



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

APR 04 2017

IN RESPONSE REFER TO:
FOIA/PA-2017-0135A
FOIA/PA-2017-0253

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 26, 2017, received on March 6, 2017, in which you appealed the agency's February 2, 2017, decision related to your December 29, 2016, Freedom of Information Act (FOIA) request, FOIA/PA-2017-0253. Your initial request sought copies of all notices of intent to sue letters sent to the NRC from January 1, 2015 to December 29, 2016. You appealed the adequacy of the search.

Acting on your appeal, I have considered the matter and have determined that the one record provided to you in our February 2, 2017 response was the only record located responsive to your request. Both at the time of the NRC's receipt of your original request, and again upon receipt of your appeal, the Office of the General Counsel (OGC) performed a search for responsive records. Upon a second search, no additional responsive records were located. 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.

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.

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 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". The signature is fluid and cursive, with a large initial "D" and "N".

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