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

November 1, 1979

Mr. Anthony I. Robichaux  
c/o Steven A. Sinkin  
Attorney at Law  
116 Villita Street  
San Antonio, TX 78205

IN RESPONSE REFER  
TO FOIA-79-367

Dear Mr. Robichaux:

This is in further response to your letter dated August 30, 1979 in which you requested, pursuant to the Freedom of Information Act, documents relating to allegations regarding the falsification of documents by Southwest Research Institute of San Antonio, Texas.

As I indicated in my letter dated October 11, 1979, portions of document 9 were referred to the Federal Bureau of Investigation (FBI) for a disclosure determination. We have been informed by the FBI that certain information on pages 1 and 5 of this document should be withheld pursuant to Exemption (7)(C) of the Freedom of Information Act (5 U.S.C. 552(b)(7)(C)) since disclosure would constitute an unwarranted invasion of personal privacy.

Pursuant to 10 CFR 9.9 of the Commission's regulations, it has been determined that the information withheld is exempt from production or disclosure, and that its production or disclosure is contrary to the public interest. The persons responsible for this denial are the undersigned and Mr. David G. Flanders, Chief, Freedom of Information-Privacy Acts Branch, Federal Bureau of Investigation.

This denial may be appealed to the Commission's Executive Director for Operations within 30 days from the receipt of this letter. As provided in 10 CFR 9.11, any such appeal must be in writing, addressed to the Executive Director for Operations, U.S. Nuclear Regulatory Commission, Washington, DC 20555, and should clearly state on the envelope and in the letter that it is an "Appeal from an Initial FOIA Decision."

Also, as I stated in my October 11, 1979 letter, it is NRC's policy to place documents which have been released as a result of Freedom of Information Act requests in our Public Document Room (PDR) in Washington, DC. In a conversation with Mr. Sinkin on October 26, 1979, it was

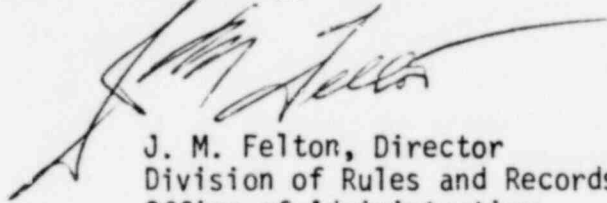
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agreed that unless I heard from Mr. Sinkin by October 29, 1979, the documents subject to this request would be placed in the PDR. Since I have not heard, this action is now being taken.

This completes action on your request.

Sincerely,

A handwritten signature in cursive script, appearing to read "J. M. Felton", written in black ink. The signature is fluid and extends to the right with a long, sweeping tail.

J. M. Felton, Director  
Division of Rules and Records  
Office of Administration

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Felt

August 30, 1979

Mr. Karl Seyfrit  
Director  
Region 4  
Office of Inspection  
611 Ryan Plaza Drive  
Arlington, Texas 76011

FREEDOM OF INFORMATION  
ACT REQUEST

FOIA-79-367  
rec'd 9-6-79

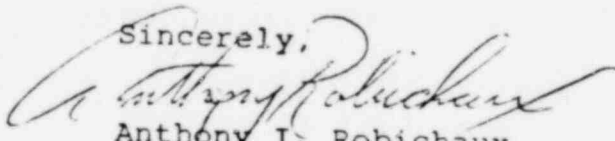
Dear Mr. Seyfrit:

Under the Freedom of Information Act, I request the complete file on the investigation of my allegations regarding falsification of documents by Southwest Research Institute of San Antonio, Texas.

This request is intended to cover any investigative notes, documents, or other material relevant to this investigation.

I look forward to your reply.

Sincerely,



Anthony I. Robichaux  
c/o Steven A. Sinkin  
Attorney at Law  
116 Villita Street  
San Antonio, Texas 78205

c.c. Joseph M. Hendrie, Chairman

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