

*Group B*

**FOIA/PA NO:** 2014-0077

**RECORDS BEING RELEASED IN THEIR ENTIRETY**



07/16/2013

REQUESTER

Katie Drapcho

NRC CONTACT

Gabriele Chidichimo

TELEPHONE

(301) 415-6968

STATEMENT OF ESTIMATED FEES FOR  
FREEDOM OF INFORMATION ACT (FOIA) REQUEST

Pursuant to the NRC's regulations, 10 CFR 9.40, 52 FR 49350, the NRC notifies a requester when estimated applicable fees exceed \$25.00 or a limit stated in an FOIA request. The estimated fees for processing your FOIA request are noted below. If you wish to re-scope your request to reduce fees, you may telephone the NRC contact identified above to discuss re-scoping the request. Otherwise, please provide a written response on required action noted below. If the NRC does not receive notice from you on re-scoping your request or the required written response within 10 working days from the date of this notice, the NRC will presume that you have no further interest in NRC processing your request and will close the file on your request.

## ESTIMATED FEES

SEARCH	\$ 253.62	4.5 hours @ \$56.36 (2 hours search time at no charge)
REVIEW		no charge
DUPLICATION *	\$ 1.65	no charge (minimum of 100 free pages not met), CD @ \$1.65
TOTAL	\$ 255.27	

\* Duplication estimate is based on the assumption that you want copies of disclosed records mailed directly to you. Please specify paper copy or a CD-Rom. If you choose a CD-Rom, the cost will be the cost of the CD-Rom to the NRC. If you prefer, the NRC will make disclosed records available, if appropriate, at the NRC Electronic Reading Room accessible from NRC's web site at <http://www.nrc.gov/reading-rm.html>. Please note your preference in the Response section below.

- ☐ Please note the comments provided on the attached NRC Form 509A.
- ☐ Your request for a waiver or reduction of fees does not provide sufficient information under 10 CFR 9.41 for the NRC to make a determination to waive or reduce fees. If you want the NRC to consider this matter further, please submit a written request pursuant to 10 CFR 9.41 within 10 working days from the receipt of this notice.

## REQUIRED ACTION

- ☐ Please agree by signing below to pay fees as high as estimated by signing and dating the Response section of this form and returning the form to the NRC contact identified above at the U.S. Nuclear Regulatory Commission, Washington, DC, 20555-0001, or by fax to (301) 415-5130, within 10 working days from the date of this notice.
- ☒ Please provide an advance payment of the estimated fees by one of the methods described on the attached NRC Form 509A within 10 working days from the date of this notice. Any overpayment of fees will be refunded to you.

SIGNATURE - FOIA/PA SPECIALIST

SIGNATURE DATE

7/16/13

## RESPONSE

As required above, I agree to pay fees as high as estimated. I agree to pay estimated search fees even if the NRC conducts an unsuccessful search for responsive records or determines records located are exempt from disclosure. I prefer that copies of disclosed records be provided as stated below.

- ☐ Mailed directly to me. ☐ Placed in the NRC Electronic Reading Room.
- ☐ Paper copy ☐ CD-Rom

SIGNATURE - FOIA/PA REQUESTER

DATE

**STATEMENT OF ESTIMATED FEES FOR  
FREEDOM OF INFORMATION ACT (FOIA) REQUEST  
COMMENTS**

**FOIA/PA - 2013 - 0288**

Payment may be made to the USNRC by check or credit card. If paying via credit card, the enclosed NRC Form 629 must be completed and forwarded to the address listed below. Please be sure to reference the number assigned to your request (i.e., FOIA/PA-2003-0120) on your check or in the box marked "Invoice Number or Description" on the enclosed NRC Form 629 if you are paying by credit card.

Your check or NRC Form 629 should be mailed to the attention of the NRC Contact identified on the previous page at the following address:

Mail Stop T-5 F09  
USNRC  
11555 Rockville Pike  
Rockville, MD 20852-2738

Payments sent via an overnight delivery method should be sent to the NRC Contact identified on the previous page to the same address.

COMMENTS

**AUTHORIZATION FOR PAYMENT  
BY CREDIT CARD**

Estimated burden per response to comply with this voluntary collection request: 5 minutes. Requested information will allow respondents to transfer funds electronically. Send comments regarding burden estimate to the Information Services Branch (T-5 F53), U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, or by internet e-mail to [infocollects.resource@nrc.gov](mailto:infocollects.resource@nrc.gov), and to the Desk Officer, Office of Information and Regulatory Affairs, NEOB-10202, (3150-0190), Office of Management and Budget, Washington, DC 20503. If a means used to impose an information collection does not display a currently valid OMB control number, the NRC may not conduct or sponsor, and a person is not required to respond to, the information collection.

The NRC is currently accepting credit card payment of fees and other debts. If you wish to pay by credit card, complete the authorization below. If you have any questions, contact NRC's collection service provider, Department of Interior/National Business Center at (303) 969-5880.

NAME OF CARDHOLDER

ACCOUNT NUMBER

CARD EXPIRATION DATE

ADDRESS

CARDS ACCEPTED (Check card you are using)

☐ VISA☐ MASTERCARD☐ NOVUS  
(DISCOVER)☐ AMERICAN  
EXPRESS

TELEPHONE

LICENSE NUMBER

SIGNATURE OF CARDHOLDER

INVOICE NUMBER OR DESCRIPTION

TOTAL AMOUNT OF TRANSACTION

If you are paying an application or registration fee (including new licenses, amendments, etc.), mail the completed form with your application to the appropriate regional office.

For all other payments, send completed form to:

U.S. Bank  
U.S. Nuclear Regulatory Commission  
Accounts Receivable Team  
P. O. Box 979051  
St. Louis, MO 63197-9000

**PRIVACY ACT STATEMENT**

Pursuant to 5 U.S.C. 552a(e)(3), enacted into law by Section 3 of the Privacy Act of 1974 (Public Law 93-579), the following statement is furnished to individuals who supply information to the U.S. Nuclear Regulatory Commission (NRC) on NRC Form 629. This information is maintained as part of a system of records designated as NRC-32 and described at 75 Federal Register 57356 (September 20, 2010), or the most recent Federal Register publication of the NRC's "Republication of Systems of Records Notices" that is available in the NRC's Agencywide Documents Access and Management System.

1. **AUTHORITY:** 5 U.S.C. 552a; 5 U.S.C. 5514; 15 U.S.C. 1681; 26 U.S.C. 6103; 31 U.S.C. Chapter 37; 31 U.S.C. 6501-6508; 42 U.S.C. 2201; 42 U.S.C. 5841; 31 CFR 900-904; 10 CFR Parts 15, 16, 170, 171; Executive Order (E.O.) 9397, as amended by E.O. 13478; and E.O. 12731.
2. **PRINCIPAL PURPOSE(S):** To collect credit card account information and provide authorization for its use to collect a payment or debt.
3. **ROUTINE USE(S):** Information contained in this system may be disclosed to debt collection contractors or to other Federal agencies for the purpose of collecting and reporting on delinquent debts and to banks enrolled in the Automated Clearinghouse (ACH) Network to collect a payment or debt when the individual has given his or her authorization for this purpose. Information may be disclosed in accordance with any of the Routine Uses listed in the Prefatory Statement of General Routine Uses, including to an appropriate Federal, State, local or Foreign agency in the event the information indicates a violation or potential violation of law; in the course of an administrative or judicial proceeding; to an appropriate Federal, State, local and Foreign agency to the extent relevant and necessary for an NRC decision about you or to the extent relevant and necessary for that agency's decision about you; in the course of discovery under a protective order issued by a court of competent jurisdiction and in presenting evidence; to a Congressional office to respond to their inquiry made at your request; to NRC-paid experts, consultants, and others under contract with the NRC, on a need-to-know basis; and to appropriate persons and entities for purposes of response and remedial efforts in the event of a suspected or confirmed breach of data from this system of records.
4. **WHETHER DISCLOSURE IS MANDATORY OR VOLUNTARY AND EFFECT ON INDIVIDUAL OF NOT PROVIDING INFORMATION:** Providing this information is voluntary. However, not providing the requested information will not provide the NRC the information and authorization required to use your credit card to collect a payment or debt.
5. **SYSTEM MANAGER(S) AND ADDRESS:** Controller, Division of the Controller, Office of the Chief Financial Officer, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D.C. 20555-0001

July 10, 2013

FOIA/PA-2013-00288

Katie Drapcho  
Democratic Senatorial Campaign Committee  
120 Maryland Ave, NE  
Washington, DC 20002

Dear Requester:

We received your Freedom of Information Act/Privacy Act (FOIA/PA) request on July 10, 2013.

Your request has been assigned the following reference number that you should use in any future communications with us about your request: **FOIA/PA-2013-00288**

To ensure the most equitable treatment possible of all requesters, the NRC processes requests on a first-in, first-out basis, using a multiple track system based upon the estimated time it will take to process the request. Based on your description of the records you are seeking, we estimate completion of your request will take more than 20 working days. We will advise you of any change in the estimated time to complete your request.

Due to the unexpected events in Japan in March 2011, the NRC is processing a larger than normal volume of FOIA requests including some that have qualified for expedited processing and have therefore been placed at the front of the queue. We are doing our best to process all requests in a timely manner but our response times are being affected. We appreciate your understanding.

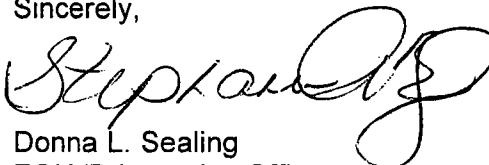
For purposes of assessing fees in accordance with our regulations (10 CFR 9.33), we have placed your request in the following category: **Non-Exempted**. If applicable, you will be charged appropriate fees for: **Search and Duplication of Records**.

A sheet has been enclosed that explains in detail the fee charges that may be applicable. **Please do not submit any payment unless we notify you to do so.**

The following person is the FOIA/PA Specialist who has been assigned responsibility for your request: **Gabriele Chidichimo** at **301-415-6968**.

If you have questions on any matters concerning your FOIA/PA request please feel free to contact the assigned FOIA/PA Specialist or me at (301) 415-7169.

Sincerely,

  
for Donna L. Sealing  
FOIA/Privacy Act Officer  
Office of Information Services

Enclosures:  
Incoming Request  
Explanation of Fees

## EXPLANATION OF FEES

### Requester Fee Categories

**Commercial:** Fees are charged for document search, duplication, and review, when records are requested for commercial purposes. Fees (above the minimum fee charge) cannot be waived for this category of requester.

**Educational, Non-Commercial Scientific, News Media and Privacy Act:** Fees may be charged only for document duplication when records are not sought for commercial use and the request is made by an Educational or Non-Commercial Scientific Institution, whose purpose is scholarly or scientific research; or a Representative of the News Media; or a person requesting his/her own records that are in a Privacy Act system of records. No fee is charged for the first one hundred pages of duplication for this category of requester.

**Non-Excepted:** For any request not described above (Non-Excepted), fees may be charged for document search and duplication. No fee is charged for the first two hours of search time or for the first one hundred pages of duplication for this category of requester.

### Fee Schedules

Fee schedules provide only for the recovery of the direct costs of search, duplication, or review. Review costs include only the costs for initial examination of a document to determine whether it must be disclosed and to determine whether to withhold portions that are exempt from disclosure. The fee schedule is as follows:

<u>Search &amp; Review Conducted By</u>	<u>Rate</u>	
! SES/COMMISSIONER	\$90.53/hour	(ES-maximum)
! PROFESSIONAL	\$56.36/hour	(GG-13, Step 6)
! CLERICAL	\$25.16/hour	(GG-7, Step 6)
<u>Duplication Charges</u>	\$ .20 per page	

Fees for non-standard search or duplication will be charged at the actual cost (e.g. providing copying of audio tapes or conducting computer searches).

**Minimum Fee:** No fee will be charged unless the fee is equal to or greater than \$25.00.

### When to Pay Fees

If we estimate that fees will not exceed \$25.00 or you have stated in your request a higher amount that you are willing to pay, we assume your willingness to pay up to \$25 or the amount stipulated and you will be billed after we have completed your request.

If we estimate that fees will exceed \$25.00 or any amount that has been stated by you in your request, we will not proceed with your request until we have notified you and obtained your agreement to pay the estimated fees.

If we estimate fees will exceed \$250, you will be required to pay the estimated fees in advance before we proceed further with your request. If, while processing your request, we find that the actual fees exceed the estimated fee, we will obtain your consent to pay the additional fees before continuing to process your request. If the actual fees to process your request are less than any advance payment you have made, you will be refunded the overpayment amount.

### Fee Waivers

A waiver or reduction of fees may be granted for furnishing documents if a requester, by fully addressing the eight factors in 10 CFR 9.41, clearly demonstrates that disclosure of the information is in the public interest because it is likely to contribute significantly to public understanding of the operations or activities of the government and is not primarily in the commercial interest of the requester.

## FOIA Resource

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**From:** FOIA Resource  
**Sent:** Tuesday, July 16, 2013 2:02 PM  
**To:** drapcho@dsc.org  
**Cc:** Chidichimo, Gabriele; FOIA Resource  
**Subject:** RE: FOIA/PA-2013-00288 fee estimate  
**Attachments:** 2013-0288.pdf; fee estimate 2013-0288.pdf

Dear Ms. Drapcho,

Please review the attached fee estimate carefully. A copy of your request is also attached. The fee amount is based on 4.5 hours of professional search at \$56.36 per hour and the fee for a CD (\$1.65). The total amount due is \$255.27

If you agree to pay the fees, please sign the form as indicated and return it together with your prepayment via fax or e-mail within 10 business days

by July 30, 2013. If a response is not received within 10 business days from the date of this notice, your request will be closed.

If you have any questions, please contact me via telephone or e-mail.

Thank you.

*proceed*  
*she will send*  
*you 7/18/13*  
*\$255.27 - the fee*

ML13226 A393

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

2013-0288

1

RESPONSE  
TYPE☒ FINAL☐ PARTIAL

REQUESTER

Katie Drapcho

DATE

AUG 13 2013

**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.
- ☐  Agency records subject to the request that are identified in the specified group are already available for public inspection and copying at the NRC Public Document Room.
- ☐  Agency records subject to the request that are contained in the specified group are being made available for public inspection and copying at the NRC Public Document Room.
- ☐  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\*

\$ \* 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. For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. § 552(c) (2006 & Supp. IV (2010)). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.
- ☐ 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 request is located in ADAMS at ML13191A060

Records with a ML Accession Number are publicly available in the NRC's Public Electronic Reading Room at <http://www.nrc.gov/reading-rm.html>. If you need assistance in obtaining these records, please contact the NRC's Public Documents Room (PDR) at 301-415-4737 or 1-800-397-4209, or by Email to [PDR.Resource@nrc.gov](mailto:PDR.Resource@nrc.gov).

After extensive search, no responsive records were located. We will refund your deposit.  
Thank you

SIGNATURE - FREEDOM OF INFORMATION ACT AND PRIVACY ACT OFFICER

Donna L. Sealing