

## FOIA Resource

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**From:** Bates, Todd [tbates@asbury.gannett.com]  
**Sent:** Wednesday, April 28, 2010 1:17 PM  
**To:** FOIA Resource  
**Subject:** FOIA letter

**FOIA/PA REQUEST**  
**Case No.:** 2010-0209  
**Date Rec'd:** 4-28-10  
**Specialist:** Raphael  
**Related Case:** \_\_\_\_\_

Todd B. Bates  
Asbury Park Press  
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[tbates@app.com](mailto:tbates@app.com)  
732-643-4237

April 28, 2010

### FOIA REQUEST

**Fee benefit requested**  
**Fee waiver requested**  
**Expedited processing requested**

Dear FOIA Officer:

Pursuant to the federal Freedom of Information Act, 5 U.S.C. § 552, I request access to and copies of any studies, memoranda, correspondence and e-mails on radiation, including tritium, beneath the nation's 104 nuclear reactors and/or on or off their sites. I would also like copies of any maps showing plumes of radiation-contaminated water beneath nuclear power plants and/or on or off their sites.

I would like to receive the information in electronic format. (e-mail or CD-ROM.)

As a representative of the news media I am only required to pay for the direct cost of duplication after the first 100 pages. Through this request, I am gathering information on radiation contamination beneath the nation's nuclear power plants, as well as on-site and off-site, that is of current interest to the public because 33 nuclear power plants have leaked or spilled tritium since 1979. One of them, Oyster Creek, is in Lacey, our coverage area. This information is being sought on behalf of *Asbury Park Press* for dissemination to the general public.

Please waive any applicable fees. Release of the information is in the public interest because it will contribute significantly to public understanding of government operations and activities. The Asbury Park Press plans to publish a story on the information obtained under this request.

If my request is denied in whole or part, I ask that you justify all deletions by reference to specific exemptions of the act. I will also expect you to release all segregable portions of otherwise exempt material. I, of course, reserve the right to appeal your decision to withhold any information or to deny a waiver of fees.

As I am making this request as a journalist and this information is of timely value, I would appreciate your communicating with me by telephone, rather than by mail, if you have questions regarding this request.

Please provide expedited processing of this request which concerns a matter of urgency. As a journalist, I am primarily engaged in disseminating information. The public has an urgent need for information about radiation-contaminated water beneath nuclear power plants, as well as on-site and off-site, because the number of plants with tritium leaks has increased in recent months. I certify that my statements concerning the need for expedited processing are true and correct to the best of my knowledge and belief.

I look forward to your reply within 20 business days, as the statute requires.

Thank you for your assistance.

Sincerely,

Todd B. Bates