton and Rep. Edward Markey requesting for an extension of the comment period for PR-20 and 32 regarding National Source Tracking of Sealed Sources. - Pages: 4 - Availability: Publicly Available Sensitivity: Non-Sensitive
26. 8/1/2006 ML061870515 G20060590/LTR-06-0315 - ltr to Senator Hillary Rodham Clinton and Congressman Edward J. Markey re: Concerns Commission's May 25, 2006 Action on "Decision Item: SECY-06-0080 National Source Tracking of Sealed Sources" - Pages: 12 - Availability: Publicly Available Sensitivity: Non-Sensitive

27. 9/19/2006 ML062750160 LTR-06-0489 - Donald Flater Ltr. Re Security of Radioactive Sealed Sources - Pages: 5 - Availability: Publicly Available Sensitivity: Non-Sensitive
28. 5/16/2007 ML071620166 LTR-07-0371 - Ltr fm Congress (Hilliary R. Clinton and Nita M. Lowey) re: request that funds related to Entergy's non-compliance with Commission order be distributed to Indian Point counties tasked with maintaining radiological emergency preparedness - Pages: 2 - Availability: Publicly Available Sensitivity: Non-Sensitive
29. 5/30/2007 ML071580615 LTR-07-0397 - Ltr. David Lochbaum re: Concerns the 4/25/07 Oversight Hearing...Options for Restoring Public Confidence in the NRC's Oversight of Indian Point - Pages: 8 - Availability: Publicly Available Sensitivity: Non-Sensitive
30. 6/8/2007 ML071620167 LTR-07-0371 - Ltr to Congress (Hilliary R. Clinton and Nita M. Lowey) from Chairman Klein re: request that funds related to Entergy's non-compliance with Commission order be distributed to counties surrounding Indian Point - Pages: 3 - Availability: Publicly Available Sensitivity: Non-Sensitive
31. 9/17/2007 ML072680167 09/17/2007 Federal Funding Education Grant Program - Pages: 54 - Availability: Publicly Available Sensitivity: Non-Sensitive
32. 12/21/2007 ML073600533 G20070895/LTR-07-0829/EDATS: SECY-2007-0579 - Ltr. Sen. Hillary Rodham Clinton re: Failure of Entergy to Install an Adequate New Emergency Siren System; and the Coming Move to Dry Cask Storage of Spent Fuel at Indian Point -Pages: 5 - Availability: Publicly Available Sensitivity: Non-Sensitive
33. 3/11/2008 ML080940660 Letter from Congresswoman Nita M. Lowey to Judge E. Roy Hawkins dated 3/11/2008 Regarding Hearing to be Held on License Renewal of Indian Point's Nuclear Reactors - Pages: 1 - Availability: Publicly Available Sensitivity: Non-Sensitive
34. 1/25/2008 ML080080088 G20070895/LTR-07-0829/EDATS: SECY-2007-0579 - Ltr. To Senator Hillary Rodham Clinton re: the installation of an improved siren system and dry cask storage of spent fuel at Indian Point - Pages: 2 - Availability: Publicly Available Sensitivity: Non-Sensitive
35. 2/19/2008 ML080170689 02/19/2008 - Ltrs to Congress fm Chairman Klein re: Transmittal of the National Academies Report on "Radiation Source Use and Replacement" - Pages: 4 - Availability: Publicly Available Sensitivity: Non-Sensitive

36. 3/26/2008 ML080930441 Funding for West Valley Demonstration Project - Pages: 3 -  
Availability: Publicly Available Sensitivity: Non-Sensitive

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

<u>NO.</u>	<u>DATE</u>	<u>ACCESSION NUMBER</u>	<u>DESCRIPTION/(PAGE COUNT)</u>
1.	5/7/2004	ML041330521	5/7/04 - Ltr Leslie Seff to Senate Armed - Reclassify High-Level Radioactive Waste/Stricter regulation and Isolation of all Radioactive Wastes/recapture and Recall Radioactive materials and Wastes that have been released - Pages: 4 - Availability: <del>Non</del> -Publicly Available Sensitivity: Non-Sensitive
2.	7/15/2004	ML042010317	A Bill to Amend the Atomic Energy Act of 1954 to Clarify the Treatment of Accelerator-produced and Other Radioactive Material as Byproduct Material - Pages: 5 - Availability: Non-Publicly Available Sensitivity: Non-Sensitive
3.	11/16/2004	ML043220059	11/16/04 Letters to Indian Point Congressional Staff Regarding 12/16/04 Closed Meeting - Pages: 6 - Availability: Non-Publicly Available Sensitivity: Non-Sensitive
4.	2/27/2008	ML080600094	G20080138/LTR-08-0106/EDATS: SECY-2008-0108 - Senators Bernard Sanders and Hillary Rodham Clinton Ltr re: NRC/DOE Workshop on 2/19-21/08 re: Tech. Issues and Res. Topics for Potential Extended Op. Of Nuc. Topics for Potential Extended Oper. Of NP Plans - Pages: 6 - Availability: Non-Publicly Available Sensitivity: Non-Sensitive