

2011-0355

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**RESPONSE TO FREEDOM OF
INFORMATION ACT (FOIA) / PRIVACY
ACT (PA) REQUEST**

RESPONSE
TYPE

FINAL

PARTIAL

REQUESTER

Michelle Jeung

DATE

OCT 19 2011

PART I. -- INFORMATION RELEASED

- No additional agency records subject to the request have been located.
- Requested records are available through another public distribution program. See Comments section.
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| APPENDICES
B |
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 Agency records subject to the request that are identified in the listed appendices are already available for public inspection and copying at the NRC Public Document Room.
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| APPENDICES |
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 Agency records subject to the request that are identified in the listed appendices are being made available for public inspection and copying at the NRC Public Document Room.
- Enclosed is information on how you may obtain access to and the charges for copying records located at the NRC Public Document Room, 11555 Rockville Pike, Rockville, MD 20852-2738.
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| APPENDICES |
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 Agency records subject to the request are enclosed.
- Records subject to the request that contain information originated by or of interest to another Federal agency have been referred to that agency (see comments section) for a disclosure determination and direct response to you.
- We are continuing to process your request.
- See Comments.

PART I.A -- FEES

AMOUNT *

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* See comments for details

You will be billed by NRC for the amount listed.

None. Minimum fee threshold not met.

You will receive a refund for the amount listed.

Fees waived.

PART I.B -- INFORMATION NOT LOCATED OR WITHHELD FROM DISCLOSURE

- No agency records subject to the request have been located.
- Certain information in the requested records is being withheld from disclosure pursuant to the exemptions described in and for the reasons stated in Part II.
- This determination may be appealed within 30 days by writing to the FOIA/PA Officer, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001. Clearly state on the envelope and in the letter that it is a "FOIA/PA Appeal."

PART I.C COMMENTS (Use attached Comments continuation page if required)

The incoming FOIA is located in ADAMS at ML11263A084.

Records with an ML accession number are available in the NRC Library at www.nrc.gov/reading-rm/adams.html. For assistance in obtaining any records, please contact the NRC's Public Document Room (PDR) at 1-800-397-4209 or by e-mail at pdr.resource@nrc.gov.

SIGNATURE - FREEDOM OF INFORMATION ACT AND PRIVACY ACT OFFICER

Donna L. Sealing
Donna L. Sealing

APPENDIX B

RECORDS ALREADY PUBLICLY AVAILABLE

NO.	DATE	ACCESSION NUMBER	DESCRIPTION / (PAGE COUNT)
1	06/05/08	ML081760463	Letter from S. Berkley, et al., to Chairman Klein and Commissions, regarding the Department of Energy's license application for construction of a nuclear waste repository in Nevada (6 pages).
2	04/30/08	ML081350477	Letter from S. Berkley, et al., to Annette L. Vietti-Cook, Secretary of the Commission, requests that NRC extend the deadline for submitting petitions and contentions to the NRC related to licensing construction at Yucca Mountain (5 pages).
3	04/30/08	ML081220486	Letter from S. Berkley, et al., to Annette L. Vietti-Cook, Secretary of the Commission, requests the Commission Extend the Deadline for Submitting Petitions and Contentions to the NRC Related to Licensing Construction at Yucca Mountain (8 pages).
4	07/25/07	ML072070515	Letter from Congress (H. Reid, J. Ensign, S. Berkley, J. Porter and D. Heller) to Chairman Klein and Commissioners, regarding NRC Abdication of Review Responsibilities and Oversight Over DOE's Key Performance Assessment Model for Yucca Mountain (7 pages).
5	06/16/05	ML051730488	Letter from S. Berkley, et al., to Chairman Diaz, regarding US Congress urges the NRC to deny a license for Private Fuel Storage (PFS) to host a nuclear waste dump on land sacred to the Skull Valley band of Goshutes (6 pages)
6	12/09/03	ML033530073	Letter from S. Berkley to Chairman Diaz regarding NRC's meetings with Department of Energy on Yucca Mountain (4 pages).
7	07/10/03	ML032020195	Letter from S. Berkley to Chairman Diaz, regarding DOE's Recent Plans to Group Outstanding Concerns Regarding Yucca Mountain into 14 Technical Basis Process Groups (4 pages).

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| 8 | 05/20/03 | ML031470037 | Letter from S. Berkley to Chairman Diaz, regarding NRC to Expedite its Proposed Plan to have Region IV take over On-Site Representative Oversight Responsibilities at Yucca Mountain (3 pages). |
| 9 | 04/17/03 | ML031180435 | Letter from S. Berkley, et al. to Chairman Diaz, regarding Concerns Petition for Rulemaking Filed by the State of Nevada, Asking the NRC to Modify Certain Hearing Procedures in the NRC's Prospective Licensing Proceeding for a Yucca Mountain Repository (3 pages). |
| 10 | 10/21/02 | ML022960451 | Letter from S. Berkley to Chairman Meserve, regarding Failure to Include the State of Nevada and the Public in Discussions and Decisions Related to Yucca Mountain Project in Preparation of the Licensing Application (4 pages). |
| 11 | 03/05/01 | ML011000190 | White House Referral letter from S. Berkley addressed to President George Bush, regarding Yucca Mountain (6 pages). |
| 12 | 09/29/00 | ML003758427 | Letter from S. Berkley to Chairman Meserve, regarding Request for Extension of Comment Period for DEIS for Interim Private Storage of High-Level Nuclear Waste in Skull Valley, Utah (3 pages). |
| 13 | 08/31/00 | ML003759299 | Letter from S. Berkley to Chairman Meserve, regarding Yucca Mountain (2 pages). |
| 14 | 08/30/00 | ML003759293 | Letter from S. Berkley to Chairman Meserve, regarding NRC's licensing procedures for the Yucca Mountain project (2 pages). |