

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

2015-0273

1

RESPONSE
TYPE☐

INTERIM

☒

FINAL

REQUESTER

Lawrence Criscione

DATE

JUN 4 2015

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 in public ADAMS or on microfiche in the NRC Public Document Room.
- ☐

GROUP

 Agency records subject to the request that are contained in the specified group are being made available in public ADAMS.
- ☐

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.

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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

- ☐ We did not locate any agency records responsive to your request. *Note:* Congress allowed agencies to treat three discrete categories of law enforcement and national security records as not subject to the FOIA ("exclusions"). See 5 U.S.C. 552(c). This is a standard notification that we give to all requesters; it should not be taken as an indication that any of these excluded records do, or do not, exist.
- ☐ We have withheld certain information in the records from disclosure pursuant to the FOIA exemptions described, and for the reasons stated, in Part II.
- ☐ Because this is an interim response to your request, you may not appeal this determination at this time. We will notify you of your right to appeal any of the responses we have issued in response to your request when we issue our final determination on your request.
- ☒ You may appeal this final determination within 30 calendar days of the date of this response, by writing to the FOIA Officer, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555-0001. Please be sure to mark your letter/envelope or email that it is a "FOIA Appeal."

PART I.C COMMENTS (Use attached Comments continuation page if required)

In your request dated May 15, 2015, you requested under the Privacy Act the January 25, 2013, NRC Form 496A referral from Linda Kilgore to Kristy Remsburg pertaining to your initial request FOIA/PA 2013-0262.

This records request does not fall under the Privacy Act. Because the record requested and related e-mails have been provided to you in response to your FOIA request 2013-0262, no further action will be taken in response to your request and we have administratively closed your request.

SIGNATURE OF FREEDOM OF INFORMATION ACT AND PRIVACY ACT OFFICER

Roger Andoh