

**RESPONSE TO FREEDOM OF
INFORMATION ACT (FOIA) REQUEST**

2020-000022

1

RESPONSE
TYPE☐

INTERIM

☒

FINAL

REQUESTER:

Carlos Sisco, Winston & Strawn, LLP

DATE:

10/30/2019

DESCRIPTION OF REQUESTED RECORDS:

"The non-proprietary/non-sensitive components of the Package Number 8304060250".

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.gov/foiaonline/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.

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You will receive a refund for the amount indicated.

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Fees waived.

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Since the minimum fee threshold was not met, you will not be charged fees.

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Due to our delayed response, you will not be charged search and/or duplication fees that would otherwise be applicable to your request.

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-6 A60M, Washington, D.C. 20555-0001. You may submit an appeal by e-mail to FOIA.resource@nrc.gov. You may fax an appeal to (301) 415-5130. Please be sure to include on your submission that it is a "FOIA Appeal." Only a pre-registered user may file an appeal through FOIA Online, <https://foiaonline.gov/foiaonline/action/public/home>. A user who has not registered an account prior to filing the initial FOIA request may still submit their appeal by one of the above mentioned options.

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, 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 is the third in a series of FOIA requests seeking generic (i.e., not plant-specific) records relating to equipment qualification evaluations performed by Franklin Research Center and EG&G Idaho under NRC Contract No. NRC-03-79-118. In NRC-2018-000308, we released, in its entirety, the one generic equipment evaluation that NRC staff had located. (You may find the agency's Form 464 response and released record in ML18071A154). In NRC-2018-000438, we informed you that, due to the age of the contract, any listing of deliverables, or project status reports that may have been prepared during the course of the contract, were no longer maintained under record disposition schedules. However, we did provide you with a listing of records maintained in the Agency-wide Documents Access and Management System (ADAMS); some of the records included on the listing were already made available to the public in ADAMS' Legacy Library, which you could obtain copies of by contacting the Public Document Room (PDR) staff. (You may find the agency's Form 464 response and ADAMS listing in ML18092B086).

The record you are now requesting was included on the ADAMS listing under accession 8304060250. As described in that listing, the record is a transmittal letter without enclosures. A copy of the entire letter is enclosed.

Signature - Freedom of Information Act Officer or Designee

Stephanie A. Blaney

Digitally signed by Stephanie A. Blaney

Date: 2019.10.30 08:26:37 -04'00'