



RESPONSE TO FREEDOM OF INFORMATION ACT (FOIA) REQUEST

FOIA 2017-0343

1

RESPONSE TYPE INTERIM FINAL

REQUESTER:

Julian Tarver

DATE:

FEB 27 2017

DESCRIPTION OF REQUESTED RECORDS:

Each day Outlook calendar for FOIA Officer, October 1, 2016 through December 1, 2016.

PART I. - INFORMATION RELEASED

- Agency records subject to the request are already available in public ADAMS or on microfiche in the NRC Public Document Room.
- 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*

\$

*See Comments for details

- You will be billed by NRC for the amount listed.
- None. Minimum fee threshold not met.
- 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:* Agencies may treat three discrete categories of law enforcement and national security records as not subject to the FOIA ("exclusions"). 5 U.S.C. 552(c). This is a standard notification given to all requesters; it should not be taken to mean that any excluded records do, or do not, exist.
- We have withheld certain information 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 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.
- You may appeal this final determination within 30 calendar days of the date of this response by sending a letter or email to the FOIA Officer, at U.S. Nuclear Regulatory Commission, Washington, D.C. 20555-0001, or FOIA.Resource@nrc.gov. Please be sure to include on your letter or email that it is a "FOIA Appeal."

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

In conformance with the FOIA Improvement Act of 2016, the NRC is informing you that: (1) you have the right to seek assistance from the NRC's FOIA Public Liaison; (2) you have the right to seek dispute resolution services from the NRC's FOIA Public Liaison or the Office of Government Information Services; and (3) notwithstanding the language in Parts I.B and II.B of this form, you may appeal this final determination within 90 calendar days of the date of this response by sending a letter or email to the FOIA Officer, at U.S. Nuclear Regulatory Commission, Washington, D.C. 20555-0001, or FOIA.Resource@nrc.gov. Please be sure to include on your letter or email that it is a "FOIA Appeal."

SIGNATURE - FREEDOM OF INFORMATION ACT OFFICER

Stephanie Blaney



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DATE:

FEB 27 2017

PART II.A -- APPLICABLE EXEMPTIONS

Records subject to the request are being withheld in their entirety or in part under the FOIA exemption(s) as indicated below (5 U.S.C. 552(b)).

- Exemption 1: The withheld information is properly classified pursuant to an Executive Order protecting national security information.
- Exemption 2: The withheld information relates solely to the internal personnel rules and practices of NRC.
- Exemption 3: The withheld information is specifically exempted from public disclosure by the statute indicated.
 - Sections 141-145 of the Atomic Energy Act, which prohibits the disclosure of Restricted Data or Formerly Restricted Data (42 U.S.C. 2161-2165).
 - Section 147 of the Atomic Energy Act, which prohibits the disclosure of Unclassified Safeguards Information (42 U.S.C. 2167).
 - 41 U.S.C. 4702(b), which prohibits the disclosure of contractor proposals, except when incorporated into the contract between the agency and the submitter of the proposal.
- Exemption 4: The withheld information is a trade secret or confidential commercial or financial information that is being withheld for the reason(s) indicated.
 - The information is considered to be proprietary because it concerns a licensee's or applicant's physical protection or material control and accounting program for special nuclear material pursuant to 10 CFR 2.390(d)(1).
 - The information is considered to be another type of confidential business (proprietary) information.
 - The information was submitted by a foreign source and received in confidence pursuant to 10 CFR 2.390(d)(2).
- Exemption 5: The withheld information consists of interagency or intraagency records that are normally privileged in civil litigation.
 - Deliberative process privilege.
 - Attorney work product privilege.
 - Attorney-client privilege.
- Exemption 6: The withheld information from a personnel, medical, or similar file, is exempted from public disclosure because its disclosure would result in a clearly unwarranted invasion of personal privacy.
- Exemption 7: The withheld information consists of records compiled for law enforcement purposes and is being withheld for the reason(s) indicated.
 - (A) Disclosure could reasonably be expected to interfere with an open enforcement proceeding.
 - (C) Disclosure could reasonably be expected to constitute an unwarranted invasion of personal privacy.
 - (D) The information consists of names and other information the disclosure of which could reasonably be expected to reveal identities of confidential sources.
 - (E) Disclosure would reveal techniques and procedures for law enforcement investigations or prosecutions, or guidelines that could reasonably be expected to risk circumvention of the law.
 - (F) Disclosure could reasonably be expected to endanger the life or physical safety of an individual.
- Other

PART II.B -- DENYING OFFICIALS

In accordance with 10 CFR 9.25(g) and 9.25(h) of the U.S. Nuclear Regulatory Commission regulations, the official(s) listed below have made the determination to withhold certain information responsive to your request.

DENYING OFFICIAL	TITLE/OFFICE	RECORDS DENIED	APPELLATE OFFICIAL	
			EDD	SECY
Stephanie Blaney	FOIA Officer	PII	<input checked="" type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>

Appeals must be made in writing within 30 calendar days of the date of this response by sending a letter or email to the FOIA Officer, at U.S. Nuclear Regulatory Commission, Washington, D.C. 20555-0001, or FOIA.Resource@nrc.gov. Please be sure to include on your letter or email that it is a "FOIA Appeal."

October 3, 2016 - October 9, 2016

October 2016							November 2016						
Su	Mo	Tu	We	Th	Fr	Sa	Su	Mo	Tu	We	Th	Fr	Sa
						1			1	2	3	4	5
2	3	4	5	6	7	8	6	7	8	9	10	11	12
9	10	11	12	13	14	15	13	14	15	16	17	18	19
16	17	18	19	20	21	22	20	21	22	23	24	25	26
23	24	25	26	27	28	29	27	28	29	30			
30	31												

Monday, October 3

10:00am - 10:30am Shapiro FOIA Request (Conference Call) -
Blaney, Stephanie
12:00pm - 1:00pm Lunch

Tuesday, October 4

11:30am - 12:30pm Lunch
1:30pm - 2:00pm [External_Sender] AINS FOIAExpress for NRC -
Tuesday (10/4) at 1:30 (David will call Stephanie at 301-415-6975) -
David Long

Wednesday, October 5

9:00am - 10:00am FOIA Weekly Team Meeting
(HQ-TWFWN-07C02-20p) - Ennis, Tina
11:30am - 12:30pm Lunch

Thursday, October 6

Telaworking (b)(5)
8:35am - 8:45am check in
11:30am - 12:30pm Lunch

Friday, October 7

■ Leave

Saturday, October 8

Sunday, October 9

October 10, 2016 - October 16, 2016

October 2016							November 2016						
Su	Mo	Tu	We	Th	Fr	Sa	Su	Mo	Tu	We	Th	Fr	Sa
						1		1	2	3	4	5	
2	3	4	5	6	7	8	6	7	8	9	10	11	12
9	10	11	12	13	14	15	13	14	15	16	17	18	19
16	17	18	19	20	21	22	20	21	22	23	24	25	26
23	24	25	26	27	28	29	27	28	29	30			
30	31												

Monday, October 10

■ Columbus Day (United States)

Tuesday, October 11

■

Wednesday, October 12

9:00am - 10:00am FOIA Weekly Team Meeting
(HQ-TWFN-07C02-20p) - Ennis, Tina

11:30am - 12:30pm Lunch

Thursday, October 13

9:00am - 10:30am FPIB Branch Meeting (HQ-TWFN-03C02-15p) -
MorganButler, Kimyata

11:30am - 12:30pm Lunch

Friday, October 14

Teleworking (b)(6)

11:30am - 12:30pm Lunch

Saturday, October 15

Sunday, October 16

October 17, 2016 - October 23, 2016

October 2016							November 2016						
Su	Mo	Tu	We	Th	Fr	Sa	Su	Mo	Tu	We	Th	Fr	Sa
						1			1	2	3	4	5
2	3	4	5	6	7	8	6	7	8	9	10	11	12
9	10	11	12	13	14	15	13	14	15	16	17	18	19
16	17	18	19	20	21	22	20	21	22	23	24	25	26
23	24	25	26	27	28	29	27	28	29	30			
30	31												

Monday, October 17

12:00pm - 1:00pm Lunch
 1:00pm - 2:00pm OCIO/OE/NSIR? FOIA 2017-0035 Scoping Call
 (O-14B41 OE Conf Rm w/Sure Ph) - OE_Conf_Room Resource

Tuesday, October 18

9:00am - 9:30am Safe Combo Change
 11:30am - 12:30pm Lunch
 1:30pm - 2:00pm Appraisal - SBlaney (TWFN-5-F54) - Blaney, Stephanie

Wednesday, October 19

7:30am - 3:30pm AINS Conference (Marriott Marquis DC)

Thursday, October 20

Teleworking (b)(6)
 12:00pm - 1:00pm Lunch

Friday, October 21

1:30pm - 2:30pm Lunch

Saturday, October 22

Sunday, October 23

October 24, 2016 - October 30, 2016

October 2016							November 2016						
Su	Mo	Tu	We	Th	Fr	Sa	Su	Mo	Tu	We	Th	Fr	Sa
						1			1	2	3	4	5
2	3	4	5	6	7	8	6	7	8	9	10	11	12
9	10	11	12	13	14	15	13	14	15	16	17	18	19
16	17	18	19	20	21	22	20	21	22	23	24	25	26
23	24	25	26	27	28	29	27	28	29	30			
30	31												

Monday, October 24

- 11:30am - 12:30pm Lunch
- 1:30pm - 2:00pm FOIA weekly meeting (Kim's office) - MorganButler, Kimyata R
- 2:00pm - 3:00pm OCIO All-Hands Meeting (HQ-3WFN-1C03-32p; HQ-3WFN-1C05-32p-VTC) - Nelson (OCIO), David

Tuesday, October 25

- 11:00am - 12:00pm FOIA Quarterly Teleconference - Ennis, Tina
- 12:00pm - 1:00pm Lunch
- 2:00pm - 2:30pm Capstone Briefing for FOIA Knowledge (O-6 E6 (Margie's Office)) - Janney, Margie

Wednesday, October 26

- 7:30am - 8:00am Talk w/ Stephanie - Parsons, Darryl
- 9:00am - 10:00am FOIA Weekly Team Meeting (HQ-TWFN-07C02-20p) - Ennis, Tina
- 11:30am - 12:30pm Lunch

Thursday, October 27

- Teleworking (b)(6)
- 12:30pm - 1:30pm Lunch

Friday, October 28

- 11:30am - 12:30pm Lunch

Saturday, October 29

Sunday, October 30

October 31, 2016 - November 6, 2016

October 2016							November 2016						
Su	Mo	Tu	We	Th	Fr	Sa	Su	Mo	Tu	We	Th	Fr	Sa
						1			1	2	3	4	5
2	3	4	5	6	7	8	6	7	8	9	10	11	12
9	10	11	12	13	14	15	13	14	15	16	17	18	19
16	17	18	19	20	21	22	20	21	22	23	24	25	26
23	24	25	26	27	28	29	27	28	29	30			
30	31												

Monday, October 31

Halloween (United States)
11:30am - 12:30pm Lunch

Tuesday, November 1

Election Day (United States)
11:30am - 12:30pm Lunch

Wednesday, November 2

9:00am - 10:00am FW: Weekly FOIA Team Meeting
(HQ-TWFN-07C02-20p) - ENNIS, TINA M
11:15am - 11:45am FOIAXpress License Agreement Budget
Shortfall Discussion (Anna's office) - Danoff, Karen
12:00pm - 1:00pm Lunch

Thursday, November 3

Teleworking (b)(6)
11:30am - 12:30pm Lunch
1:30pm - 2:00pm FOIA Consistency Issues (3 WF 9D8) - Gallo, Jenny

Friday, November 4

10:00am - 10:30am FOIA Request - Bring Anna up to speed on
what is going on (Anna's office) - Blaney, Stephanie
11:30am - 12:30pm Lunch

Saturday, November 5

Sunday, November 6

November 2016

November 2016							December 2016						
Su	Mo	Tu	We	Th	Fr	Sa	Su	Mo	Tu	We	Th	Fr	Sa
		1	2	3	4	5	6	7	8	9	10	11	12
13	14	15	16	17	18	19	20	21	22	23	24	25	26
27	28	29	30				1	2	3	4	5	6	7

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
Oct 30	31	Nov 1	2 9:00am FW: Weekly FOIA Team Meeting (HQ-TW/FN-07C02-20 p) - ENNIS, TINA M	3	4	5
6	7	8	9 9:00am FW: Weekly FOIA Team Meeting (HQ-TW/FN-07C02-20 p) - ENNIS, TINA M	10 12:00pm Native American Heritage Month Luncheon (TW/FN Auditorium)	11	12
13	14	15	16 9:00am FW: Weekly FOIA Team Meeting (HQ-TW/FN-07C02-20 p) - ENNIS, TINA M 3:00pm Meeting with Nina Argent (Anna's)	17 2:00pm OGC/OIS Monthly Meetings (HQ-OWFN-04804-12 p) - Ennis, Tina	18	19
20	21	22	23 9:00am Canceled: Weekly FOIA Team Meeting (HQ-TW/FN-07C02-20 p) - ENNIS, TINA M	24	25	26
27	28 1:00pm Meeting Re OSC FOIA Cases (HQ-OWFN-12802-12 p) - Blaney, Stephanie	29	30 9:00am Canceled: Weekly FOIA Team Meeting 1:00pm All Hands Meeting (1st Floor)	Dec 1	2	3

December 2016

December 2016							January 2017						
Su	Mo	Tu	We	Th	Fr	Sa	Su	Mo	Tu	We	Th	Fr	Sa
				1	2	3	4	5	6	7	8	9	10
11	12	13	14	15	16	17	18	19	20	21	22	23	24
25	26	27	28	29	30	31	1	2	3	4	5	6	7

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
Nov 27	28	29	30	Dec 1	2 1:00pm Meeting to Discuss Haxson request (OIG records) (Anna's office) - Argent, Nina	3
4	5	6 10:00am CSD All-Hands Meeting (TWFN-07A01) - 1:00pm Monthly Information	7 9:00am WEEKLY FOIA TEAM MEETING (HQ-TWFN-07C02-20 p) - Ennis, Tina	8 12:00pm OCIO Holiday Party Update - Details and How to Pay/RSVP (Bethesda Naval Bowling Center) -	9 1:30pm Fifth Floor Renovation Discussion (Anna's work station - T2 F32) - McGowan, Anna	10
11	12	13 1:00pm FOIA Action Plan (T3 C02) - McGowan, Anna	14 9:00am WEEKLY FOIA TEAM MEETING (HQ-TWFN-07C02-20 p) - Ennis, Tina	15 2:00pm OGC/OIS Monthly Meetings (HQ-OWFN-04B04-12 p) - Ennis, Tina	16	17
18	19	20 3:00pm FW OSC FOIA Cases (HQ TWFN 07C01 15 p) RESDRAAdm-1 Resource	21 9:00am WEEKLY FOIA TEAM MEETING 1:30pm FOIA Discussion (HQ-OWFN-03B04 30 1:30pm Call Concerning	22	23	24
25	26	27	28 9:00am Canceled: WEEKLY FOIA TEAM MEETING 1:00pm Information Request (IG, OGC.	29	30	31

Dear FOIA Requester:

The FOIA Improvement Act of 2016, which was enacted on June 30, 2016, made several changes to the Freedom of Information Act (FOIA). Federal agencies must revise their FOIA regulations to reflect those changes by December 27, 2016. In addition to revising our regulations, we intend to update the Form 464, which we use to respond to FOIA requests.

In the interim, please see the comment box in Part I.C of the attached Form 464. The comment box includes information related to the recent changes to FOIA that is applicable to your FOIA request, including an updated time period for filing an administrative appeal with the NRC.

Sincerely yours,

Stephanie Blaney /S/

Stephanie Blaney
FOIA Officer