

PDR-016



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

CROSS-REFERENCE
50-537

AUG 20 1982

Ellyn R. Weiss, Esquire
Harmon & Weiss
1725 I Street, N.W.
Washington, DC 20006

IN RESPONSE REFER
TO FOIA-82-290

Dear Ms. Weiss:

This is in further response to your letter dated June 28, 1982 in which you requested, pursuant to the Freedom of Information Act, NMSS comments/documents regarding the Clinch River Breeder Reactor Environmental Impact Statement (EIS) and all comments, evaluations and other documents from the Battelle Pacific Northwest Laboratory (BPNL) relative to the Clinch River Breeder Reactor EIS.

The Documents listed on Appendix A are enclosed.

The documents listed on the Appendix B are drafts and other documents containing advice, opinions, and recommendations of the staff. These documents are being withheld from public disclosure pursuant to Exemption (5) of the Freedom of Information Act (5 U.S.C. 552(b)(5)) and 10 CFR 9.5(a)(5) 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 Materials 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."

The NRC has not yet completed its review of the remaining documents subject to your request. We will respond as soon as the review is completed.

Sincerely,

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

Enclosures: As stated

Appendix A

1. 3/17/82 Memo for Homer Lowenberg from Charles E. MacDonald re: CRBR Fuel Cycle Environmental Review (1 page)
2. 3/22/82 Note to Homer Lowenberg from Bob Dube re: Review of Revised DOE Submittal on CRBR Fuel Cycle Safeguards (1 page)
3. 12/4/81 Memo for Homer Lowenberg from Charles E. MacDonald re: Review of Operating Plan for CRBR Construction (1 page)
4. 12/4/81 Memo for Homer Lowenberg from Robert F. Burnett re: FY '82 Operating Plan for the CRBR Construction Permit (2 pages)
5. 2/11/82 Memo for Homer Lowenberg from D. R. Chapell re: CRBR Fuel Cycle Environmental Review (1 page)
6. 2/22/82 Memo for Richard C. DeYoung from John G. Davis re: CRBR Environmental Review (1 page)
7. 2/16/82 NRC For 300 - to Tom/Homer from Davis J. re: Clinch River Breeder Reactor (CRBR) (2 pages)
8. 2/24/82 Memo for Homer Lowenberg from Charles E. MacDonald re: CRBR Fuel Cycle Environmental Review (1 page)
9. 2/26/82 Note to Homer Lowenberg from James E. Ayer re: Review of the DOE Draft Amendment XIII to the CRBR Fuel Cycle Environmental Review (2 pages)
10. 3/8/82 Memo for L. C. Rouse et. al. from Homer Lowenberg re: CRBR Fuel Cycle Environmental Review - Up-To-Date Origen Calculations of CRBR Spent Fuel Radionuclides (1 page)
11. 3/24/82 Note to Homer Lowenberg from Robert Dube re: Review of 3/22/82 Revision of DOE's Submittal on CRBR Fuel Cycle Safeguards (1 page)
12. 3/25/82 Routing and Transmittal Slip to Jerry Swift from Homer Lowenberg re: Doses from CRBRP Fuel Cycle (16 pages)
13. 4/9/82 Memo for Leland C. Rouse et.al. from Homer Lowenberg re: CRBR Fuel Cycle Environmental Review - Origen2 Outputs (17 pages)
14. 4/15/82 Memo for Leland C. Rouse et. al. from Homer Lowenberg re: CRBR Fuel Cycle Environmental Review - Origen2 Outputs - Revision 1 (12 pages)

Appendix A

15. 5/13/82 Note to Chuck Gaskin et. al. from Davis Hurt re: CRBR Environmental Statement (1 page)
16. 5/24/82 Memo for George McCorkle et. al. from L. J. Evans, Jr., re: CRBR Fuel Cycle Environmental Statement (2 pages)
17. 6/16/82 Note to Homer Lowenberg from Davis Hurt re; Summary of Items PNL Would Like to Change in the ES (2 pages)
18. 6/17/82 Note to Homer Lowenberg from Bob Dube re: Revisions of 1977 Responses to Comments on the CRBR Draft Environmental Statement (15 pages)
19. 5/7/82 Note to Homer Lowenberg from Bob Dube re: Comments on Draft Socioeconomic Impact Assessment for CRBR Fuel Cycle. (cover memo only)
20. 6/1/82 Memo for Homer Lowenberg from Robert F. Burnett re: Safeguards Portion of CRBR Fuel Cycle Environmental Statement Update. (cover memo only)
21. 5/4/82 Memo for Homer Lowenberg from John B. Martin re: CRBR Fuel Cycle Environmental Review - Draft Fuel Cycle Environmental Statement. (cover memo only)
22. Undated WM Activities for CRBR (1 page)

Appendix B

1. Undated Review of Environmental Effects. (2 pages)
2. 1/6/82 Routing and Transmittal Slip to John G. Davis from H. Lowenberg enclosing a draft memorandum entitled NMSS Participation in CRBR Licensing - Environmental Review. (3 pages)
3. Undated Draft memo to R. F. Burnett from J. G. Davis, CRBR Fuel Cycle Environmental Review. (1 page)
4. 5/4/82 Note to Brant from Davis re: Draft threat chapter for CRBR Environmental Statement - Safeguards and Security. (2 pages)
5. 5/20/82 CRBR FES Revision - Summary of NRC Design Basis Threats. (35 pages)
6. 5/4/82 Memo to B. Jones from H. Lowenberg enclosing a draft copy of the CRBR Fuel Cycle Socioeconomic Impact Portion of the Environmental Statement. (6 pages)
7. Undated Draft Chapter on Safeguards Considerations. (34 pages)
8. 3/25/82 Draft Outline of Safeguards Chapter of Update CRBR Environmental Statement. (1 page)
9. 4/8/82 Draft Outline of CRBR ES. (3 pages)