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February 26, 1981

Joseph M. Felton, Director
Division of Rules & Regulations
Office of Administration
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

FREEDOM OF INFORMATION
ACT REQUEST

FOIA-81-72
Rec'd 2-26-81

Re: FREEDOM OF INFORMATION ACT REQUEST

Dear Mr. Felton:

On behalf of the New England Coalition on Nuclear Pollution, and pursuant to the Freedom of Information Act, I request access to and copies of the following records of the Nuclear Regulatory Commission:

1. All documents, other than those dealing solely with personnel matters, prepared by Dr. Mihailo D. Trifunac for, on behalf of, or for presentation to or consideration by the Advisory Committee on Reactor Safeguards.
2. All transcripts of ACRS meetings or meetings of subgroups of the ACRS in which Dr. Trifunac participated.

In making this request, NECNP also asks that the Commission waive all search and reproduction fees as provided by 10 CFR §9.14. This waiver request is based on the following:

1. NECNP is a non-profit citizens organization concerned with protecting the environment in New England and with fully educating the public concerning the issues of nuclear power. NECNP would publicize the information obtained through its newsletter and make it available upon request to interested persons.

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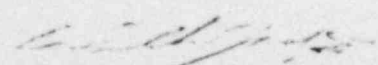
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2. NECNP is currently involved in a remanded licensing proceeding concerning the Seabrook plant in which the Commission has requested that particular attention be given to issues addressed by Dr. Trifunac and to which Dr. Trifunac is expected to testify. Dr. Trifunac has been called as a Board witness.
3. The information requested by NECNP is essential to assure a complete record in the Seabrook proceeding. While NECNP will not receive any financial benefit from the information, its release will benefit at least all persons living near the Seabrook plant. In addition, the availability of the information will contribute significantly to the public debate concerning seismic hazards at the Seabrook site outside the context of the licensing proceeding itself.
4. NENCP's funds are virtually non-existent given the expenses of its participation in the Seabrook proceeding. It cannot even recompense its own witness in that proceeding for his time. However, if necessary to assure that the Commission's response to our request is not delayed beyond the 10 day statutory limit, we authorize the Commission to incur up to \$50.00, which we will pay if the waiver is not granted.

Thank you for your prompt response.

Sincerely,


William S. Jordan, III

WSJ/lc