



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

MAR 17 2017

IN RESPONSE REFER TO:
FOIA/PA-2017-00122A
FOIA/PA-2017-00190

Andrew DeSalvo
Post Office Box 1515
Santa Fe, NM 87504

Dear Mr. DeSalvo:

On behalf of the U.S. Nuclear Regulatory Commission (NRC), I am responding to your letter dated February 17, 2017, in which you appealed the agency's February 2, 2017, response sent to you on February 16, 2017, related to your December 2, 2016 Freedom of Information Act (FOIA) request, FOIA/PA-2017-00190. Although you acknowledge receipt of a listing of publicly available records, you claim that they are not responsive to your request.

Acting on your appeal, I have considered the matter and have determined that the released records are responsive to your request as we understood it. Upon receipt of your request, the Offices of Nuclear Reactor Regulation (NRR), Investigation (OI), Enforcement (OE), and Region II (RII) were tasked to search for responsive records. The searches conducted by these offices located many records, already publicly available, which they deemed responsive to your request. In reviewing the record, I find the response to be proper and complete. Therefore, I have denied your appeal. Your appeal letter appears to offer some clarifying information about the records you are interested in; you may wish to submit a new FOIA request for them.

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.

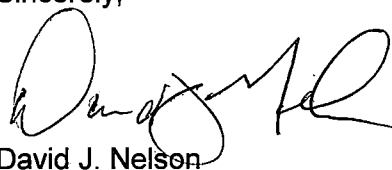
DeSalvo, A.

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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 faint, illegible background.

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