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**FOI/PA REQUEST**

**Case No.:** 2012-0035  
**Date Rec'd:** 5-21-12  
**Specialist:** Burkhalter  
**Related Case:** \_\_\_\_\_

May 18, 2012

Chief  
Division of Freedom of Information and Publication Services  
Office of Administration  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555  
BY EMAIL: [foia@nrc.gov](mailto:foia@nrc.gov)

**FREEDOM OF INFORMATION ACT  
REQUEST FOR RELEASE OF DOCUMENTS RELATING TO  
FORT CALHOUN FLOOD DAMAGE IMPACTS ON IDENTIFIED  
UNDERGROUND SYSTEMS, STRUCTURES AND COMPONENTS  
AND RECOVERY PLAN**

To Whom It May Concern:

Pursuant to the Freedom of Information Act (FOIA); 5 U.S.C. 552(b), et seq., Beyond Nuclear hereby requests information for the subject matter described as follows. This request covers but is not limited to all draft and final reports, correspondence, memoranda, notes, records of telephone contacts, electronic communications including fax transmissions and Email, or other written records, whether in paper or computer files, preserved via the use of any medium (e.g., paper documents, final notes, or word processors or computer discs, diskettes, hard drives, or network systems.) In addition, this request includes disclosure of studies, analyses, work papers, internal or external communications of any sort, testimony, press releases, reports, memoranda of the like concerning, recording or in any way related to the following requested public release of information:

**A. For the requested time frame of June 1, 2011 to date and relating to the flooding, inundation or floodwater intrusion through open penetrations, floor drains, conduits, unprotected doors and any other unanalyzed entry points for the Ft. Calhoun reactor building, turbine hall and all auxiliary buildings containing safety-related equipment and electrical circuitry, and/or nuclear material, the extent of condition of any damage and the Ft. Calhoun recovery action:**

**1. All communications to and from the Office of the Commissioners of the United States Nuclear Regulatory Commission (NRC) to the above issue;**

**2. All communications to and from the NRC Executive Director of Operations related to the above issue;**

**3. All communications to and from the NRC Office of General Counsel related to the above issue;**

**4. All communications to and from the Director of the NRC Office of Nuclear Reactor Regulation related to the above issue;**

**5. All communications to and from staff at NRC Headquarters, Rockville, MD related to the above issue;**

**6) All communications to and from the NRC Region IV Headquarters related to the above issue;**

**7) All communications to and from the NRC onsite inspectors related to the above issue;**

**8) Specifically photographs, film and/or digital, in the NRC possession related to the above issue;**

**B. For the requested time frame of June 1, 2011 to date and relating to the flooding and inundation of Ft. Calhoun underground cable vaults on site containing safety-related electrical cables identified as not qualified for being submerged, the extent of condition of any damage and the Ft. Calhoun recovery action:**

**1. All communications to and from the Office of the Commissioners of the United States Nuclear Regulatory Commission (NRC) to the above issue;**

**2. All communications to and from the NRC Executive Director of Operations related to the above issue;**

**3. All communications to and from the NRC Office of General Counsel related to the above issue;**

**4. All communications to and from the Director of the NRC Office of Nuclear Reactor Regulation related to the above issue;**

**5. All communications to and from staff at NRC Headquarters, Rockville, MD related to the above issue;**

**6) All communications to and from the NRC Region IV Headquarters related to the above issue;**

**7) All communications to and from the NRC onsite inspectors related to the above issue;**

**8) Specifically photographs, film and/or digital, in the NRC possession related to the above issue;**

**C. For the requested time frame of June 1, 2011 to date and relating to flood damage and/or soil compaction, the extent of condition of any damage to underground vaults carrying safety-related electrical cable and the Ft. Calhoun recovery action plan:**

- 1. All communications to and from the Office of the Commissioners of the United States Nuclear Regulatory Commission (NRC) to the above issue;**
- 2. All communications to and from the NRC Executive Director of Operations related to the above issue;**
- 3. All communications to and from the NRC Office of General Counsel related to the above issue;**
- 4. All communications to and from the Director of the NRC Office of Nuclear Reactor Regulation related to the above issue;**
- 5. All communications to and from staff at NRC Headquarters, Rockville, MD related to the above issue;**
- 6) All communications to and from the NRC Region IV Headquarters related to the above issue;**
- 7) All communications to and from the NRC onsite inspectors related to the above issue;**
- 8) Specifically photographs, film and/or digital, in the NRC possession related to the above issue;**

**D. For the requested time frame of June 1, 2011 to date and relating to flood damage and/or “soil compaction,” the extent of condition of any damage to safety-related buried pipe and buried pipe systems carrying radioactive water or steam and the Ft. Calhoun recovery action plan:**

**1. All communications to and from the Office of the Commissioners of the United States Nuclear Regulatory Commission (NRC) to the above issue;**

**2. All communications to and from the NRC Executive Director of Operations related to the above issue;**

**3. All communications to and from the NRC Office of General Counsel related to the above issue;**

**4. All communications to and from the Director of the NRC Office of Nuclear Reactor Regulation related to the above issue;**

**5. All communications to and from staff at NRC Headquarters, Rockville, MD related to the above issue;**

**6) All communications to and from the NRC Region IV Headquarters related to the above issue;**

**7) All communications to and from the NRC onsite inspectors related to the above issue;**

**8) Specifically photographs, film and/or digital, in the NRC possession related to the above issue;**

**E. For the requested time frame of June 1, 2011 to date and relating to the flood damage and/or “subsidence” and the extent of condition of any damage to safety-related systems, structures and components including underground vaults containing safety-related electrical cables, safety-related buried and underground pipe and building foundations housing safety-related functions and the Ft. Calhoun recovery action plan:**

**1. All communications to and from the Office of the Commissioners of the United States Nuclear Regulatory Commission (NRC) to the above issue;**

**2. All communications to and from the NRC Executive Director of Operations related to the above issue;**

**3. All communications to and from the NRC Office of General Counsel related to the above issue;**

**4. All communications to and from the Director of the NRC Office of Nuclear Reactor Regulation related to the above issue;**

**5. All communications to and from staff at NRC Headquarters, Rockville, MD related to the above issue;**

**6) All communications to and from the NRC Region IV Headquarters related to the above issue;**

**7) All communications to and from the NRC onsite inspectors related to the above issue;**

**8) Specifically photographs, film and/or digital, in the NRC possession related to the above issue;**

Pursuant to this request, please provide all documents and communications prepared or utilized by, in the possession of, or routed through the NRC related to items A, B, C, D and E.

For any portion of the request that you deem appropriate to deny, Beyond Nuclear requests that you describe the information that is denied, identify the exception to the FOIA on which you rely, and explain how that exception applies to the withheld information.

Pursuant to federal regulations at 10 CFR 9.41, Beyond Nuclear requests that any searching and copying fees incurred as a result of this search be waived, and provides the following information in response to the eight criteria listed in Section 9.41(b):

**1) Purpose of request:**

The purpose of the request is to gather information on the oversight of the protection of public health and safety. The requested information is currently not publicly available through the agency's public document room.

**2) Extent to which Beyond Nuclear will extract and analyze the substantive content of the records:**

Beyond Nuclear is qualified to make use of the requested information. Its staff has demonstrated the ability to interpret information and communicate that information in a form comprehensible to the general public. Beyond Nuclear is frequently quoted in the media and has been cited as a reliable source of information on the oversight of public safety protection issues in electronic and print media including newspapers across the country such as the New York Times, the Washington Post and other major print and electronic newspapers.

Beyond Nuclear is recognized and utilized as a reliable source of information in national and local broadcast media of television and radio.

Beyond Nuclear has a working relationship with physicists, structural engineers, policy analysts, nuclear engineers and other respected professionals who contribute to the full understanding of the oversight of the protection of public health and safety.

**3) Nature of the specific activity or research in which the records will be used and Beyond Nuclear qualifications to utilize the information for the intended use in such a way that it will contribute to public understanding:**

Beyond Nuclear seeks the requested information solely to contribute to and help shape the public policy debate on the oversight of nuclear power and public safety. Beyond Nuclear intends to use the information in order to advance the concerns for public understanding of the oversight of the protection of public safety.

**4) Likely impact on the public understanding of the subject as compared to the level of understanding of the subject prior to disclosure:**

The public understanding of the issues regarding the oversight of protection of public health and safety will be enhanced by the contribution of this information.

**5) Size and nature of the public to whose understanding a contribution will be made:**

Beyond Nuclear has a membership of over 19,000 throughout the United States and Canada who periodically receive communications from Beyond Nuclear. Beyond Nuclear provides resource material to electronic and print media outlets with very broad outreach to our constituency and interested public. Additionally,



Beyond Nuclear maintains a web site at [www.beyondnuclear.org](http://www.beyondnuclear.org) where postings on this issue will be made available.

**6) Means of distribution of the requested information:**

Beyond Nuclear will use its bulletins, alerts, periodic publications and our media contacts in both electronic and print media outlets to provide very broad outreach to the public on this issue. Beyond Nuclear will also share information with other interested parties concerned about the oversight of public health and safety. Additionally, Beyond Nuclear will post information on its web site.

**7) Whether free access to information will be provided:**

Beyond Nuclear will provide the information without charge to all members of the public. Information from the FOIA requested will be prepared for printed material and electronically posted on the web site for downloading free of charge. Beyond Nuclear will provide a copy of information to all interested public without charge.

**8) No commercial interest by Beyond Nuclear or any other party:**

Beyond Nuclear has no commercial interest in obtaining the requested information. This information is provided to all public requests without charge. The sole interest of Beyond Nuclear is to promote a policy debate on the oversight of the protection of public health and safety.

Sincerely,

-----/s/-----

**Paul Gunter, Director**

**Beyond Nuclear Reactor Oversight Project**

## FOIA Resource

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**From:** Paul Gunter [paul@beyondnuclear.org]  
**Sent:** Friday, May 18, 2012 4:15 PM  
**To:** FOIA Resource  
**Subject:** FOIA Request for Ft. Calhoun  
**Attachments:** bn\_foia\_bn\_05182012\_calh\_flood\_impacts.pdf

Hello,

Attached please find the Beyond Nuclear FOIA Request for the public release of documents relating to the impacts of the flood of 2011 on the Fort Calhoun nuclear generating station and the recovery plan.

Thank you,

Paul Gunter, Director  
Reactor Oversight Project  
Beyond Nuclear  
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Tel. 301 270 2209  
[www.beyondnuclear.org](http://www.beyondnuclear.org)