

## Clark, Ross

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**From:** Andoh, Roger  
**Sent:** Wednesday, June 24, 2015 9:52 AM  
**To:** Clark, Ross  
**Subject:** RE: 2015-0297 status please. eom

**Importance:** High

Thanks Ross.

Roger D. Andoh CIPP/G, CIPP/US  
FOIA Officer  
U.S. Nuclear Regulatory Commission  
301-415-5906

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**From:** Clark, Ross  
**Sent:** Wednesday, June 24, 2015 9:28 AM  
**To:** Andoh, Roger  
**Subject:** RE: 2015-0297 status please. eom

Roger,

All of these are in the hands of SECY. 0104 is still at the Commission for final determination, 0187 is waiting on an email from a commissioner, and 0297 is waiting on SECY for return of documents. I emailed Kristy yesterday about all of them but I have not heard a response. When I do I will let you know

Ross

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**From:** Andoh, Roger  
**Sent:** Wednesday, June 24, 2015 9:22 AM  
**To:** Clark, Ross  
**Subject:** 2015-0297 status please. eom  
**Importance:** High

Roger D. Andoh CIPP/G, CIPP/US  
FOIA Officer  
U.S. Nuclear Regulatory Commission  
301-415-5906

## Clark, Ross

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**From:** Remsburg, Kristy  
**Sent:** Monday, June 15, 2015 10:20 AM  
**To:** Clark, Ross  
**Cc:** Andoh, Roger  
**Subject:** RE: RE: 2015-0187

Great. Thanks!

***Kristy***

*Kristy Remsburg  
Office of the Secretary  
U.S. Nuclear Regulatory Commission  
Office: 301-415-1667*

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**From:** Clark, Ross  
**Sent:** Monday, June 15, 2015 10:18 AM  
**To:** Andoh, Roger; Remsburg, Kristy  
**Subject:** RE: RE: 2015-0187

2015-0104 was the only one submitted for final determination.

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**From:** Andoh, Roger  
**Sent:** Monday, June 15, 2015 10:14 AM  
**To:** Remsburg, Kristy  
**Cc:** Clark, Ross  
**Subject:** RE: RE: 2015-0187  
**Importance:** High

No! ☺ 2015-0104. My confusion. Please confirm Ross.

Roger D. Andoh CIPP/G, CIPP/US  
FOIA Officer  
U.S. Nuclear Regulatory Commission  
301-415-5906

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**From:** Remsburg, Kristy  
**Sent:** Monday, June 15, 2015 10:12 AM  
**To:** Andoh, Roger  
**Cc:** Clark, Ross  
**Subject:** RE: RE: 2015-0187

Hello,

I am still waiting for one Commissioner's response. I provided two partial responses to this request to you (from two Commissioners) and received a no records from another Commissioner. I'll check the status of this one with Commissioner staff and let you know.

Was something submitted to me for final Commission determination on this one?

***Kristy***

Kristy Remsburg  
Office of the Secretary  
U.S. Nuclear Regulatory Commission  
Office: 301-415-1667

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**From:** Andoh, Roger  
**Sent:** Monday, June 15, 2015 10:00 AM  
**To:** Remsburg, Kristy  
**Subject:** FW: RE: 2015-0187

Hi Kristy,

Ignore my original e-mail, per Ross the case is pending SECY final determination. Any status on that will be appreciated. Thanks.

Roger

Roger D. Andoh CIPP/G, CIPP/US  
FOIA Officer  
U.S. Nuclear Regulatory Commission  
301-415-5906

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**From:** Clark, Ross  
**Sent:** Monday, June 15, 2015 9:58 AM  
**To:** Andoh, Roger  
**Subject:** RE: RE: 2015-0187

Roger,

Everything is done on my end. All the documents are redacted in FOIA Xpress. The documents are now at SECY waiting for the commissions' final determination.

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**From:** Andoh, Roger  
**Sent:** Monday, June 15, 2015 7:56 AM  
**To:** Remsburg, Kristy  
**Cc:** Clark, Ross  
**Subject:** RE: 2015-0187  
**Importance:** High

Good Morning Kristy,

I hope you're having a good day. I know Ross has been following up with this request regularly and you are doing the best you can to get us the final response. Do you happen to know if this last commissioner has records to provide and if yes how much longer? Thanks.

Roger

Roger D. Andoh CIPP/G, CIPP/US

FOIA Officer  
U.S. Nuclear Regulatory Commission  
301-415-5906

## Clark, Ross

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**From:** Remsburg, Kristy  
**Sent:** Monday, June 01, 2015 11:39 AM  
**To:** Clark, Ross  
**Subject:** RE: FOIA 2015-0187 update

Hi Ross,

I'm still waiting for one more Commissioner to respond.

Thanks,

***Kristy***

*Kristy Remsburg  
Office of the Secretary  
U.S. Nuclear Regulatory Commission  
Office: 301-415-1667*

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**From:** Clark, Ross  
**Sent:** Monday, June 01, 2015 8:24 AM  
**To:** Remsburg, Kristy  
**Subject:** FOIA 2015-0187 update

Kristy,

I was out of the office last week and have not seen any updates on FOIA 2015-0187. Do you have an update for me?

Regards

**Ross W. Clark**

FOIA/ Privacy Act Analyst

OIS/CSD/FPIB/ Contractor

US Nuclear Regulatory Commission

Location: T-2F09 | Mailstop: T2F09

P: 301-415-7543 | E: [ross.clark@nrc.gov](mailto:ross.clark@nrc.gov)

**Clark, Ross**

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**From:** Remsburg, Kristy  
**Sent:** Tuesday, May 19, 2015 11:37 AM  
**To:** Clark, Ross  
**Cc:** Craver, Patti; Tully, Bridin  
**Subject:** RE: Update on FOIA 2015-00187

Hi Ross,

We are still waiting for one more Comr. to respond.

Kristy

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**From:** Clark, Ross  
**Sent:** Tuesday, May 19, 2015 9:23 AM  
**To:** Remsburg, Kristy  
**Subject:** Update on FOIA 2015-00187

Kristy,

Do you have an update on this case?

Regards

Ross W. Clark  
FOIA/ Privacy Act Analyst  
OIS/CSD/FPIB/ Contractor  
US Nuclear Regulatory Commission  
Location: T-2F09 | Mailstop: T2F09  
P: 301-415-7543 | E: [ross.clark@nrc.gov](mailto:ross.clark@nrc.gov)

## Clark, Ross

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**From:** Clark, Ross  
**Sent:** Monday, May 11, 2015 8:27 AM  
**To:** 'Kevin Bogardus'  
**Subject:** RE: Status update on FOIA/PA-2015-0187?

Mr. Bogardus,

Sorry for the late reply. I was out of the office on Friday. In regards to FOIA 2015-0187, I last checked with the program office that I tasked to return responsive documents middle of last week. The office stated they were waiting on a response from one more commission office. Once I receive the response, I will begin the process the document. The processing should go rather quickly, however, I do not have a timeline of when I will receive the last responsive document. SECY is the program office that was tasked to look for responsive documents and commission taskings can often be a lengthy process. When I receive word from SECY regarding the last document I will let you know that I have begun processing. Thank you for your patience as I work through this case.

Regards

Ross W. Clark

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**From:** Kevin Bogardus [<mailto:kbogardus@eenews.net>]  
**Sent:** Friday, May 08, 2015 2:23 PM  
**To:** Clark, Ross  
**Subject:** Status update on FOIA/PA-2015-0187?

Ross,

Hi, it's Kevin Bogardus with Greenwire.

Do you have any update on the status of FOIA/PA-2015-0187? This request is dealing with the commissioners' first emails.

Please let me know. Thanks for your help.

**Kevin Bogardus**  
Reporter, Greenwire  
[kbogardus@eenews.net](mailto:kbogardus@eenews.net)  
202-446-0401 (p)  
202-247-7844 (c)  
202-737-5299 (f)

Follow me [@KevinBogardus](#)

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**Clark, Ross**

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**From:** Remsburg, Kristy  
**Sent:** Friday, May 01, 2015 2:38 PM  
**To:** Clark, Ross  
**Subject:** RE: FOIA 2015-0187

Hi Ross,

I'm still waiting for one more response. The other office came back with no records. I'll let you know once I get the last one.

Thanks,

*Kristy*

Kristy Remsburg  
Office of the Secretary  
U.S. Nuclear Regulatory Commission  
Office: 301-415-1667

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**From:** Clark, Ross  
**Sent:** Friday, May 01, 2015 9:42 AM  
**To:** Remsburg, Kristy  
**Subject:** FOIA 2015-0187

Kristy,

Do you have any updates on this case? To refresh your memory, it is the case regarding the emails from the commissioners. You have sent me two partial responses and I believe I am still waiting on two more.

Regards

*Ross W. Clark*

FOIA/ Privacy Act Analyst  
OIS/CSD/FPIB/ Contractor  
US Nuclear Regulatory Commission  
Location: T-2F09 | Mailstop: T2F09  
P. 301-415-7543 | E. [ross.clark@nrc.gov](mailto:ross.clark@nrc.gov)



**Clark, Ross**

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**From:** Remsburg, Kristy  
**Sent:** Tuesday, April 14, 2015 8:39 AM  
**To:** Clark, Ross  
**Cc:** Lewis, Antoinette; Craver, Patti; Tully, Bridin  
**Subject:** RE: FOIA 2015-0172, 0191

Hi Ross,

I am out of the office today but wanted to reply. We are waiting for one more Comr. to respond to both. Once we get them, we will let you know.

Thanks,  
Kristy

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**From:** Clark, Ross  
**Sent:** Tuesday, April 14, 2015 8:30 AM  
**To:** Remsburg, Kristy  
**Subject:** FOIA 2015-0172, 0191

Kristy,

Do you have the status of the return of documents for cases 0172 and 0191?

Thanks!

Ross W. Clark  
FOIA/ Privacy Act Analyst  
OIS/CSD/FPIB/ Contractor  
US Nuclear Regulatory Commission  
Location: T-2F09 | Mailstop: T2F09  
P: 301-415-7543 | E: [ross.clark@nrc.gov](mailto:ross.clark@nrc.gov)



## Clark, Ross

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**From:** Remsburg, Kristy  
**Sent:** Tuesday, April 07, 2015 7:57 AM  
**To:** Clark, Ross  
**Cc:** Lewis, Antoinette; Craver, Patti; Tully, Bridin  
**Subject:** RE: FOIA 2015-0187-2nd Partial Response and FOIA 2015-0202 Fee Estimate Overdue  
**Attachments:** RE: FOIA/PA-2015-00202 Action Item/Instructions - Fee Estimate Required

Good Morning,

I'm still waiting for one office to respond to FOIA 2015-0187 and a reminder has been sent. I do not know the timeframe in which we will get the final response to you.

As for FOIA 2015-0202 estimate, Patti Craver sent it to you last Thursday. See attached.

Thanks,

***Kristy***

*Kristy Remsburg  
Office of the Secretary  
U.S. Nuclear Regulatory Commission  
Office: 301-415-1667*

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**From:** Clark, Ross  
**Sent:** Tuesday, April 07, 2015 7:46 AM  
**To:** Remsburg, Kristy  
**Subject:** RE: FOIA 2015-0187-2nd Partial Response and FOIA 2015-0202 Fee Estimate Overdue

Good Morning Kristy,

Do you have a timeframe on when you may have the completed responses for FOIA 2015-0187? Secondly, the fee estimate for FOIA 2015-0202 was due on Friday and I haven't received an estimate yet.

Regards

Ross

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**From:** Remsburg, Kristy  
**Sent:** Friday, March 27, 2015 9:53 AM  
**To:** FOIA Resource  
**Cc:** Clark, Ross; Bates, Andrew; Lewis, Antoinette; Craver, Patti; Tully, Bridin  
**Subject:** FOIA 2015-0187 - 2nd Partial Response

Good Morning,

Please see attached 2<sup>nd</sup> partial response to FOIA 2015-0187. The hard copy memo and record are being sent to you via interoffice mail.

If you have any questions, please let me know.

Thanks,  
Kristy/SECY



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

MEMORANDUM TO: Government Information Specialist, Ross Clark  
FOIA, Privacy Act, & Information Collections Branch (FPIB)

FROM: Kristy Remsburg, Office of the Secretary, FOIA Coordinator

SUBJECT: FOIA - 2015-0187

*Handwritten:* KED  
3/24/15

**Section 1.** Is this a partial  or final response  to this request? (Check only one).

**Section 2.** How do you recommend the responsive records be handled? (Check all that apply).

<input type="checkbox"/>	No records subject to the request.	
<input type="checkbox"/>	Records already publicly available.	Group <input type="text"/>
<input type="checkbox"/>	Records being released in their entirety.	Group <input type="text"/>
<input type="checkbox"/>	Records to have ADAMS profile changed to public.	Group <input type="text"/>
<input checked="" type="checkbox"/>	Records being released in part.	Group <input type="text" value="A"/>
<input type="checkbox"/>	Records being withheld in their entirety.	Group <input type="text"/>
<input type="checkbox"/>	Records that have to be referred	Group <input type="text"/>
<input type="checkbox"/>	Ongoing investigation - 7A Certification attached.	

*Note: An e-mail, with its attachment(s), is considered one record and should not be broken apart when you're assembling groups.*

**Section 3.** Did anyone in your office identify personal records that pertain to this request? If so, make sure the employee completes NRC Form 510, Personal Records Checklist, attach a copy, and note in Section 6 whether the employee or FOIA Coordinator is retaining the records, which must be kept for six years.

**Section 4.** Discretionary Release/Foreseeable harm determination

- We are recommending that exemption 2 and/or exemption 5 be claimed for certain records (or information within records) and a particularized harm statement is attached
- We are making a discretionary release. Briefly describe the records (or information within records) for which such discretion was made.

**Section 5.** The NRC places FOIA responses (including released records) in public ADAMS unless the records contain information personal to the requester, involve matters that are not likely to be of public interest or contain privileged or confidential information that should only be disclosed to the requester.

Do any of the records fall under one of these three exceptions to public availability?  Yes  No

**Section 6.** Please include any other comments that we should know about, including any changes to the fee estimate. (Complete and attach NRC Form 496, Report of Staff Resources for Processing FOIA Requests) (Attach any separate pages)

The Commissioner office requested that the e-mail not be placed in the PDR.

FOIA/PA DATABASE INPUT INFORMATION

FOIA Xpress 3/17/15  
Highlights 3/17/15  
Pending List 3/17/15  
ADAMS PDF

Assigned Date: \_\_\_\_\_

INCOMING REQUEST DATA:

Date Received: 3/17/15 Due Date: 4/28/15 CASE No: 2015-0187

FOIA  Privacy  Appeal  Amendment  Consultation

APPEAL Authority: EDO  IG  SECY  APPEAL # \_\_\_\_\_

Reason:  Denial  Search  Lack  Waiver  Expedited Processing  Outside  Referred

PROCESSING DATA: Track: A  = 10-20 B  = 21-30 C  = over 30

Fee Waiver Requested:  Granted  Need Info  Criteria  Denied

Expedited Processing Requested:  Granted  Denied

SPECIAL INTEREST: OGC Atty \_\_\_\_\_ Other \_\_\_\_\_

Identity verification:  Needed  Included  Requested  On File

Release authorization:  Needed  Included  Requested

Add'l Time Needed because:  Offices/Field Facil.  Voluminous  Consultation

Fee Categ:  Comm.  Non-Excepted/Other  \*Media  PA  Educ.  Scientific

Caseworker: \_\_\_\_\_ Comments: \_\_\_\_\_

Requester's Name: Bogardus Requester Type: \_\_\_\_\_

(Public Subj.) Copy of the first email(s) sent by Chairman Stephen  
Burns and Commissioners Swiricki, Ostendorff and Baran,  
from any and all email accounts used for agency business

(Non-Public Subj.)

ADAMS Accession No. ML15076A003

REQUIRED ACTION/OFFICE COORDINATOR DATA:

G cc: Allegation Coord.

- |                                       |   |  |   |
|---------------------------------------|---|--|---|
| <input type="checkbox"/> ACRS         | <input type="checkbox"/> FSME (OSP,OTP) | <input type="checkbox"/> OGC             | <input type="checkbox"/> OSBCR (OSDBU/CR) |
| <input type="checkbox"/> ADM          | <input type="checkbox"/> NSIR (AEOD)    | <input type="checkbox"/> DCHCO (OP)      | <input type="checkbox"/> RES              |
| <input type="checkbox"/> ASLBP        | <input type="checkbox"/> NMSS g         | <input type="checkbox"/> OI              | <input type="checkbox"/> SECY             |
| <input type="checkbox"/> CFO (oc)     | <input type="checkbox"/> NRO            | <input type="checkbox"/> OIG             | <input type="checkbox"/> RI g             |
| <input type="checkbox"/> CSO          | <input type="checkbox"/> NRR g          | <input type="checkbox"/> OIP             | <input type="checkbox"/> RII g            |
| <input type="checkbox"/> OIS/Division | <input type="checkbox"/> OCA            | <input type="checkbox"/> OPA             | <input type="checkbox"/> RIII g           |
| <input type="checkbox"/> [FOIA]       | <input type="checkbox"/> OCAA           | <input type="checkbox"/> [*cc OPA _____] | <input type="checkbox"/> RIV g            |
| <input type="checkbox"/> EDO          | <input type="checkbox"/> OE             | (*MEDIA Requests)                        |   |

The Office of the Secretary coordinates responses involving the Office of the Chairman and Commissioners.

NOTES: \_\_\_\_\_  
\_\_\_\_\_

Perfected Date: \_\_\_\_\_

FOIA Xpress \_\_\_\_\_

Highlights \_\_\_\_\_

Pend.List \_\_\_\_\_

Page \_\_\_ of \_\_\_

**FOIA/PA DATABASE RESPONSE INFORMATION**

Public Adams \_\_\_\_\_

REQUESTER: Bogardus

FOIA NO.: 2015-0187

ORGANIZATION: Greenwire

Consultation NO.: \_\_\_\_\_

APPEAL NO.: \_\_\_\_\_

Rec-d. Date: 3/17/15

CONTACT: \_\_\_\_\_

+++++

DATE FEE WAIVER: \_\_\_\_\_ Granted / Denied \_\_\_\_\_

DATE EXPEDITED PROCESSING: \_\_\_\_\_ Granted / Denied \_\_\_\_\_

+++++

       **RESPONSE:**        **DATE:**       

DOCUMENTS RELEASED: Entirety: \_\_\_\_\_ Pages: \_\_\_\_\_ In Part: \_\_\_\_\_ Pages: \_\_\_\_\_

Placed in Public Adams: \_\_\_\_\_ Already Public: \_\_\_\_\_

DOCUMENTS WITHHELD:	EXEMPTION	ENTIRETY	IN PART	DENYING OFFICIAL
Appendix/Records				
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

+++++

PROP REF: DATE: \_\_\_\_\_ TO: \_\_\_\_\_ #DOCS \_\_\_\_\_ DUE: \_\_\_\_\_

OTHER AGENCY: DATE: \_\_\_\_\_ TO: \_\_\_\_\_ #DOCS \_\_\_\_\_ DUE: \_\_\_\_\_

+++++

       **RESPONSE:**        **DATE:**       

DOCUMENTS RELEASED: Entirety: \_\_\_\_\_ Pages: \_\_\_\_\_ In Part: \_\_\_\_\_ Pages: \_\_\_\_\_

Placed in Public Adams: \_\_\_\_\_ Already Public: \_\_\_\_\_

DOCUMENTS WITHHELD:	EXEMPTION	ENTIRETY	IN PART	DENYING OFFICIAL
Appendix/Records				
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

+++++

ACTUAL FEE  
SEARCH/REVIEW: \_\_\_\_\_ / \_\_\_\_\_ DUPLICATION: \_\_\_\_\_ TOTAL: \_\_\_\_\_

DATE OF FEE MEMO: \_\_\_\_\_ ADV.PAY: \_\_\_\_\_ \$ \_\_\_\_\_  
(Date)

**Clark, Ross**

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**From:** foia.resource@nrc.gov  
**Sent:** Tuesday, March 17, 2015 1:00 PM  
**To:** FOIAPASECY Resource  
**Cc:** FOIA Resource; Clark, Ross  
**Subject:** FOIA/PA-2015-00187 Action Item/Instructions - Fee Estimate Required  
**Attachments:** 2015-0187-r.pdf

**Offices Assigned Action on March 17, 2015**

**SECY**

**Due Date March 30, 2015**

**Since the requester is a member of the media, your initial fee estimates are not required. Please provide the OIS FOIA/PA Specialist the responsive records within 10 business days of this email.**

**The OIS FOIA/PA Specialist for this request is Ross Clark and can be reached at 301-415-7543.**

The FOIA/PA request should be processed in accordance with the standard instructions (How to Respond to an Initial FOIA/Request) at ML060590485.

You are encouraged to ask for a scoping discussion with the requester when you believe it will be beneficial.

You are encouraged to ask for assistance in performing adequate ADAMS searches if you are having difficulty doing a search.

NRC Form 496, "Report of Staff Resources for Processing FOIA/PA Requests" is now available in the FORMS Library for your use.