

August 3, 2017

Mr. Michael Ravnitzky
1905 August Drive
Silver Spring, MD 20902

SUBJECT: STATUS OF APPEAL OF MANDATORY DECLASSIFICATION REVIEW
NRC 001-2016¹

Dear Mr. Ravnitzky:

On May 3, 2017, the NRC responded (ADAMS Accession No. ML17110A264) to your letter dated March 8, 2017 (ADAMS Accession No. ML17109A090), appealing the Mandatory Declassification Review of the document titled, "(U) Briefing on SECY 77-268 Public Release of Inventory Discrepancy Data," dated June 3, 1977. In that response, the NRC staff estimated that its review of your appeal would be complete within approximately 6 months. Title 32 of the *Code of Federal Regulations* (CFR) Part 2001, "Classified National Security Information," states that, "If additional time [beyond 60 days] is required to make a determination [on appeals of denials of mandatory declassification review requests], the agency appellate authority shall notify the requester of the additional time needed and provide the requester with the reason for the extension." The purpose of this letter is to provide you with a status update on the NRC's processing of your appeal request and to provide additional detail on recent and ongoing actions that the NRC is taking since receiving your request.

The NRC staff has conducted a line-by-line review of the document you requested and, expects to declassify and release the document, at least in part, by September 4, 2017 (i.e., no later than 180 days from the date of your appeal request). The NRC will also send you a letter regarding the final decision on your appeal request at that time. Since the requested document potentially contains Restricted Data, the NRC is processing the appeal in accordance with 10 CFR Part 1045, "Nuclear Classification and Declassification." Additionally, since the requested document potentially contains foreign government information, the NRC is consulting with the foreign government through appropriate channels prior to declassification. In the event that additional time is needed for that consultation, the NRC will provide an update to you on any portions of the document that are not declassified and released.

¹ In the U.S. Nuclear Regulatory Commission's (NRC) letter dated May 5, 2016 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML16104A346), acknowledging your request for an Mandatory Declassification Review (MDR), the NRC identified the case number as NRC 001-2016. However, the NRC's letters titled, "Response to Mandatory Declassification Review NRC 002-2016," dated March 3, 2017 (ADAMS Accession No. ML17061A297), and "Acknowledgment of Appeal of Mandatory Declassification Review NRC 002-2016," dated May 3, 2017, incorrectly referred to the incoming MDR as case number NRC 002-2016. Hereinafter, the MDR and associated appeal will be referred to as case number NRC 001-2016.

If you have any questions, please contact Mr. Darryl Parsons, Chief of the Information Security Branch, Division of Security Operations, Office of Nuclear Security and Incident Response, by telephone at (301) 415-7751 or by e-mail at Darryl.Parsons@nrc.gov.

Sincerely,

/RA/

Michael R. Johnson
Deputy Executive Director for Reactor and
Preparedness Programs
Office of the Executive Director for Operations

SUBJECT: RESPONSE TO THE APPEAL OF MANDATORY DECLASSIFICATION
REVIEW NRC 001-2016 DATED: August 3, 2017

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ADAMS Accession No: ML17187A087

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DATE	7/20/17	7/25/17	8/03/17

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