



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

APR 27 2017

IN RESPONSE REFER TO:
FOIA/PA-2017-00086A
FOIA/PA-2017-00092

Julian Tarver
(b) (6)

Dear Mr. Tarver:

On behalf of the U.S. Nuclear Regulatory Commission (NRC), I am responding to your letter dated November 1, 2016, in which you appealed the NRC's October 27, 2016, response to your Freedom of Information Act (FOIA) request, FOIA/PA-2017-0092. In that FOIA request, you asked for the "Past briefings/intelligence reports/publications to NRC from Office of Director of National Intelligence in 2016." Our response to your request was that the records did not fall under the purview of the NRC, and we recommended that you submit a request for these records to the Office of the Director of National Intelligence (ODNI). In addition we provided you with the contact information to aid you in submitting your request to ODNI.

Acting on your appeal, I have considered the matter and have determined that the NRC has no records responsive to your request. In our response letter, we stated that there are no records "that fall under the purview of the NRC." To clarify this statement, the ODNI records that you seek appear to be in a database maintained by ODNI itself. The NRC does not maintain this database, and we do not have the capability to search the database. Furthermore, we have no hardcopy records in our possession that fall within the scope of your request.

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.

Tarver, J.

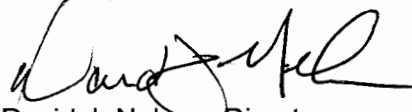
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As part of the 2007 FOIA amendments, the Office of Government Information Services (OGIS) was created to offer mediation services to resolve disputes between FOIA requesters and Federal agencies as a nonexclusive alternative to litigation. In other 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
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, Director
Chief Information Officer
Office of the Chief Information Officer