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SCHOOL OF  
**LAW**

Turner Environmental Law Clinic

FOIA/PA REQUEST

Case No.: 2010-0254  
Date Rec'd: 6-10-10  
Specialist: Alexis  
Related Case: \_\_\_\_\_

June 10, 2010

**VIA U.S. MAIL AND  
FACSIMILE (without attachments)**

FOIA/Privacy Officer  
U.S. Nuclear Regulatory Commission  
Mailstop: T-5 F09  
Washington, D.C. 20555-0001  
Facsimile: (301) 415-5130

**Re: Freedom of Information Act Request**

Dear Sir or Madam:

On behalf of Southern Alliance for Clean Energy ("SACE"), and pursuant to the Freedom of Information Act ("FOIA"), 5 U.S.C. § 552, and the Nuclear Regulatory Commission (the "NRC") regulations codified at 10 C.F.R. part 9, subpart A, we respectfully request information related to certain combined license applications ("COLAs") expected to be submitted to the NRC in 2010 and 2011, which information shall include the following:

- 1) All documents, records, and correspondence related to a COLA for two new units, anticipated to be filed in late FY 2010, as referenced on page 33 of the Semiannual Status Report on the Licensing Activities and Regulatory Duties of the United States Nuclear Regulatory Commission, October 2009-March 2010 (Attachment 1).
- 2) To the extent different from the information requested in paragraph 1 above, all documents, records, and correspondence related to a COLA for two new units, anticipated to be filed in late FY 2010 by an unspecified applicant, as referenced on page 19 of the Quarterly Report on the Status of New Reactor Licensing Activities, January 1-March 31, 2010 (Attachment 2).
- 3) All documents, records, and correspondence related to a COLA for unspecified units, anticipated to be filed in the 2010 to 2011 timeframe, as

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referenced on page 33 of the Semiannual Status Report on the Licensing Activities and Regulatory Duties of the United States Nuclear Regulatory Commission, October 2009-March 2010 (Attachment 1).

- 4) To the extent different from the information requested in paragraph 3 above, all documents, records, and correspondence related to a COLA for unspecified units, anticipated to be filed during the 2010-2011 timeframe, as referenced on page 18 of the Quarterly Report on the Status of New Reactor Licensing Activities, January 1-March 31, 2010 (Attachment 2).

If you believe that documents, records, or correspondence exist that are responsive to this FOIA request but are, in whole or part, exempt from disclosure pursuant to 10 C.F.R. § 9.17, please identify the items being withheld and state the basis for the denial for each.

SACE hereby requests that all fees in connection with this FOIA request be waived in accordance with 10 C.F.R. § 9.41(c), which states,

[t]he NRC will waive or reduce fees, without further specific information from the requester if, from information provided with the request for agency records made under § 9.23(b), it can determine that disclosure of the information in the agency records is in the public interest because it is likely to contribute significantly to public understanding of the operations or activities of the Federal Government and is not primarily in the commercial interest of the requester.

SACE qualifies for a fee waiver because the requested information will significantly contribute to the public's understanding of the NRC's operations and activities by illuminating the process through which COLAs are received and assessed, before these applications are formally docketed. The requested information will not be used for SACE's commercial use or gain.

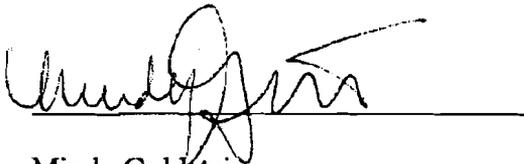
SACE is a non-profit, non-partisan, environmental advocacy organization operating throughout the Southeast. The mission of SACE is to educate the public and promote the use of clean energy to protect the quality of life in the Southeast and to preserve its natural resources. Currently, the public is unaware of information relating to certain anticipated COLAs. Without this information, the public cannot understand NRC's process for receiving and assessing new applications. SACE intends to use the requested information to further its goal of educating the public on the risks associated with nuclear energy and NRC processes employed to receive and assess applications. SACE will disseminate the disclosed information to the public free of charge through its website ([www.cleanenergy.org](http://www.cleanenergy.org)), media campaign, educational programs, and events throughout the community.

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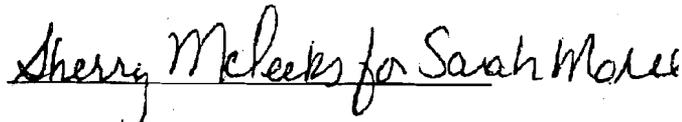
SACE requests a waiver of all fees for locating and duplicating the requested information. If, however, a waiver is not granted, then please advise SACE of the amount of any proposed search, review, and reproduction charges before those activities are carried out.

Thank you in advance for your timely compliance with this request. If you have any questions, please contact Mindy Goldstein at [magolds@emory.edu](mailto:magolds@emory.edu) or (404) 727-3432, or Sarah Morse at [samorse@emory.edu](mailto:samorse@emory.edu). We look forward to hearing from you

Sincerely,



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Attachments



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**FAX COVER SHEET**

**TO:** FOIA/Privacy Officer - U.S. Nuclear Regulatory Commission

**FAX #:** 301-415-5130

**FROM:** Mindy Goldstein / Sarah Morse

**DATE:** June 10, 2010

**NUMBER OF PAGES,  
INCLUDING COVER SHEET: 4**

**MESSAGE:**

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