

Raphael, Mary Jean

From: FOIA Resource
Sent: Friday, May 22, 2009 9:02 AM
To: Karl Farrar; Jared Heck; Carolyn Evans; Karla Fuller; Billie Champ; Cecilia Carson; Earnestine Clay; FOIAPAADM Resource; FOIAPANSIR Resource; FOIAPAOI Resource; FOIAPAOIG Resource; FOIAPAOIP Resource; FOIAPAR2 Resource; FOIAPAR4 Resource; FOIAPASECY Resource; HR-FOIA Resource; John Pellet; NRO_FOIA Resource; OEMAIL Resource; OGC_FOIA_COORDINATOR Resource; OPA Resource; R1FOIAPA RESOURCE; RidsAcrsAcnw_MailCTR Resource; RidsAslbpMailCenter Resource; RidsEdoMailCenter Resource; RidsFsmeOd Resource; RidsNmssOd Resource; RidsNrrMailCenter Resource; RidsOcaaMailCenter Resource; RidsOcaMailCenter Resource; RidsOcoMailCenter Resource; RidsResPmdaMail Resource; RidsSbcrMailCenter Resource; RIIIFOIAPA Resource; Sharon Marks; Stephanie Blaney; Art Howell; Barbara Gusack; BJ Holt; Bryan Champion; Cheryl Montgomery; Chuck Casto; Corenthis Kelley; Cynthia Carpenter; Elizabeth Hayden; James McDermott; Jennifer Golder; John Cordes; John Flack; Joseph McMillan; Kathryn Greene; Loren Plisco; Margaret Doane; Mark Flynn; Michael Johnson; Miriam Cohen; Patrick Howard; Phyllis Bower; Rebecca Schmidt; Richard Rough; Sandy Joosten; Susan Dickerson; Thomas Moore; Trip Rothschild
Cc: Mary Jean Raphael; Natalie Brown; Becky Menefee; Deborah Dennis; Warren Christian; Barbara Culleen; Russell Nichols
Subject: New FOIA Procedures

Regional Counsels, Senior Management FOIA Officials, FOIA Coordinators and Alternates.

Yellow Announcement No. 09-0054, dated May 19, 2009, subject: New Freedom of Information Act Procedures (FOIA) has been issued (<http://www.internal.nrc.gov/announcements/yellow/2009/2009-054.html>). Based on new FOIA guidelines from the President and the Attorney General, NRC has issued new FOIA procedures. Please review these new procedures, become aware of their impact on your mission, especially the guidance pertaining to foreseeable harm statements. This guidance will apply to all FOIA cases received on or after May 19, 2009.

The following is additional guidance on drafting foreseeable harm statements.

While each document or portion of a document protected by exemptions 2 and 5 must be addressed in a foreseeable harm statement, a single statement may cover multiple documents or multiple portions of documents, provided that the harm foreseen, and the reasons why the harm is foreseen, are the same for each. While foreseeable harm statements do not need to be lengthy, they should be reasonably specific.

If you have any questions, please let me know.

Donna Sealing
Chief, FOIA/Privacy Section