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

December 22, 1982

MEMORANDUM FOR: Roger Fortuna
OI

Ida Alexander
RV

FROM: John C. Carr, Chief
Freedom of Information and Privacy Acts Branch

SUBJECT: FOIA REQUEST FROM BILLIE GARDE, ON BEHALF OF E. EARL KENT, FOR DOCUMENTS REGARDING AN IE REPORT DATED 11/30/82 "SPECIAL NRC INSPECTION OF SAN ONOFRE NOS. 1, 2, AND 3" (FOIA-82-618)

Please find enclosed a copy of the subject FOIA request. Please advise Carol Ann Reed of my staff by December 30, 1982, of your response to the following:

(1) Does your office have documents subject to this request? If yes: How much search time will be required? NOTE: If expected search time exceeds two hours, do not begin search until first talking to FOIA Branch staff contact.

(2) Approximately how many documents do you anticipate will be withheld from public disclosure? What is their nature?

(3) Do you anticipate any problems in processing this request and responding in the allotted time?

(4) Which other offices might have documents subject to this request?

Please provide DRR with all documents subject to this request no later than NOON, January 4, 1983.

Also enclosed is a copy of the FOIA time record form which should be completed by the staff in your office and returned to DRR with your response.

John Phillips for
John C. Carr

Enclosures: As stated

CONTACT: Carol Ann Reed
492-8133

8306160301 830425
PDR FOIA
GARDE83-154 PDR

GOVERNMENT ACCOUNTABILITY PROJECT
Institute for Policy Studies
1901 Que Street, N.W., Washington, D.C. 20009 (202) 234-9382

December 14, 1982

FREEDOM OF INFORMATION ACT REQUEST

FOIA-82-618
Rec'd 12-22-82

Director
Office of Administration
Nuclear Regulatory Commission
Washington, D. C. 20055

To Whom It May Concern:

On behalf of our client, Mr. E. Earl Kent, and pursuant to both the Freedom of Information Act (5 U.S.C. §552) and the Privacy Act (5 U.S.C. §552a), we request copies of all notes, memoranda, telephone logs, tapes, diaries and/or other records prepared by U.S. government employees in connection with a Nuclear Regulatory Commission ("NRC") Inspection and Enforcement ("IE") report dated November 30, 1982 and entitled "Special NRC Inspection of San Onofre Nos. 1, 2 & 3, Docket Nos. 50-206, 50-361, 50-362" ("San Onofre IE Report"). In particular, Mr. Kent requests all earlier full or partial drafts and/or proposed supplements to the report, as well as all records related to any deletions from its final version. If any material covered by this request has been destroyed and/or removed, please provide all surrounding documentation including but not limited to a description of the action(s) taken, relevant date(s), and justification for the action(s).

Mr. Kent requests that fees be waived, because "finding the information can be considered as primarily benefitting the general public." 5 U.S.C. §552(a)(4)(A). The Government Accountability Project is a non-profit, non-partisan public interest organization concerned with honest and open government. Through legal representation, advice, national conferences, films, publications and public outreach, the Project promotes whistleblowers as agents of government accountability. We are requesting the above information on behalf of our client for a monitoring project on the adequacy of the Commission's efforts to protect public safety and health at nuclear power plants.

For any documents or portions of documents that you deny due to a specific exemption, please provide an index itemizing and describing documents or portions of documents withheld. The index should provide a detailed justification of your grounds for claiming each exemption, explaining why each exemption is relevant to the document or portion withheld. This index is required under Vaughn v. Rosen (I), 484 F.2d 820 (D.C.Cir. 1973), cert. denied, 415 U.S. 977 (1974).

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PDR/LPDR

We look forward to your response to the above request within ten working days.

Yours truly,

Billie Garde

BILLIE GARDE
Director, GAP Citizens Clinic
for Accountable Government

BG/my