

Case No.: 2010-0090Date Rec'd: 1-4-10Specialist: Brown

Related Case: \_\_\_\_\_

**FOIA Resource**

From: [REDACTED]  
 Sent: Friday, January 01, 2010 3:31 AM  
 To: FOIA Resource; Boska, John; CHAIRMAN Resource;  
 [REDACTED]  
 Subject: FORMAL FOIA REQUEST

Dear NRC FOIA OFFICER:

This is a formal FOIA Request. I filing this request to gain access to documents needed in a currently pending (and accepted) 2.206 Petition I have filed with the NRC on the adequacy of Entergy's Decommissioning Funds for any/all of their licensed nuclear reactor sites, with specific attention on their sites in NY and Vermont, including but not limited to Vermont Yankee, Indian Point [IP 1], [IP 2], and [IP 3].

I seek the following specific documents, as well as underlying support documents, analysis and financial assurances related/associated with same.

1. Latest Bi Annual Decommissioning Fund Reports submitted to the NRC, and the NRC's work product documents related to them (including letters, emails, notes and memos) for all Entergy licensed nuclear reactors. For each document not available for public viewing for any reason including proprietary privilege, need to know, or national security, please provide title of document, date created, and provide a brief (yet adequate) description of the contents of said document. If any documents sought in this FOIA request are available via ADAMS or other public internet sites, please provide the title of document, and a link or other means to locate said document.
2. All documents pertaining to, or including discussion of possible/potential or known Decommissioning Shortfalls for all Entergy Nuclear Sites, including discussions between licensee and NRC, with specific detail given to all New York and Vermont held Entergy reactors. (This search should be limited to documents of less than five years in age, or the last Decommissioning Fund Report supplied to the NRC by the Licensee). For each document not available for public viewing for any reason including proprietary privilege, need to know, or national security, please provide title of document, date created, and provide a brief (yet adequate) description of the contents of said document. If any documents sought in this FOIA request are available via ADAMS or other public internet sites, please provide the title of document, and a link or other means to locate said document.
3. Copies of all current financial documents used by Entergy in proving the adequacy of their Decommissioning Funds including investment listings, trusts, financial assurances or guarantees provided by the licensees or their parent company (ies), as well as all underlying work product documents from the NRC including inter/intra official discussions, as well as correspondence/communication with the Licensee. For each document not available for public viewing for any reason including proprietary privilege, need to know, or national security, please provide title of document, date created, and provide a brief (yet adequate) description of the contents of said document. If any documents sought in this FOIA request are available via ADAMS or other public internet sites, please provide the title of document, and a link or other means to locate said document.

As a stakeholder, I am asking for a waiver of any and all potential fees for the following reasons.

1. I am a stakeholder living within [REDACTED] of the Indian Point Nuclear Reactors.
2. The inter dependent nature of Entergy's nuclear holdings, the intermingling of their finances makes all Entergy Reactors of personal interest to me as a stakeholder.
3. As a stakeholder, I have lost three cats to Indian Point caused Cancer Agents.
4. My wife was diagnosed with breast cancer that I believe was caused by Indian Point radiological contaminants released into our local environment.
5. America's current financial crisis, our own governments inability to adequately regulate banks and Wall Street crashed our economy, destroyed our real estate values, and have left me UNEMPLOYED and facing bankruptcy.

6. These documents are absolutely necessary in defense of my currently pending 2.206 Petition on this very issue, and it would be impossible to support certain arguments without the underlying truths found in these documents.

7. Imposing any fees would create great financial hardship on me as stakeholder, and refusing me access to said documents places my and my communities (4 million people) health and well being in grave peril.

For these reasons, a waiver of fees is herein asked for.

Respectfully Submitted

Sherwood Martinelli



- State that you are seeking access to records under the Freedom of Information Act (or under the Freedom of Information Act *and* the Privacy Act, as described above). For the quickest possible handling, mark both your letter and the envelope "Freedom of Information Act Request."
- Include your name, address, and daytime telephone number (in case we need to contact you to discuss your request).
- Describe the requested records (or information) as specifically as possible, including individual and company names (where applicable), as well as the relevant dates, places, events, subjects, and other details.
- State your willingness to pay the applicable fees, if any, associated with processing your FOIA request.