

COLLEGE OF BUSINESS

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July 26, 2016

CASE NO: 2016-0653
DATE REC'D: 08/08/16
SPECIALIST:
RELATED CASE:

FOIA Officer
Nuclear Regulatory Commission
Mail Stop, T5-F09
Washington, DC 20555-0001
(301) 415-7169

FOIA REQUEST
Fee benefit requested
Fee waiver requested

Dear FOIA Officer,

Pursuant to the federal Freedom of Information Act, 5 U.S.C. § 552, I request access to and copies of any and all electronic correspondence (i.e., email) regarding the appointment of Dr. Dale E. Klein to the Boards of Directors of 1) Pinnacle West Capital Corp (parent company of Arizona Public Service Co) and 2) Southern Company.

The requested electronic correspondence would likely have been sent to Dr. Klein or originate from Dr. Klein between January 1, 2008 and December 31, 2010. During this time, Dr. Klein was employed by the U.S. Nuclear Regulatory Commission as Commissioner from 2009 to 2010 and Chairman from 2006 through 2009. The relevant correspondence may contain the following terms, or derivations of the terms, in the subject line or body of the message: "Pinnacle West Capital", "Pinnacle West", "PNW", "Arizona Public Service", "APS", "Southern Company", "Southern Co", "SO", "board of directors", and "director". Relevant correspondence includes messages sent to gauge interest in becoming a director, prior to officially being nominated for election as a director.

Other terms that may be useful in locating relevant correspondence include: "board", "directorship", "appointment", "elect", "election", "invite", "nominate", "nominating committee", "shareholders", "annual meeting", "proxy", "ballot", "vote", and "chairman".

I would like to receive the documents via email (dtg@clemson.edu) in Portable Document Format (PDF). If necessary, upon request, I can provide a portable USB hard drive for the transferring of data and a self-addressed stamped return envelope for you to return the hard drive to me.

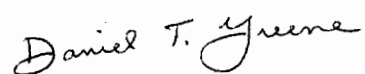
This information is being sought for dissemination to the general public through an academic study. As an academic at Clemson University, I am gathering information on the appointment of government officials to the boards of directors of publicly traded companies. The information will be used to produce an academic research paper describing the process by which government officials are selected to boards of directors and the impact of their selection on publicly traded companies. The academic research paper will be used for non-commercial purposes, with the goal being presentation at conferences and publication in an academic journal. Release of this information is in the public interest because it will contribute significantly to our understanding of the role of boards of directors in monitoring publicly traded companies, and to understanding of government operations and activities. Given the importance of publicly traded companies to our economy, this research has the potential to impact a large number of people.

I agree to pay reasonable duplication fees for the processing of this request in an amount not to exceed \$50. However, please notify me prior to incurring any expenses in excess of that amount.

Please waive any applicable fees. If my request is denied in whole or part, I ask that you justify all deletions by reference to specific exemptions of the act. I will also expect you to release all segregable portions of otherwise exempt material. I, of course, reserve the right to appeal your decision to withhold any information or to deny a waiver of fees.

I would appreciate your communicating with me by email (dtg@clemson.edu) or telephone (864-656-2409), rather than by mail. I look forward to your determination regarding my request within 20 business days, as the statute requires. Thank you for your assistance.

Sincerely,

A handwritten signature in cursive script that reads "Daniel T. Greene".

Daniel T. Greene