



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

MAR 21 2017

IN RESPONSE REFER TO:
FOIA/PA-2017-0129A
FOIA/PA-2017-0246

Julian Tarver
(b) (6)

Dear Mr. Tarver:

On behalf of the U.S. Nuclear Regulatory Commission (NRC), I am responding to your letter dated February 14, 2017, in which you appealed the agency's January 19, 2017, response related to your December 23, 2017, Freedom of Information Act (FOIA) request, FOIA/PA-2017-0246. In that FOIA request, you asked for a copy of the NRC Public Affairs statement in 2010, in response to a Seattle Times editorial, and a copy of the Seattle Times editorial. Our response to your FOIA/PA-2017-0246 was there were no records located. Your appeal challenges the adequacy of search.

Acting on your appeal, I have considered the matter and have determined that there are no records responsive to your request. The Office of Public Affairs was tasked to search for responsive records. The search conducted by this office did not locate any records responsive to your request, and was considered to be proper and complete. Also, the retention period of such records has expired. Therefore, 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.

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.

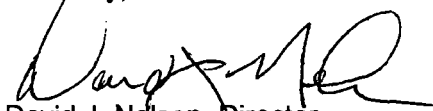
Tarver J.

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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 207 40
E-mail: ogis@nara.gov
Telephone: 202-741-5770
Facsimile: 202-7 41-5769
Toll-free telephone: 1-877-684-6448

Sincerely,

A handwritten signature in black ink, appearing to read "David Nelson", written over the printed name below.

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