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FOI/PA REQUEST

Case No.: 2014-0094
Date Recd: 12/24/13
Specialist: McClellan
Related Case: 2014-0027

December 23, 2013

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

**BEYOND NUCLEAR FOIA REQUEST
REGARDING RECORDS PERTAINING TO REDACTIONS MADE TO
GENERIC ISSUE-204 "SCREENING ANALYSIS REPORT FOR THE
PROPOSED GENERIC ISSUE ON FLOODING OF NUCLEAR POWER PLANT
SITES FOLLOWING UPSTREAM DAM FAILURE."**

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, external hard drives or network systems.) In addition, this request includes studies, analyses, work papers, internal or external communications of any sort, testimony, press releases, reports, diagrams and drawings, memoranda of the like and photographs in print or digitally format concerning, recording or in any way related to:

- 1) Please provide an unredacted copy of the following document:
"Screening Analysis Report for the Proposed Generic Issue on Flooding of

**Nuclear Power Plant Sites Following Upstream Dam Failures”
(ML112430114)**

2) All written and electronic correspondence pertaining to phone calls that are in the possession of Nuclear Regulatory Commission (NRC) staff that pertain to redactions made to the NRC Generic Issue 204: “Screening Analysis Report for the Proposed Generic Issue on Flooding of Nuclear Power Plant Sites Following Upstream Dam Failures” in the date range of July 19, 2010 through March 31, 2012.

3) All communications to and from, but not limited to, the following individuals that pertain to NRC GI-204 in the date range of July 19, 2010 through March 31, 2012:

**George Wilson (NRC)
Ben Beasley (NRC)
Rich Correia (NRC)
Michael Layton (NRC)
Doug Coe (NRC)
Jim Wiggins (NRC)
Michele Evans (NRC)
Fred Lyon (NRC)
Brian Holian (NRC)
Brian Sheron (NRC)
Bernard Stapleton (NRC)
Ken Karwoski (NRC)
John Stang (NRC)
Joseph Giitter (NRC)
Patrick Hiland (NRC)
Fernando Ferrante (NRC)
Jeffrey Mitman (NRC)
Sunil Weerakkody (NRC)**

Michelle Bensi (NRC)
Scott Burnell (NRC)
Allen Howe (NRC)
Marc Dapas (NRC)
Jane Marshall (NRC)
Robert Norman (NRC)
Patricia Holahan (NRC)
Thomas Wengert (NRC)
William Allerton (FERC)
James Demby (FEMA)
Craig Conklin (DHS)
Enrique Matheu (DHS)
Rebecca Hardesty (DHS)
Personnel at the US Army Corps of Engineers

Beyond Nuclear is already aware of the following publicly available documents that are either unredacted or contain acceptable redactions (e.g. cell phone numbers); correspondence contained in these documents may be excluded from this FOIA request as they are already in the public domain of the NRC Agency-wide Document Access and Management System (ADAMS) and in the possession of Beyond Nuclear:

ML13226A280 - E-mail From: Benjamin Beasley, To: George Wilson, Cc: Fred Lyon, Subject: Additional redaction for Watts Bar, Attachments: Pre-GI-009 Watts Bar section redacted BGB 2-29-2012. (4 page(s), 2/29/2012)

ML13226A344 - E-mail From: Richard Correia, To: Michael Layton, Subject: RE: GI-204 Dam Safety. (1 page(s), 1/11/2012)

ML13226A274 - E-mail From: Brian Holian, To: Richard Correia, Doug Coe, Benjamin Beasley, Subject: RE: FYI-Weekly Status Update Meeting with the Chairman. (2 page(s), 1/5/2012)

ML13226A345 - E-mail From: Richard Correia, To: Benjamin Beasley, Bernard Stapleton, George Wilson, Subject: FW: GI-204 Dam Safety. (5 page(s), 1/26/2012)

ML13226A277 - E-mail From: Richard Correia, To: Craig Conklin(HQ.DHS.GOV, Cc: Benjamin Beasley, George Wilson, Bernard Stapleton, Allen Howe, Jane Marshall, Subject: Re: Pre-GI-009 Screening Analysis Redacted Version. (2 page(s), 2/24/2012)

ML13226A273 - E-mail From: Bernard Stapleton, To: Richard Perkins, Benjamin Beasley, Cc: Robert Norman, Subject: Review of handling of information RE: flooding of nuclear power plants following upstream dam failures. (1 page(s), 6/30/2011)

ML13226A275 - E-mail From: Doug Coe, To: Richard Correia, George Wilson Benjamin Beasley, John Stang, Michele Evans, Joseph Giitter, Patrick Hiland, Bernard Stapleton, Subject: Telecom Summary DHS and NRC re: GI-204 Upstream Dam Failure. (1 page(s), 1/13/2012)

ML13226A347 - E-mail From: Craig Conklin, (craig.conklin@HQ.DHS.GOV To: Richard Correia, CC: Enrique Matheu, Subject: RE: GI 204 Dam Safety. (4 page(s), 1/26/2012)

ML13226A279 - E-mail From: Benjamin Beasley, To: Richard Correia, Subject: RE: Pre-GI-009 Screening Analysis Redacted Version. (3 page(s), 2/28/2012)

ML13226A276 - E-mail From: Benjamin Beasley, To: Scott Burnell, Richard Perkins, Michelle Bensi, Subject: RE: GI-204 activity? (1 page(s), 1/19/2012)

ML13226A278 - E-mail From: Bernard Stapleton, To: Richard Correia, Cc: Benjamin Beasley, Robert Norman, Jone Marshall, Patricia Holahan, Subject: RE: Pre-GI-009 Screening Analysis Redacted Version. (3 page(s), 2/27/2012)

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 **1-3**.

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 in the interest of public health and safety and the consequences of flooding and nuclear 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 quoted in the media and has been cited as a reliable source of information on nuclear safety issues in electronic and print media including newspapers such as the Washington Post, New York Times and the Los Angeles Times. Beyond Nuclear is recognized and utilized as a reliable source of information in the broadcast media of television, radio and the worldwide web.

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 flooding and nuclear safety. Beyond Nuclear has a working relationship with nuclear engineers and structural engineers who

contribute to the full understanding of flooding and nuclear safety. Beyond Nuclear intends to use the information in order to advance the concerns for public understanding of flooding and nuclear 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 public safety and the consequences of flooding and nuclear 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 approximately 20,000 who periodically receive communications from Beyond Nuclear. Beyond Nuclear provides resource material to electronic and print media outlets with very broad outreach to a constituency and the interested public. Additionally, Beyond Nuclear maintains a web site at <http://www.beyondnuclear.org> where postings on this issue will be made available for public scrutiny.

6) Means of distribution of the requested information:

Beyond Nuclear will use its publications and 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 flooding and nuclear safety. Additionally, Beyond Nuclear will post information on its web site <http://www.beyondnuclear.org>.

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 public health and safety and the consequences of flooding and nuclear safety.

Sincerely,

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

Paul Gunter, Director
Reactor Oversight Project
December 23, 2013