



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

May 17, 1984

Carol M. Rice, Esquire
Kirkland & Ellis
200 East Randolph Drive
Chicago, IL 60601

IN RESPONSE REFER
TO FOIA-84-96

Dear Ms. Rice:

This is in partial response to your letter dated February 1, 1984, in which you requested, pursuant to the Freedom of Information Act (FOIA), 14 categories of records concerning the Midland Nuclear Plant. By letter dated March 15, 1984, you added two additional categories of records and summarized your understanding of the clarification of the scope of the request as determined during a conference call on March 14 between staff of your firm and the NRC.

On April 16, James Goold and Andy Running of your firm visited NRC headquarters offices to inspect the records on Midland which are maintained by Eugene Gallagher; records related to discovery which are maintained by William Paton; and one box of records provided by Bechtel to NRC staff and two other boxes of records related to depositions which are maintained by Joseph Kane. On April 26, we mailed to you four boxes of records, as identified on enclosed Appendix A, which Messrs. Goold and Running requested on April 16. Since then, the remaining requested records from among Mr. Gallagher's records have been copied and were provided to Mr. Goold at the time of his second visit to headquarters offices, on May 14 and May 15.

In addition, on April 26, 27 and 30, you inspected and your contractor microfilmed five boxes of records maintained by Robert Warnick and the Reactor Project Branch 1 (which superseded the Office of Special Cases) as well as various staff members of the Division of Engineering at NRC's Region III office.

Also, on March 2, this office sent to you computer printouts of central files records on Midland, from which you requested certain records by letter dated March 26. Copies of some of these records were also provided to Mr. Goold on May 15.

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PDR FOIA
RICE84-96 PDR

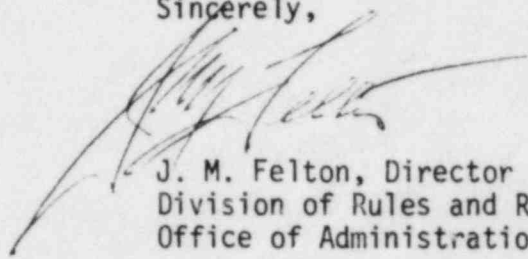
Carol M. Rice, Esquire

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On May 14 and 15, James Goold and Michael Siebert of your firm visited NRC headquarters offices to inspect subject records which are maintained by Joseph Kane and other pertinent staff members in NRC's Office of Nuclear Reactor Regulation. At that time, they also inspected subject records identified by the Advisory Committee on Reactor Safeguards and additional records maintained by NRC's Office of Executive Legal Director related to a 1983 discovery by the Government Accountability Project.

Records requested during the visit on May 14 and 15 are being copied and will be sent to you as soon as possible. Additional Region III and central files records are being reviewed by the staff. These records will be addressed in future responses to your request.

Sincerely,

A handwritten signature in dark ink, appearing to read 'J. M. Felton', is written over the typed name. The signature is fluid and cursive, with a long horizontal stroke extending to the right.

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

Enclosure: Appendix A

APPENDIX A

A. RECORDS MAILED ON APRIL 26 FROM HEADQUARTERS.

1. Contents of seven 3-ring notebooks of deposition records maintained by William Paton of NRC staff.
2. One box of deposition documents not used as exhibits but maintained by Joseph Kane of NRC staff.
3. Contents of two w-ring notebooks labeled "Midland - Soils Investigation", Volumes 1 and 2, maintained by Eugene Gallagher of NRC staff.
4. One box of records provided to NRC by Bechtel and maintained by Joseph Kane of NRC staff.
5. Requested portions of contents of a box of records maintained by Joseph Kane of NRC staff.

B. RECORDS PROVIDED ON APRIL 26-30 FROM REGION III.

1. Five boxes of records.

C. RECORDS PROVIDED TO JAMES GOOLD AND MICHAEL SIEBERT ON MAY 14.

1. Remaining requested portions of a box of records maintained by Eugene Gallagher.
2. Two boxes of records from central files requested from computer printout of central files records maintained on Midland.

Midland

A

Box No. 452-7513

By mail order 15/1/10

The contents of this box

Relates to the investigation of the soil

at the site of the

Box No. 452-7513

At the site of the

Box No. 452-7513

Note:

The contents of this package are maintained in a three-ring notebook by Eugene Gallagher which is labeled "Midland - Soils Investigation" - Volume 1.