

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

2014-0065

2

RESPONSE
TYPE

FINAL

PARTIAL

REQUESTER

David Lochbaum

DATE

JUL 29 2014

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.

GROUP

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.

GROUP

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.

GROUP

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*

\$

You will be billed by NRC for the amount listed.

None. Minimum fee threshold not met.

* See comments for details

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)

1. A copy of the incoming FOIA request can be found in ADAMS at accession number ML13326A926.

2. Upon a re-review of the license amendment request 11-05 for Diablo Canyon Units 1 and 2, the Exemption 4 redactions in the currently publicly available version in ADAMS (ML11312A166) will remain.

SIGNATURE - FREEDOM OF INFORMATION ACT AND PRIVACY ACT OFFICER

Nina Argent, Acting FOIA Officer