

# EGAN, FITZPATRICK, MALSCH & LAWRENCE, PLLC

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September 7, 2012

VIA EMAIL: [FOIA.resource@nrc.gov](mailto:FOIA.resource@nrc.gov)

FOIA/Privacy Act Officer  
U.S. Nuclear Regulatory Commission  
Mail Stop T-6 D8  
Washington, D.C. 20555-0001

Re: Freedom of Information Act — Request for Documents

To Whom It May Concern:

Pursuant to the Freedom of Information Act ("FOIA"), 55 U.S.C. 552, please provide all documents<sup>1</sup> in your possession meeting the following descriptions, with respect to NUREG-2125, Spent Fuel Transportation Risk Assessment, Draft Report for Comment (May 2012):

1. Documents related to the history of the project, including all documents discussing the initial decision to "reexamine" spent nuclear fuel transportation risk (the fourth such NRC effort in the past 35 years), the selection of the contractor, all communications to and from any potential or actual contractor, the original project schedule, or the actual start work date and conclusion;
2. Documents related to the decision to publish the report as a NUREG document rather than as a NUREG contractor report (signified by NUREG/CR document number), as was the case with the last NRC "re-examination" report (NUREG/CR-6672, Re-examination of Spent Fuel Shipment Risk Estimates, 2000);
3. Documents and communications related to any direct involvement by members of the Commission in this project;
4. Documents related to or disclosing the total cost of, and/or budget details for, the project, including contractor costs and NRC staff costs;

### FOIA/PA REQUEST

Case No.: 2012-0317  
Date Rec'd: 9/7/12  
Specialist: Kilgore  
Related Case: \_\_\_\_\_

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5. Documents related to any peer review of the report by any person or entity, including selection of peer reviewers, cost of peer review, peer review comments, and/or resolution of any concerns raised during peer review; and
6. Documents related to or containing any comments by NRC staff members as part of the peer review, or NRC staff comments in addition to the peer review.

This request is made on behalf of the State of Nevada.

The requesting party is willing to pay up to a total amount of \$1,000 for search time and document copying costs without the necessity for further approval. The requesting party has specifically made this request as narrow as possible in order to facilitate expeditious and timely response by NRC.

Thank you for your prompt attention to this request. If you have any questions, please do not hesitate to contact me.

Sincerely,



Charles J. Fitzpatrick

CJF:sm:lb

cc: Marta A. Adams, Esq. (via email)  
Mr. Bob Halstead (via email)

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<sup>1</sup> "Documents," in this regard, should be given the broadest possible interpretation, to include, without limitation, all electronic documents and hard copies, tapes, CD-ROMs, notes, letters, papers, books, reports, graphics, studies and files, together with any associated compilations.