



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

FEB 27 2017

FOIA/PA-2017-0124A
FOIA/PA-2017-0359

Andrew DeSalvo
(b) (6)

Dear Mr. DeSalvo,

On behalf of the U.S. Nuclear Regulatory Commission (NRC), I am responding to your February 21, 2017 letter to the Freedom of Information Act/Privacy Act Officer, which the agency received on February 21, 2017. You appealed the agency's decision related to your Freedom of Information Act/Privacy Act (FOIA/PA) request FOIA/PA 2017-0359 for copies of: FOIA requests and NRC response to FOIA/PA-2017-0209, FOIA/PA-2017-0207 and FOIA/PA-2017-0198

Specifically, you appealed the denial of information (response) for FOIA/PA-2017-0207.

Acting on your appeal, I have reviewed the record for this case and have determined that, as stated in our response to you in FOIA/PA 2017-0359, the NRC continues to be unable to provide any responsive records due to the fact that 2017-0207 is still open. The NRC still has to obtain and process responsive records for 2017-0207. Therefore, I have denied your appeal.

This is the NRC's final decision concerning your appeal of the denial of information. As set forth in the FOIA (5 U.S.C. 552(a)(4)(B)), you may obtain judicial review of this decision in a 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.

As part of the 2007 FOIA amendments, the Office of Government Information Services (OGIS) was created to offer mediation services to resolve disputes between FOIA requesters and Federal agencies as a nonexclusive alternative to litigation. In other words, using OGIS services does not affect your right to pursue litigation. If you are requesting access to your own records (which is considered a Privacy Act request), you should know that OGIS does not have the

authority to handle requests made under the Privacy Act of 1974. 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
E-mail: ogis@nara.gov
Telephone: 202-741-5770
Facsimile: 202-741-5769
Toll-free telephone: 1-877-684-6448

Sincerely,

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

David Nelson
Chief Information Officer
Office of the Chief Information Officer