



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

NOV 02 2016

IN RESPONSE REFER TO:  
FOIA/PA-2017-00021A  
FOIA/PA-2016-00742

Julian Tarver, (b) (6)

Dear Mr. Tarver:

On behalf of the U.S. Nuclear Regulatory Commission (NRC), I am responding to your letter dated September 28, 2016, in which you appealed the agency's September 30, 2016, response related to your August 26, 2016 Freedom of Information Act (FOIA) request, FOIA/PA-2016-00742. You appealed the fee waiver denial.

Per NRC FOIA regulations 10 CFR 9.41, a waiver or reduction of fees may be granted for furnishing documents if a requester, by addressing the required information, clearly demonstrates that disclosure of the information is in the public interest because it is likely to contribute significantly to public understanding of the operations or activities of the government, and is not primarily in the commercial interest of the requester. The required information is set forth in the following eight provisions:

- (1) Describe the purpose for which the requester intends to use the requested information;
- (2) Explain the extent to which the requester will extract and analyze the substantive content of the agency record;
- (3) Describe the nature of the specific activity or research in which the agency records will be used and the specific qualifications the requester possesses to utilize information for the intended use in such a way that it will contribute to public understanding;
- (4) Describe the likely impact on the public's understanding of the subject as compared to the level of public understanding of the subject before disclosure;
- (5) Describe the size and nature of the public to whose understanding a contribution will be made;
- (6) Describe the intended means of dissemination to the general public;
- (7) Indicate if public access to information will be provided free of charge or provided for an access fee or publication fee; and

Tarver, J.

(8) Describe any commercial or private interest the requester or any other party has in the agency records sought.

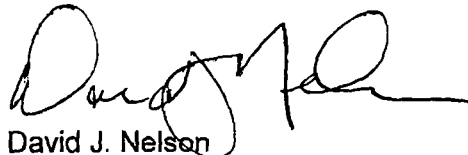
Since you have not addressed the required information to qualify for a fee waiver, I have denied your appeal.

This is the final agency decision. As set forth in the FOIA (5 U.S.C. 552(a)(4)(B)), you may seek judicial review of this decision in the 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.

The 2007 FOIA amendments created the Office of Government Information Services (OGIS) to offer mediation services to resolve disputes between FOIA requesters and Federal agencies as a nonexclusive alternative to litigation. Using OGIS services does not affect your right to pursue litigation. You may contact OGIS in any of the following ways:

Office of Government Information Services  
National Archives and Records Administration  
8601 Adelphi Road-OGIS  
College Park, MD 20740  
Email: [ogis@nara.gov](mailto:ogis@nara.gov)  
Telephone: 202-741-5770  
Toll-free: 1-877-684-6448  
Fax: 202-741-5769

Sincerely,

A handwritten signature in black ink, appearing to read "David J. Nelson", written over a horizontal line.

David J. Nelson  
Chief Information Officer  
Office of the Chief Information Officer