

January 28, 2015

Julian Tarver DOC 885530
Clallam Bay Correction Center C-D10
1830 Eagle Crest Way
Clallam Bay, WA 98326

IN RESPONSE REFER TO
FOIA/PA-2015-0011A
(FOIA/PA-2015-0056)

Dear Mr. Tarver,

On behalf of the U.S. Nuclear Regulatory Commission (NRC), I am responding to your December 18, 2014 letter to the Freedom of Information Act/Privacy Act Officer. You appealed the agency's November 24, 2014 decision related to your November 5, 2014 Freedom of Information Act/Privacy Act (FOIA/PA) request (FOIA/PA 2014-0056) for NRC's current firearm inventory and assignments. Specifically, you appealed the denial of one record that was withheld in its entirety under Exemption b 7(c) and Exemption b 7(f) of the Freedom of Information Act.

Acting on your appeal, I have reviewed the record in the case and have determined that the NRC will continue to withhold the information. Therefore, I have denied your appeal

The NRC will continue to withhold the information pursuant to Exemptions b 7(c) and b 7(f) of the FOIA. Specifically, the agency concluded that disclosure of the information you requested consists of records compiled for law enforcement purposes, could constitute an unwarranted invasion of personal privacy if released, and could reasonably be expected to endanger the life or physical safety of an individual.

This is the NRC's final decision concerning your appeal of the denial of information. As set forth in the FOIA (5 U.S.C. 552(a)(4)(B)), you may obtain a judicial review of this decision in a district court of the United States in the district in which you reside or have your principal place of business. You may also seek judicial review in the district in which the agency's records are situated or in the District of Columbia.

As part of the 2007 FOIA amendments, the Office of Government Information Services (OGIS) was created to offer mediation services to resolve disputes between FOIA requesters and Federal agencies as a nonexclusive alternative to litigation. In other words, using OGIS services does not affect your right to pursue litigation. If you are requesting access to your own records (which is considered a Privacy Act request), you should know that OGIS does not have the authority to

J. Tarver

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handle requests made under the Privacy Act of 1974. You may contact OGIS in any of the following ways:

Office of Government Information Services
National Archives and Records Administration
Room 2510
8601 Adelphi Road
College Park, MD 20740-6001
E-mail: ogis@nara.gov
Telephone: 301-837-1996
Facsimile: 301-837-0348
Toll-free telephone: 1-877-684-6448

Sincerely,

/RA/

Darren B. Ash
Deputy Executive Director
for Corporate Management
Office of the Executive Director for Operations

