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

1980 NOV 17 AM 8 49

November 14, 1980

Ms. Joanne Schwart
Prairie Alliance - Law Division
P. O. Box 2424 Station A
Champaign, IL 61820

IN RESPONSE REFER
TO FOIA-79-479

Dear Ms. Schwart:

Your Freedom of Information Act (FOIA) request of November 1, 1979, for the verbatim extractions of the General Electric "Reed Report" was responded to by Mr. Sheldon J. Wolfe on November 19, 1979. The purpose of this letter is to provide you with the current status concerning the General Electric (GE) "Reed Report."

In the past several months, the Commission reviewed GE's proprietary claim under exemption 4 of the FOIA. The Commission was evenly divided on whether to withhold the Report. Copies of the Commission's memoranda concerning this matter are enclosed. On October 17, 1980, GE filed suit in Federal District Court to enjoin disclosure of the report. The Federal District Court has ordered NRC not to disclose the report pending the resolution of the various claims. We will keep you advised as to the status.

If you have any questions regarding your request, please call Ms. Carol Ann Reed on 301-492-8133.

Sincerely,

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

8011180306

Prairie Alliance
Law Division
P O Box 2424 Sta. A
Champaign, IL 61820
November 1, 1979

Mr. J. M. Felton, Director
Division of Rules and Records
Office of Administration
Nuclear Regulatory Commission
Washington, D. C. 20535

FREEDOM OF INFORMATION
ACT REQUEST

FOIA-79-479
rec'd 11-6-79

Dear Mr. Felton:

This is a request under the Freedom of Information Act.

I would like a copy of the following:

- 1) The TMI-2 LESSONS LEARNED TASK FORCE STATUS REPORT AND SHORT TERM RECOMMENDATIONS (July 1979) made specific provision for implementation of the short-term recommendations. For all post CP plants which had not yet applied for operating licenses, the NRC was to send a letter to the CP holder specifying particular licensing requirements for that plant. We would like a copy of the letter to Illinois Power Company, the CP holder for Clinton units I & II, as well as any other documents such as lists or attachments which may further specify design or procedural modifications necessary. (Refer to pg. B-1, NUREG 0578).
- 2) All CP holders are required to provide the NRC with a letter of compliance within 30 days. I would like a copy of this letter, as well as any attachments that may exist.
- 3) Attached to a letter (dated March 22, 1978) by Glenn G. Sherwood

Copy of 7911290145

of General Electric to Dr. Roger Mattson of Division of Systems Safety, was a list of safety issues relevant to GE BWR's found in the Reed Report. I request a copy of that attachment.

- 4) There was a letter dated May 26, 1978 from GE to the NRC . This letter was in response to Roger Mattson's verbal request of May 1, 1978. There ~~is~~ is an attachment to that ~~is~~ letter which provided a status report on the 27 licensing issues identified in the Reed Report. I would like a copy of this attachment.
- 5) The verbatim extractions of the Reed Report prepared by GE and supplied to the Black Fox interveners.
- 6) Any NRC final decisions or opinions which incorporate or in any way rely on the Reed Report, including concurring and dissenting opinions as well as orders or rules, and provisions for enforcement.
- 7) Any correspondence between Illinois Power Co. and the NRC pertaining to the above.

In the unlikely event that copies of any of the requested information are denied, please describe the deleted material in detail and specify the statutory basis for the denial as well as your reasons for believing that the alleged statutory justification applies in this instance. This might help to avoid litigation at a future date.

The Amended Act permits reduction or waiver of fee if the request "is in the public interest because furnishing the infor-

mation can be considered as primarily benefiting the public." I believe that this request plainly fits that category and ask you to waive any fees. 5 U. S. C. § 522 (a) (4) (A).

If you have any questions regarding this request, please feel free to call at (217) 384-4103.

As provided for in the amended Act, I will expect to receive a reply within ten working days.

Thank you for your time and consideration.

Sincerely,

Joanne Schwart

Joanne Schwart

JLS/jls