

John Dillon c/o
JACK ANDERSON

1401 16th Street, N.W., Washington, D.C. 20036

Carol Ann Reed
FOIA Officer
Office of Administration
Nuclear Regulatory Commission
Washington, D.C. 20055

April 15, 1981

Re: FOIA 81-120

Dear Ms. Reed:

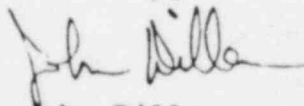
Under the provisions of the Freedom of Information Act, 5 USC 522, I am requesting more information, contained in NRC files, on the February, 1978 investigation into allegations of improper inspections at the Haywood Tyler Pump Company. In FOIA request 81-120, I have already asked for copies of letters between the FBI and the NRC on this matter. I am now broadening the request to include the entire file, including any notes or memos of telephone conversations pertinent to Haywood Tyler.

As you know, the Act permits you to reduce and waive fees when the release of such information is considered as "primarily benefiting the public." Since I am requesting this information for use in a news article covering possible defective equipment sold by Haywood Tyler, the disclosure of which could result in safer nuclear plant operation, I believe this request fits that category and I therefore ask you to waive any fees.

If all or part of this request is denied, please cite the specific exemption (s) which you think justifies your refusal to release the information, and inform me of the appeal procedures available to me under the law.

I would appreciate your handling this request as quickly as possible and I look forward to hearing from you within the 10 days, as the law stipulates.

Sincerely,



John Dillon

John Dillon c/o

JACK ANDERSON

1401 16th Street, N.W., Washington, D.C. 20036

483-1442

Jack Carr
FOIA officer
Office of Administration
U.S. Nuclear Regulatory Commission
Washington, D.C. 20055

March 23, 1981

FREEDOM OF INFORMATION
ACT REQUEST

FOIA-81-120

Rec'd 3-26-81

Dear Mr. Carr:

Under the provisions of the Freedom of Information Act, 5 USC 522, I am requesting access to letters, contained in NRC files, from FBI Special Agent Welch to Boyce Grier, NRC region 1 director. The letters were sent in February, 1978 and contain allegations made by an employee of the Haywood Tyler Pump Company of Burlington, Vt. that the company was not conducting proper quality assurance/quality control programs and was possibly falsifying inspection reports. The employee's charges were made to the FBI, which forwarded them to Boyce Grier. I am also requesting copies of Grier's replies, also sent in February, 1978.

As you know, the Act permits you to reduce and waive fees when the release of the information is considered as "primarily benefiting the public." Since I am requesting this information for use in a news article covering possible defective nuclear pumps sold by Haywood Tyler, the disclosure of which could result in safer nuclear plant construction, I believe that this request fits that category and I therefore ask you to waive any fees.

If all or any part of this request is denied, please cite the specific exemption(s) which you think justifies your refusal to release the information, and inform me of the appeal procedures available to me under the law.

I would appreciate your handling this request as quickly as possible and I look forward to hearing from you within 10 days, as the law stipulates.

Sincerely,

John Dillon

PDL
8108200288



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

June 1, 1981

Mr. John Dillon
c/o Jack Anderson
1401 16th Street, N.W.
Washington, DC 20036

IN RESPONSE REFER
TO FOIA-81-120

Dear Mr. Dillon:

This is in response to your letters dated March 23, 1981, and April 15, 1981 in which you requested, pursuant to the Freedom of Information Act, documents relating to the February 1978 investigation into allegations concerning the Hayward Tyler Pump Company.

The documents listed on Appendix A are enclosed and are being placed in the NRC Public Document Room (PDR), 1717 H Street, N.W., Washington, D.C.

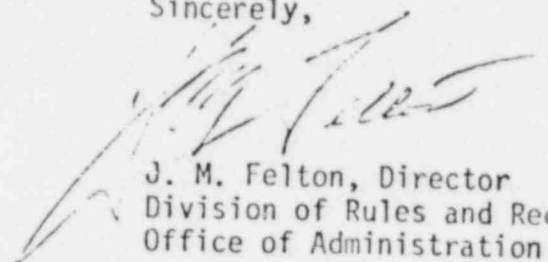
The documents listed on Appendix B are investigatory records compiled for law enforcement purposes. Portions of documents 1, 8 and 9 are being withheld from public disclosure pursuant to exemption (7)(C) of the Freedom of Information Act (5 U.S.C. 552(b)(7)(C)) and 10 CFR 9.5(a)(7)(iii) of the Commission's regulations because disclosure of the information would constitute an unwarranted invasion of personal privacy. Portions of documents 2 through 7, 8 and 9 are being withheld from public disclosure pursuant to exemption (7)(D) of the Freedom of Information Act (5 U.S.C. 552(b)(7)(D)) and 10 CFR 9.5(a)(7)(iv) of the Commission's regulations because disclosure of the information would disclose the identity of the confidential source. The non-exempt portions of these documents are enclosed and will be placed in the NRC PDR.

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 the partial denial of documents 2 through 7 and certain portions of documents 8 and 9 of Appendix B are the undersigned and Mr. Victor Stello, Director, Office of Inspection and Enforcement. The person responsible for the partial denial of document 1 and portions of documents 8 and 9 of Appendix B is Mr. William H. Webster, Director, Federal Bureau of Investigation.

*Done by PDR
81082200272*

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."

Sincerely,



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

Enclosures: As stated

Appendix A

1. February 16, 1978 Letter to N. J. Welch (FBI) from R. C. Haynes (NRC)
2. February 23, 1978 Letter to N. J. Welch (FBI) from B. H. Grier (NRC)
3. March 1, 1978 Action Item Control Form

Appendix B

1. May 26, 1978 Letter to N. J. Welch (FBI) from B. H. Grier (NRC)
2. April 17, 1978 Memo for G. W. Reinmuth from W. G. Martin
3. February 22, 1978 Mailgram to L. Holody
4. February 26, 1978 Mailgram to J. Delvin
5. March 2, 1978 Handwritten notes
6. March 8, 1978 Letter from W. G. Martin
7. March 13, 1978 Retrun receipt
8. Undated Handwritten notes
9. Undated Handwritten notes

FRIED, FRANK, HARRIS, SHRIVER & KAMPELMAN

A PARTNERSHIP WHICH INCLUDES PROFESSIONAL CORPORATIONS

SUITE 1000

600 NEW HAMPSHIRE AVENUE, N. W.

WASHINGTON, D. C. 20037

(202) 342-3500

CABLE "STERIC WASHINGTON"

TELEX 892406

February 4, 1982

FRIED, FRANK, HARRIS,
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ONE NEW YORK PLAZA

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LONDON, EC2R 7AD, ENGLAND

(01) 800-4541

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WRITER'S DIRECT NUMBER IS

(202) 342-3418

OUR REFERENCE

FELIX S. COHEN (1937-1953)

RICHARD B. BERRYMAN*
DAVID E. BIRNBAUM
JAMES B. BLINKOFF
JOHN T. BOESE
WILTON EISENBERG
JOEL R. FEIDELMAN*
HAROLD F. GREEN
HENRY A. HUBSCHMAN
WILLIAM JOSEPHSON
MAX M. KAMPELMAN*
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STUART R. REICHART
PAUL SHNITZER
COUNSEL

* PROFESSIONAL CORPORATION

Director
Office of Administration
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Re: Freedom of Information Act Request

Dear Sir:

We hereby request copies of all records in the possession of the Nuclear Regulatory Commission, or others subject to 10 C.F.R. §9.4, whether or not available in the NRC Public Document Room, which include, discuss, assess, or otherwise relate to allegations concerning Hayward Tyler Pump Company (Docket No. 99900345) by an individual, David DesLauriers, or by any person in his behalf. This request is limited to records which were created on or before November 1, 1981. This request is filed pursuant to 5 U.S.C. §552, as implemented by the Commission's regulations at 10 C.F.R. Part 9, Subpart A. For the purposes of this request, "record" is defined as in 10 C.F.R. §9.3a(b).

We would greatly appreciate as rapid as possible a response to this FOIA request.

Sincerely yours,

Sam E. Fowler

Sam E. Fowler

SEF:fa

FREEDOM OF INFORMATION
ACT REQUEST

FOIA-82-85
Rec'd 2-9-82

Dupe of

8204220236



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

February 23, 1982

Mr. Sam E. Fowler
Fried, Frank, Harris, Shriver & Kampelman
600 New Hampshire Avenue, N.W.
Suite 1000
Washington, DC 20037

IN RESPONSE REFER
TO FOIA-82-85

Dear Mr. Fowler:

This is in response to your letter dated February 4, 1982, in which you requested, pursuant to the Freedom of Information Act, records relating to the allegations by David DesLauriers, or any person on his behalf, concerning the Hayward Tyler Pump Company.

The eleven documents listed on Appendix A are enclosed.

Sincerely,

A handwritten signature in dark ink, appearing to read "J. M. Felton", is written over a faint, circular official stamp.

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

Enclosures: As stated

Dupe of 9204220241

Appendix A

1. December 28, 1981 Article from Inside NRC
2. December 19, 1981 Article from Providence Journal
3. June 27, 1980 Memorandum to Docket File from D. E. Whitesell
4. June 18, 1980 Letter to A. A. Fraser from J. M. Allan
5. March 20, 1980 Letter to D. W. Chalmers from U. Potapovs with attachments
6. March 20, 1980 Memorandum to J. M. Allan from U. Potapovs
7. January 22, 1980 Memorandum to D-82 Investigation File from L. E. Tripp
8. December 20, 1979 Letter to J. M. Allan from J. E. Fothergill with attachment
9. December 10, 1979 Letter to A. A. Fraser from J. M. Allan
10. December 5, 1979 Handwritten notes by R. Smith of telephone call with Forthergill
11. October 29, 1979 Letter to J. M. Allan from J. E. Fothergill with attachment

Warren Liebold
44 Roslyn Avenue
Sea Cliff, New York 11579
February 26, 1982

Freedom of Information Officer
Office of Administration
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

FREEDOM OF INFORMATION
ACT REQUEST

FOIA-82-117
Rec 113-4-82

Dear Sir/Madam:

Pursuant to 5 USC 552, the Freedom of Information Act as amended, I request receipt of the following documents concerning the Hayward Tyler Pump Company of Burlington, Vermont:

1. Report of an NRC inspection held February 25-29, 1980.
2. Report of an NRC investigation of worker allegations of quality assurance/quality control deficiencies at the plant which was initiated in January 1982.
3. Affidavits, interviews, testimony, etc. with/from allegeders, company management and present employees concerning item 2.
4. All correspondence with the Hayward Tyler Pump Company concerning item 2.
5. All NRC intra- or inter-office memos concerning item 2, including any written records of telephone conversations.
6. A list of all nuclear power plants, research reactors or fuel cycle facilities which currently employ Hayward Tyler pumps and the systems in which such pumps are used. If this information is not available, I request written confirmation of this fact.
7. Any documents pertaining to NRC attempts to ascertain whether purchasers of Hayward Tyler pumps performed their own physical inspections (ie. radiographs) of the pumps upon receipt of the pumps or at any time prior to placing the pumps in service.

I realize that part or all of items 3-7 may be contained in items 1 and 2. I agree to accept copying costs for these documents. If microfiche copies are available of any of the requested documents, they would be preferred. If any clarification of this request is needed, I can be reached during the day at (212) 532-9512.

Thanks very much for your time and effort.

Warren Liebold

Dupe of 82-051604-4