

## FOIA Resource

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**From:** Barbara Culleen  
**Sent:** Thursday, January 22, 2009 1:18 PM  
**To:** FOIA Resource  
**Subject:** FW: New request: FW: FOIA request regarding Oyster Creek Nuclear Power Plant inspection

-----Original Message-----

**From:** Natalie Brown  
**Sent:** Thursday, January 22, 2009 12:11 PM  
**To:** Barbara Culleen  
**Subject:** New request: FW: FOIA request regarding Oyster Creek Nuclear Power Plant inspection

**FOI/PA REQUEST**  
**Case no.** 2009-0070  
**Date Rec'd** 1-22-09  
**Specialist** Christina  
**Related Case** \_\_\_\_\_

-----Original Message-----

**From:** Richard Webster [mailto:rwebster@easternenvironmental.org]  
**Sent:** Thursday, January 22, 2009 11:55 AM  
**To:** Natalie Brown  
**Cc:** Mary Baty; nirsnet@nirs.org; Janet Tauro; Psturfels@aol.com; Psturfels@cleanwater.org; gbur1@comcast.net; paul@beyondnuclear.org; jeff.tittel@SierraClub.org; becca.glenn@sierraclub.org; paulagotsch@comcast.net; jbnj@comcast.net; Deadlinedon@yahoo.com; Wmdecamp@cs.com; gcost31@comcast.net; cost4493@comcast.net; acairo@njpirg.org; Dena Mottola; Matt Elliott; mary.mcdnoonan@mail.house.gov; Arvin Ganeson; Jill Lipoti  
**Subject:** FOIA request regarding Oyster Creek Nuclear Power Plant inspection

>  
FOIA Request

In the light of the memorandum below, I am hereby making a FOIA request for for all documents related to the October 2008 inspection at Oyster Creek, the December 23, 2008 meeting regarding that inspection, and the January 21, 2009 report of that inspection. I request that you waive the fees associated with this request for the reasons previously stated. I anticipate that the responsive information to this request will include, but not be limited to:

- i) records, including notes and photographs, made by inspectors of as found conditions;
- ii) the actual thickness results from the various UT measurements carried out, in electronic form;
- iii) records related to the decision not to invite the public to attend the exit meeting;
- iv) records that shed light on the inability of the agency to decide whether the plant is meeting its CLB;
- v) records that explain the reasoning behind the bald statements in the inspection report, such as that corrosion in Bay had been ongoing for 16 years (page 11), but was not detected and that the outer seal on the drywell has been defective for 16 years, but again the defects were not detected;
- vi) records related to what corrective action has been taken with regard to the two piping UT results that did not meet acceptance

criteria and whether a management program is required to manage the observed aging effect;

vii) records showing whether the piping acceptance criteria are part of the CLB.

vii) records related to efforts made to trace the source of the water observed in the sand bed region; and

viii) records related to attempts to identify and eliminate the sources of water to the interior trenches.

Should any of these categories of records not be available for any reason, I would appreciate an explanation of the reason why. I also realize that this request may encompass quite a large number of records. I would therefore appreciate receiving the response in stages, with electronic records being made available first, either through ADAMS or e-mail.

Thank you in advance for your assistance.

Richard Webster

> THE WHITE HOUSE

> Office of the Press Secretary

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> For Immediate Release January 21, 2009

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> MEMORANDUM FOR THE HEADS OF EXECUTIVE DEPARTMENTS AND AGENCIES

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> SUBJECT: Freedom of Information Act

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> A democracy requires accountability, and accountability requires

> transparency. As Justice Louis Brandeis wrote, "sunlight is said to

> be the best of disinfectants." In our democracy, the Freedom of

> Information Act (FOIA), which encourages accountability through

> transparency, is the most prominent expression of a profound

> national commitment to ensuring an open Government. At the heart of

> that commitment is the idea that accountability is in the interest

> of the Government and the citizenry alike.

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> The Freedom of Information Act should be administered with a clear

> presumption: In the face of doubt, openness prevails. The Government

> should not keep information confidential merely because public

> officials might be embarrassed by disclosure, because errors and

> failures might be revealed, or because of speculative or abstract

> fears. Nondisclosure should never be based on an effort to protect

> the personal interests of Government officials at the expense of

> those they are supposed to serve. In responding to requests under

> the FOIA, executive branch agencies (agencies) should act promptly

> and in a spirit of cooperation, recognizing that such agencies are

> servants of the public.

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> All agencies should adopt a presumption in favor of disclosure, in

> order to renew their commitment to the principles embodied in FOIA,

> and to usher in a new era of open Government. The presumption of

> disclosure should be applied to all decisions involving FOIA.

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> The presumption of disclosure also means that agencies should take  
> affirmative steps to make information public. They should not wait  
> for specific requests from the public. All agencies should use  
> modern technology to inform citizens about what is known and done by  
> their Government. Disclosure should be timely.

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> NEW FOIA GUIDELINES

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> I direct the Attorney General to issue new guidelines governing the  
> FOIA to the heads of executive departments and agencies, reaffirming  
> the commitment to accountability and transparency, and to publish  
> such guidelines in the Federal Register. In doing so, the Attorney  
> General should review FOIA reports produced by the agencies under  
> Executive Order 13392 of December 14, 2005. I also direct the  
> Director of the Office of Management and Budget to update guidance  
> to the agencies to increase and improve information dissemination to  
> the public, including through the use of new technologies, and to  
> publish such guidance in the Federal Register.

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> This memorandum does not create any right or benefit, substantive or  
> procedural, enforceable at law or in equity by any party against the  
> United States, its departments, agencies, or entities, its officers,  
> employees, or agents, or any other person.

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> The Director of the Office of Management and Budget is hereby  
> authorized and directed to publish this memorandum in the Federal  
> Register.

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> BARACK OBAMA

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