



# RESPONSE TO FREEDOM OF INFORMATION ACT (FOIA) REQUEST

2018-000526

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RESPONSE TYPE  INTERIM  FINAL

REQUESTER:

Clay Keys

DATE:

05/09/2018

**DESCRIPTION OF REQUESTED RECORDS:**

A paper copy of the incoming request, FOIA-2009-00137, and the agency's response to that request.

## PART I. -- INFORMATION RELEASED

- The NRC has made some, or all, of the requested records publicly available through one or more of the following means: (1) <https://www.nrc.gov>; (2) public ADAMS, <https://www.nrc.gov/reading-rm/adams.html>; (3) microfiche available in the NRC Public Document Room; or FOIA Online, <https://foiaonline.regulations.gov/foia/action/public/home>.
- Agency records subject to the request are enclosed.
- Records subject to the request that contain information originated by or of interest to another Federal agency have been referred to that agency (See Part I.D -- Comments) for a disclosure determination and direct response to you.
- We are continuing to process your request.
- See Part I.D -- Comments.

## PART I.A -- FEES

AMOUNT

- You will be billed by NRC for the amount indicated.
- You will receive a refund for the amount indicated.
- Fees waived.
- Since the minimum fee threshold was not met, you will not be charged fees.
- Due to our delayed response, you will not be charged fees.

## PART I.B -- INFORMATION NOT LOCATED OR WITHHELD FROM DISCLOSURE

- We did not locate any agency records responsive to your request. *Note:* Agencies may treat three discrete categories of law enforcement and national security records as not subject to the FOIA ("exclusions"). See 5 U.S.C. 552(c). This is a standard notification given to all requesters; it should not be taken to mean that any excluded records do, or do not, exist.
- We have withheld certain information pursuant to the FOIA exemptions described, and for the reasons stated, in Part II.
- Because this is an interim response to your request, you may not appeal at this time. We will notify you of your right to appeal any of the responses we have issued in response to your request when we issue our final determination.
- You may appeal this final determination within 90 calendar days of the date of this response. If you submit an appeal by mail, address it to the FOIA Officer, at U.S. Nuclear Regulatory Commission, Mail Stop T-2 F43, Washington, D.C. 20555-0001. You may submit an appeal by e-mail to [FOIA\\_resource@nrc.gov](mailto:FOIA_resource@nrc.gov). You may fax an appeal to (301) 415-5130. Or you may submit an appeal through FOIA Online, <https://foiaonline.regulations.gov/foia/action/public/home>. Please be sure to include on your submission that it is a "FOIA Appeal."

## PART I.C -- REFERENCES AND POINTS OF CONTACT

You have the right to seek assistance from the NRC's FOIA Public Liaison by submitting your inquiry at <https://www.nrc.gov/reading-rm/foia/contact-foia.html>, or by calling the FOIA Public Liaison at (301) 415-1276.

If we have denied your request, you have the right to seek dispute resolution services from the NRC's Public Liaison or the Office of Government Information Services (OGIS). To seek dispute resolution services from OGIS, you may e-mail OGIS at [ogis@nara.gov](mailto:ogis@nara.gov), send a fax to (202) 741-5789, or send a letter to: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road, College Park, MD 20740-6001. For additional information about OGIS, please visit the OGIS website at <https://www.archives.gov/ogis>.



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**PART I.D -- COMMENTS**

This also serves to acknowledge receipt of your request. Although we were able to locate a copy of the incoming request letter in ADAMS (NRC's official record repository), the working folder that contains the agency's FOIA response (including any released records) has been disposed of, in accordance with the 6-year record disposition schedule for FOIA matters. As such, we no longer have a copy of that response to provide you.

Signature - Freedom of Information Act Officer or Designee

**Stephanie A. Blaney**



Digitally signed by Stephanie A. Blaney

Date: 2018.05.09 08:15:20 -04'00'



Marcie G. Puentes  
Paralegal  
Marcie.Puentes@SCE.com

FOIA/PA REQUEST

Case No.: 2009-0137  
Date Rec'd: 4-10-09  
Specialist: Brown  
Related Case: \_\_\_\_\_

April 10, 2009

VIA FACSIMILE & U.S. MAIL  
(301) 415-5130

Ms. Natalie Brown  
FOIA Office  
U.S. Nuclear Regulatory Commission  
11545 Rockville Pike  
Rockville, MD 20852

Re: FOIA Request

Dear Ms. Brown:

I am requesting, under the FOIA provisions, the following:

OI 4-2008-053, relating to an NRC investigation of whether a contract painter at the San Onofre Nuclear Generating Station was the subject of discrimination for reporting safety concerns to the NRC.

Please let me know the cost of reproducing the documents (only if the dollar amount exceeds \$300.00) and the manner in which we can make payment to your office when they are ready to be released. My telephone number is (626) 302-2809.

Thank you for your assistance.

Very truly yours,

Marcie G. Puentes

MGP:mh/1515733