



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

August 20, 1982

Mr. William R. Prendergast  
Radiation Safety Officer  
LFE Corporation  
55 Green Street  
Clinton, MA 01510

IN RESPONSE REFER  
TO FOIA-82-296

Dear Mr. Prendergast:

This is in response to your letter dated July 1, 1982 in which you requested, pursuant to the Freedom of Information Act, copies of the quarterly reports of distribution to general licensees provided to the NRC by the Measurex Corporation of Cupertino, California.

The documents listed on the appendix are subject to your request.

After carefully reviewing the records, including the Measurex Corporation's response to our request for additional information, I have determined that the information in the reports, taken as a whole, constitutes confidential commercial or financial information. These reports are being withheld pursuant to Exemption (4) of the Freedom of Information Act (5 U.S.C. 552(b)(4)) and 10 CFR 9.5(a)(4) of the Commission's regulations.

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 this denial are the undersigned and Mr. John G. Davis, Director, Office of Nuclear Material Safety and Safeguards.

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

APPENDIX

Measurex Corporation quarterly reports of shipment to customers in non-agreement states.

1. April 27, 1982 for the first quarter of 1982
2. January 25, 1982 for the fourth quarter of 1981
3. October 20, 1981 for the third quarter of 1981

Measurex Corporation Summary of Radioactive Materials Supplied to Customers in the following states:

Connecticut	Maryland
Delaware	Mississippi
Illinois	Montana
Indiana	New Jersey
Iowa	Ohio
Idaho	Oklahoma
Maine	Pennsylvania
Massachusetts	Vermont
Michigan	Virginia
Minnesota	West Virginia
Missouri	Wisconsin

Process  
Control  
Division

July 1, 1982

**FREEDOM OF INFORMATION  
ACT REQUEST**  
FOIA-82-296  
Rec'd 7-7-82

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

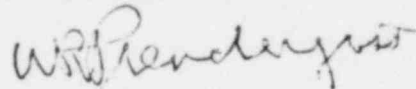
Dear Sir,

Under Part 32-51 of 10CFR licensees may distribute certain devices to general licensees as provided in Part 31.5. Part 32.52 requires quarterly reports of distribution to general licensees.

LFE requests permission from the Commission to examine the quarterly reports provided to the Commission by the Measurex Corporation of Cupertino, California. LFE believes that these reports should be made available to LFE under the Freedom of Information Act.

LFE is willing to examine these reports at the Commission's Office in Washington. Please advise me concerning the location of the appropriate office, when I may examine these reports, and the name and telephone number of the person to contact at the Commission.

Very truly yours,  
LFE CORPORATION



WILLIAM R. PRENDERGAST  
Radiation Safety Officer

WRP:erd

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Corporation

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