

Group A

FOIA/PA NO: 2014-0488

RECORDS BEING RELEASED IN THEIR ENTIRETY

Brenner, Eliot

From: McIntyre, David
Sent: Friday, August 15, 2014 4:56 PM
To: McIntyre, David
Subject: Tomorrow's News Tonight

~~INTERNAL DISTRIBUTION ONLY — May contain information proprietary to news agencies.~~

DIABLO CANYON — We learned that an AP reporter plans to run a story as early as next week on the former senior Resident Inspector and pending differing of professional opinion. The gist of the story will be that the former SRI recommends the reactors be shut down until PG&E can demonstrate that critical pumps, valves and piping can meet higher seismic stress levels, or until the NRC approves exemptions from regulatory and license requirements. We've provided extensive information about the NRC's position that the plant is currently safe to operate as documented in the Research Information Letter. We've also explained the ongoing work to look at the plant's seismic hazard.

Outside of Scope

Brenner, Eliot

From: Uselding, Lara
Sent: Monday, August 25, 2014 4:28 PM
To: Brenner, Eliot; Burnell, Scott
Cc: Dricks, Victor
Subject: TNT

DIABLO CANYON /Differing Professional Opinion – There was extensive media interest today brought on by the Associated Press story about the former Senior Resident Inspector's DPO currently in process and public interest groups making a copy of the DPO available online. We provided interviews to the LA Times, KSBY-TV (San Luis Obispo, CA), and the San Luis Obispo News Tribune explaining that the NRC encourages and welcomes differing opinions and offers several paths for staff to document their differing views. Until the NRC completes its internal review process for the DPO, the agency is unable to comment on any potential documentation that is circulating as it is not final. Once a given review is complete the agency will have a final decision on the DPO and associated documentation. We reiterated that the NRC continues to conclude the plant is built to safely withstand the effects of a Hosgri earthquake and that the plant would protect the public and the environment. We pointed to the Research Information Letter as the basis for this.

A2

Brenner, Eliot

From: Brenner, Eliot
Sent: Monday, August 25, 2014 5:01 PM
To: Brenner, Eliot
Subject: Tomorrow's news tonight -- read and delete

~~Internal use only -- no distribution outside NRC -- no redistribution~~

DIABLO CANYON /Differing Professional Opinion – Extensive media interest today followed an AP story about the former Senior Resident Inspector's DPO currently in process and public interest groups making a copy of the DPO available online. We talked to the LA Times, KSBY-TV (San Luis Obispo, CA), and the San Luis Obispo News Tribune explaining that the NRC encourages and welcomes differing opinions and offers several paths for staff to document their differing views. Until the NRC completes its internal review process for the DPO, the agency is unable to comment on any potential documentation that is circulating as it is not final. Once a given review is complete the agency will have a final decision on the DPO and associated documentation. We reiterated that the NRC continues to conclude the plant is built to safely withstand the effects of a Hosgri-fault earthquake and that the plant would protect the public and the environment. We pointed to the Research Information Letter as the basis for this.

http://www.washingtonpost.com/national/health-science/ap-exclusive-expert-calls-for-uke-plant-closure/2014/08/25/e1464372-2c6a-11e4-be9e-60cc44c01e7f_story.html

Outside of Scope

Brenner, Eliot

From: Uselding, Lara
Sent: Tuesday, August 26, 2014 12:12 PM
To: Brenner, Eliot; Harrington, Holly; Burnell, Scott
Cc: Dricks, Victor
Subject: RE:

Please keep me posted...what a storm of activity - napa eq, seismic, sewell report, dpo leak, state report AND this final review

-----Original Message-----

From: Brenner, Eliot
Just FYI, Satorius is expected to finish his decision

Brenner, Eliot

From: Harrington, Holly
Sent: Tuesday, August 26, 2014 5:01 PM
To: Harrington, Holly
Subject: Tomorrows News Tonight

~~Internal use only -- no distribution outside NRC -- no redistribution --~~
~~may contain material proprietary to news agencies~~

Outside of Scope

DIABLO CANYON /Differing Professional Opinion – The second day of news coverage continues about the former Senior Resident Inspector's DPO currently in process but released publically. (We spoke to KCOY-TV, NPR affiliate KPCC, Reuters, and KPRO and KPCA radio) We said once a review is complete, the agency will have a final decision on the DPO and associated documentation. We reiterated that the NRC continues to conclude the plant is built to safely withstand the effects of a Hosgri earthquake and that the plant would protect the public and the environment. We pointed to the Research Information Letter as the basis for this.

Outside of Scope

Brenner, Eliot

From: Uselding, Lara
Sent: Wednesday, August 27, 2014 3:44 PM
To: Harrington, Holly; Brenner, Eliot; Burnell, Scott
Cc: Dricks, Victor; Dapas, Marc
Subject: TNT

DIABLO CANYON /DPO – We continued to discuss the leaked DPO currently in process and answered questions about Boxer's pending Senate hearing and a Friends of the Earth petition to shut down the plant. We spoke to the San Francisco Chronicle, Bloomberg, Energy Intelligence, TV Asahi, and Platts nuclear. We explained the DPO process and corrected reporting falsely stating that the report was being hid from the public. We reiterated that the NRC continues to conclude the plant is built to safely withstand the effects of a Hosgri earthquake and that the plant would protect the public and the environment. We pointed to the Research Information Letter as the basis for this.

Brenner, Eliot

From: Brenner, Eliot
Sent: Wednesday, August 27, 2014 5:06 PM
To: Brenner, Eliot
Subject: Tomorrow's news tonight -- read and delete

~~Internal use only -- no distribution outside NRC -- no redistribution~~

DIABLO CANYON /DPO -- We continued to discuss the leaked DPO currently in process and answered questions about Boxer's pending Senate hearing and a Friends of the Earth petition to shut down the plant. We spoke to the San Francisco Chronicle, Bloomberg, Energy Intelligence, TV Asahi, and Platts nuclear. We explained the DPO process and corrected reporting falsely claiming that the report was being hidden from the public. We reiterated that the NRC continues to conclude the plant is built to safely withstand the effects of a Hosgri earthquake and that the plant would protect the public and the environment. We pointed to the Research Information Letter as the basis for this.

Outside of Scope

Brenner, Eliot

From: Burnell, Scott
Sent: Thursday, August 28, 2014 7:43 AM
To: Bates, Andrew; Hart, Ken; Bovol, Rochelle; Laufer, Richard; Akstulewicz, Brenda; Jimenez, Patricia
Cc: Brenner, Eliot; Harrington, Holly; Savoy, Carmel
Subject: Morning note

OPA --

Outside of Scope

along with catchup articles on the leaked Differing Professional Opinion regarding Diablo Canyon's seismic design.

Outside of Scope

Brenner, Eliot

From: Brenner, Eliot
Sent: Thursday, August 28, 2014 5:04 PM
To: Brenner, Eliot
Subject: ~~Tomorrow's news tonight -- read and delete~~

~~Internal use only -- no distribution outside NRC -- no redistribution~~

Outside of Scope

DIABLO DPO – The San Luis Obispo paper ran an editorial today that was less than complimentary to the agency and contained some errors and misconceptions. Because this story has a number of moving parts that will come into better focus shortly, OPA opted to hold off on any immediate response.
<http://www.sanluisobispo.com/2014/08/28/3216178/nrc-should-respond-to-diablo-report.html?sp=/99/181/874/>

Outside of Scope

Brenner, Eliot

From: Uselding, Lara
Sent: Friday, August 29, 2014 3:31 PM
To: Brenner, Eliot; Harrington, Holly
Subject: TNT - no early dismissal today? :)

DIABLO CANYON /DPO – We continued to discuss the status of the leaked DPO with the San Luis Obispo News Tribune and a California Energy Markets reporter. We explained the DPO process and that it is not being hid from the public. We reiterated that, at this time, the NRC continues to conclude the plant is built to safely withstand the effects of a Hosgri earthquake and that the plant would protect the public and the environment. We pointed to the Research Information Letter as the basis for this.

Brenner, Eliot

From: Brenner, Eliot
Sent: Friday, August 29, 2014 5:01 PM
To: Brenner, Eliot
Subject: Tomorrow's news tonight -- read and delete

Internal use only -- no distribution outside NRC -- no redistribution

CHAIRMAN INTERVIEWS -- The chairman met separately today with reporters from Greenwire, the New York Times and the Washington Post to reflect on accomplishments of the past two years and look forward to the issues facing the agency. Among the areas touched on were

Outside of Scope

/Diablo Canyon and the DPO/

Outside of Scope

DIABLO CANYON /DPO -- We continued to discuss the status of the leaked DPO with the San Luis Obispo News Tribune and a California Energy Markets reporter. We explained the DPO process and that it is not being hid from the public. We reiterated that, at this time, the NRC continues to conclude the plant is built to safely withstand the effects of a Hosgri earthquake and that the plant would protect the public and the environment. We pointed to the Research Information Letter as the basis for this.

Outside of Scope

Brenner, Eliot

From: Niedzielski-Eichner, Phillip
Sent: Saturday, August 30, 2014 10:25 PM
To: Brenner, Eliot
Subject: RE: Press Interviews

Outside of Scope

-----Original Message-----

From: Brenner, Eliot
Sent: Friday, August 29, 2014 4:22 PM
To: Niedzielski-Eichner, Phillip
Subject: RE: Press Interviews

Outside of Scope

Topics ranged from that to Diablo and the DPO, to

Outside of Scope

-----Original Message-----

From: Niedzielski-Eichner, Phillip
Sent: Friday, August 29, 2014 4:14 PM
To: Brenner, Eliot
Subject: Press Interviews

Eliot: how did they go today?

Brenner, Eliot

From: Harrington, Holly
Sent: Thursday, September 04, 2014 4:50 PM
To: ~~Harrington, Holly~~
Subject: Tomorrow's News Tonight

~~internal use only — no distribution outside NRC — no redistribution~~
~~may contain material proprietary to news agencies~~

DIABLO CANYON — OPA Region IV sent the San Luis Obispo News Tribune a Letter to the Editor on the DPO process following claims that the NRC has not responded to a former Senior Resident Inspector's DPO. We also spoke to a Platts Nuclear reporter who asked for comment on how the agency is handling a Friends of the Earth petition to shut down the plant.

Outside of Scope

Brenner, Eliot

From: Uselding, Lara
Sent: Friday, September 05, 2014 9:32 AM
To: Dapas, Marc; Kennedy, Kriss; Pruett, Troy; Hay, Michael; Clark, Jeff; Miller, Geoffrey; Brenner, Eliot; Harrington, Holly; Burnell, Scott; McIntyre, David; Dricks, Victor
Cc: Hipschman, Thomas; Reynoso, John; Walker, Wayne; Alexander, Ryan; Buchanan, Theresa
Subject: NRC is reviewing employee's concerns | Letters to the Editor | SanLuisObispo

<http://www.sanluisobispo.com/2014/09/05/3228909/nrc-is-reviewing-employees-concerns.html?sp=/99/181/182/>

My Letter to the Editor ran today in the News Tribune in response to two editorials on Diablo Canyon and the DPO. Wasn't in the clips so I am emailing it. There was also another letter to the editor this morning that is in the clips.

Lara

Brenner, Eliot

From: Harrington, Holly
Sent: Monday, September 08, 2014 9:10 AM
To: Brenner, Eliot; McIntyre, David; Burnell, Scott; Uselding, Lara; Dricks, Victor
Subject: per Mark, the DPO is getting signed today

Holly Harrington

Senior Level Advisor
Office of Public Affairs
U.S. Nuclear Regulatory Commission

301.415.8203

Brenner, Eliot

From: Harrington, Holly
Sent: Wednesday, September 10, 2014 10:17 AM
To: Uselding, Lara; Brenner, Eliot; Burnell, Scott
Subject: RE: DPOemailto reporters.docx

I believe we'd be giving them the URL for the package rather than sending an attachment?

Holly Harrington

Senior Level Advisor
Office of Public Affairs
U.S. Nuclear Regulatory Commission

301.415.8203

From: Uselding, Lara
Sent: Wednesday, September 10, 2014 10:11 AM
To: Brenner, Eliot; Burnell, Scott
Cc: Harrington, Holly
Subject: DPOemailto reporters.docx
Importance: High

Hello REPORTER NAME:

Based on your interest in the Michael Peck differing professional opinion story that ran a couple of weeks ago, I am sharing the agency's final decision that was made public today. Per the process, the Executive Director of Operations, Mark Satorius, has made a decision on the appeal and the submitter expressed his wish to have the file publically released.

To refresh your memory, the submitter Michael Peck stated that the new Shoreline fault information should be compared to the double design earthquake (DDE) and that PG&E needed a license amendment.

The independent reviewing panel (page 3) disagrees and states, "...an amendment to the license was not required because the Shoreline fault zone ground motions do not exceed the levels evaluated in the plant's design and licensing." Further, "...there is more than one appropriate evaluation method for evaluating the new seismic information. The Hosgri evaluation methods for structures used higher damping values than the Double Design earthquake." It goes on to say that "substituting the new seismic information into the calculation construct of the DDE would offer little insight as to how the structures, systems, and components would perform because the older techniques for overly conservative and no longer technically justified."

Also, let me draw your attention to page 5 of the attached document. Satorius says, "In the appeal, you noted your agreement with the Ad Hoc Review Panel's conclusion that issues raised in the DPO do not result in a significant or immediate safety concern. You also state agreement that the potential ground motions for the Shoreline fault do not exceed the levels considered during licensing of the plant."

Feel free to call me with additional questions.

Lara Uselding

Brenner, Eliot

From: Uselding, Lara
Sent: Wednesday, September 10, 2014 11:07 AM
To: Brenner, Eliot; Harrington, Holly; Burnell, Scott
Subject: SLO Tribune editorial: September 10, 2014, NRC must shut Diablo

Appropriate timing for me to send DPO to news tribune reporter and editor

NRC must shut Diablo

A17

Brenner, Eliot

From: Uselding, Lara
Sent: Wednesday, September 10, 2014 3:09 PM
To: Brenner, Eliot; Harrington, Holly; Dricks, Victor
Cc: Dapas, Marc; Kennedy, Kriss
Subject: TNT

DIABLO CANYON – We spoke to Bloomberg, AP, News Tribune San Luis Obispo, and Central Coast News reporters about the EDO's public release of the DPO file submitted by Michael Peck. We explained the lengthy file's contents and pointed to language used in document 8 provided by the EDO addressing Peck's concerns. We explained Diablo's unique seismic licensing and design basis and highlighted there is not a safety concern with the continued safe operation of the plant.

Today PGE issued a seismic study report to the state per Assembly Bill 1632. The PG&E report, press release, and additional information can be found [here](#).

Brenner, Eliot

From: Uselding, Lara
Sent: Wednesday, September 10, 2014 4:28 PM
To: Brenner, Eliot; Harrington, Holly
Subject: TNT update

DIABLO CANYON – We spoke to Bloomberg, LA Times, AP, News Tribune San Luis Obispo, KSBY-TV, Platts Nuclear, and Central Coast News reporters about the EDO's public release of the DPO file submitted by Michael Peck. We explained the lengthy file's contents and pointed to language used in document 8 provided by the EDO addressing Peck's concerns. We explained Diablo's unique seismic licensing and design basis and highlighted there is not a safety concern with the continued safe operation of the plant.

Today PGE issued a seismic study report to the state per Assembly Bill 1632. The PG&E report, press release, and additional information can be found [here](#).

Brenner, Eliot

From: Brenner, Eliot
Sent: Wednesday, September 10, 2014 5:34 PM
To: Brenner, Eliot
Subject: Tomorrow's news tonight -- read and delete

~~Internal use only -- no distribution outside NRC -- no redistribution~~

DIABLO CANYON – We spoke to Bloomberg, LA Times, AP, the News Tribune in San Luis Obispo, KSBY-TV and Central Coast News reporters about the EDO's public release of the DPO file submitted by an employee. We explained the lengthy file's contents and pointed to language used in the EDO response that neither we nor the DPO filer believed there was any imminent safety question raised by information in the filing.

Today PGE issued a seismic study report to the state as directed by the state legislature. The PG&E report, press release, and additional information can be found [here](#).

Outside of Scope

Brenner, Eliot

From: Burnell, Scott
Sent: Thursday, September 11, 2014 7:43 AM
To: Bates, Andrew; Hart, Ken; Baval, Rochelle; Laufer, Richard; Akstulewicz, Brenda; Jimenez, Patricia
Cc: Brenner, Eliot; Harrington, Holly; Savoy, Carmel; McIntyre, David
Subject: Morning note

OPA -- The news is dominated by coverage of both the EDO's decision on a differing professional opinion regarding Diablo Canyon and Pacific Gas & Electric's latest seismic report concerning the plant.

Outside of Scope

Outside of
Scope

A24

Brenner, Eliot

From: Harrington, Holly
Sent: Friday, September 12, 2014 5:14 PM
To: Harrington, Holly
Subject: ~~Tomorrow's News Tonight~~

~~internal use only -- no distribution outside NRC -- no redistribution~~
~~may contain material proprietary to news agencies~~

Outside of Scope

Social Media Today

Blog: The Latest Chapter in Diablo Canyon's Seismic Saga <http://public-blog.nrc-gateway.gov/2014/09/12/the-latest-chapter-in-diablo-canyons-seismic-saga/>

~~internal use only -- no distribution outside NRC -- no redistribution~~
~~may contain material proprietary to news agencies~~

Brenner, Eliot

From: Burnell, Scott
Sent: Monday, September 15, 2014 7:29 AM
To: Bates, Andrew; Hart, Ken; Bayol, Rochelle; Laufer, Richard; Akstulewicz, Brenda; Jimenez, Patricia
Cc: Brenner, Eliot; Harrington, Holly; Savoy, Carmel
Subject: Morning note

OPA -- The Chairman's comments last week at a bloggers roundtable and media event, particularly her discussion of Outside of Scope issues, leads the weekend news

Outside of Scope

Outside of Scope

as did Diablo Canyon seismic issues and

Outside of Scope

Brenner, Eliot

From: Couret, Ivonne
Sent: Monday, September 15, 2014 9:11 AM
To: Brenner, Eliot
Subject: FW: Blog Question Comment Posted

Eliot. I forgot to cc you on this blog comment/question. I sent it to Lara and Scott for follow up. Ivonne

From: Couret, Ivonne
Sent: Monday, September 15, 2014 9:09 AM
To: Burnell, Scott; Useiding, Lara
Subject: Blog Question Comment Posted

Blog Question/comment from post The Latest Chapter in Diablo Canyon's Seismic Saga:
<http://sanonofresafety.org/earthquake-and-tsunami-risks/>

Where do the following facts fit within the NRC's analysis?

The USGS states no one has ever predicted a major earthquake. They do not know how.

The size of an earthquake fault can change AFTER an earthquake starts.

No one's can predict the g-force of a large earthquake.

Ivonne L. Couret
Public Affairs Officer
Office of Public Affairs
U.S. Nuclear Regulatory Commission
301-415-8205

Brenner, Eliot

From: Brenner, Eliot
Sent: Thursday, September 18, 2014 5:01 PM
To: Brenner, Eliot
Subject: Tomorrow's news tonight -- read and delete

~~Internal use only -- no distribution outside NRC -- no redistribution~~

Outside of Scope

FOIA – Friends of the Earth and several other groups said today they have filed a FOIA because they suspect “the NRC and PG&E improperly worked together on a public relations strategy to counteract widespread news coverage” of a DPO dissent about Diablo Canyon. OPA knows of no communication with the licensee on the timing of our outreach to reporters and a seismic news release issued the same day by PG&E. We told reporters who asked both that and that NRC staff had forwarded the issue to the NRC IG. The Associated Press and Platts were among those calling about the FOE filing.

<http://www.foe.org/news/news-releases/2014-09-did-pge-and-the-nrc-work-together-to-spin-news-on-diablo-canyon-quake-safety>