



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

DEC 01 2016

IN RESPONSE REFER TO:
FOIA/PA-2017-00064A
FOIA/PA-2017-00017

Julian Tarver, (b) (6)
(b) (6)

Dear Mr. Tarver:

On behalf of the U.S. Nuclear Regulatory Commission (NRC), I am responding to your letter dated October 18, 2016, received on October 31, 2016, in which you appealed the agency's October 11, 2016 response related to your September 21, 2016 Freedom of Information Act (FOIA) request, FOIA/PA-2017-00017. You appealed the search performed for, and the redactions made to, all internal and external communication related to FOIA/PA-2016-0108A and a copy of the NRC response to this appeal.

Acting on your appeal, I have reviewed the records in this case and determined that the NRC was correct to redact information based on Exemption (b)(6). We will continue to withhold the information under Exemption 6 of the FOIA, which relates to personal privacy interests. Your appeal letter does not discuss any public interests that might be served by the release of the redacted information, and I am unable myself to identify any legitimate public interest in the release of this information that would outweigh the personal privacy interests at stake. Therefore I have denied your appeal for denial of information.

I have also determined that the search and response was proper. The request was tasked for a search within the Office of the Chief Information Officer (OCIO). This location was appropriately determined to be the location most likely to have the record(s) responsive to your request. No additional responsive records were located. Therefore, I have denied your appeal for adequacy of search.

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.

Tarver, J.


-2-

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
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 circular stamp or seal.

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