



NUMDOCS

RESPONSE TO FREEDOM OF INFORMATION ACT (FOIA) REQUEST

FOIA - 95-262

RESPONSE TYPE

FINAL

PARTIAL

#3

DATE

SEP 20 1995

DOCKET NUMBER(S) (If applicable)

REQUESTER

Scott J. Patterson

PART I.—AGENCY RECORDS RELEASED OR NOT LOCATED (See checked boxes)

No agency records subject to the request have been located.

No additional agency records subject to the request have been located.

Requested records are available through another public distribution program. See Comments section.

Agency records subject to the request that are identified in Appendix(es) _____ are already available for public inspection and copying at the NRC Public Document Room, 2120 L Street, N.W., Washington, DC.

Agency records subject to the request that are identified in Appendix(es) D are being made available for public inspection and copying at the NRC Public Document Room, 2120 L Street, N.W., Washington, DC, in a folder under this FOIA number.

The nonproprietary version of the proposal(s) that you agreed to accept in a telephone conversation with a member of my staff is now being made available for public inspection and copying at the NRC Public Document Room, 2120 L Street, N.W., Washington, DC, in a folder under this FOIA number.

Agency records subject to the request that are identified in Appendix(es) _____ may be inspected and copied at the NRC Local Public Document Room identified in the Comments section.

Enclosed is information on how you may obtain access to and the charges for copying records located at the NRC Public Document Room, 2120 L Street, N.W., Washington, DC.

Agency records subject to the request are enclosed.

Records subject to the request have been referred to another Federal agency(ies) for review and direct response to you.

Fees

You will be billed by the NRC for fees totaling \$ _____.

You will receive a refund from the NRC in the amount of \$ _____.

In view of NRC's response to this request, no further action is being taken on appeal letter dated _____, No. _____.

PART II. A—INFORMATION WITHHELD FROM PUBLIC DISCLOSURE

Certain information in the requested records is being withheld from public disclosure pursuant to the exemptions described in and for the reasons stated in Part II, B, C, and D. Any released portions of the documents for which only part of the record is being withheld are being made available for public inspection and copying in the NRC Public Document Room, 2120 L Street, N.W., Washington, DC in a folder under this FOIA number.

COMMENTS

The NRC is continuing to review records subject to your request. We will notify you upon completion of the review.

SIGNATURE DIRECTOR, DIVISION OF FREEDOM OF INFORMATION AND PUBLICATIONS SERVICES

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PDR FOIA
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APPENDIX D

RECORDS BEING PLACED INTO THE PDR UNDER THE ABOVE REQUEST NUMBER

<u>NUMBER</u>	<u>DATE</u>	<u>DESCRIPTION</u>	<u>PAGES</u>
1.	Fall 1994	Nuclear Regulatory Commission Cooper Nuclear Station Special Evaluation Team	6
2.	Undated	Memo From E. Merschoff to A. Beach Potential Restart Issues for Cooper Nuclear Station	3
3.	Undated	Interview Schedule (Prescott/Bernhard)	1
4.	Undated	Conference Call Questions	1
5.	Undated	Letter from James M. Taylor, EDO to Mr. Ronald W. Watkins (President and CEO - Nebraska Public Power) DRAFT	5
6.	Undated	Letter from James M. Taylor, EDO to Mr. Ronald W. Watkins DRAFT	4
7.	09/22/94	Memorandum from A. Madison to All Set Members - Strawman Meeting	2
8.	09/94	Cooper Nuclear Station - Self- Assessments/Corrective Action Plans	1
9.	10/24/94	Master Schedule - Cooper Nuclear Plant Special Evaluation	5
10.	08/30/94	Special Evaluation Team Meeting	1
11.	10/20/94	Note from E. Merschoff to B. Beach RHR Logic Testing	1
12.	09/06/95	Memo from S. Pullani to D. Yeilding LER Analysis for Cooper	2
13.	08/94	Set Administrative Needs (Bagman Trip)	1
14.	07/06/94	Cooper Nuclear Station NRC DET Document Request Number 1	6
15.	09/06/95	Note from S. Pullani to DEIIB/Cooper SE Members - Cooper SE Document Request 2 (for the DSA Selected System)	6

APPENDIX D

RECORDS BEING PLACED INTO THE PDR UNDER THE ABOVE REQUEST NUMBER
(continued)

<u>NUMBER</u>	<u>DATE</u>	<u>DESCRIPTION</u>	<u>PAGES</u>
16.	09/06/95	Evaluation Plan (Phase 2) for Cooper Special Evaluation Engineering and Technical Support	15
17.	09/09/94	Plan for Evaluation of Management and Organization at Cooper Nuclear Station	29
18.	Undated	Letter from James M. Taylor, EDO to President (Nebraska Public Power District) DRAFT	4
19.	07/27/94	Letter from G. R. Horn, Vice President to NRC -Subject: Diagnostic Self Assessment at Cooper Nuclear Station	24
20.	8/8-9/94	Cooper Station Bagman Trip	3
21.	Undated	Memo from James M. Taylor, EDO to Edward L. Jordan, AEOD - Diagnostic Evaluation DRAFT	2
22.	Undated	Memo from James M. Taylor, EDO to Edward L. Jordan, AEOD - Diagnostic Evaluation DRAFT	3
23.	Undated	Memo from Edward L. Jordan, AEOD to James M. Taylor EDO - Special Evaluation of Cooper Nuclear Station DRAFT	15
24.	Undated	Memo from R. Lee Spessard, DOA/AEOD to Mary Lynn Scott, Chief, Contracts-Contractor Support for the Diagnostic Evaluation at Cooper Nuclear Station DRAFT	8
25.	Undated	Memo from R. Lee Spessard, DOA/AEOD to Mary Lynn Scott, Chief, Contracts-Contractor Support for the Diagnostic Evaluation at Cooper Nuclear Plant DRAFT	8
26.	10/27/94	Cooper Nuclear Station Special Evaluation Team - Chairman Brief	8

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RECORDS BEING PLACED INTO THE PDR UNDER THE ABOVE REQUEST NUMBER
(continued)

<u>NUMBER</u>	<u>DATE</u>	<u>DESCRIPTION</u>	<u>PAGES</u>
27.	08/04/94	Cooper Nuclear Station Special Evaluation Team - EDO Brief	6
28.	10/12/94	Cooper Special Evaluation Team EDO Brief	11
29.	09/14/94	Cooper Special Evaluation Team EDO Brief	8
30.	08/23/94	Cooper Special Evaluation Team EDO Brief	12
31.	Undated	Cooper Nuclear Station - Diagnostic Self Assessment - Team Debrief	29
32.	Undated	Selection of Cooper Nuclear Station	9
33.	Undated	Overview of the Cooper Special Evaluation (AEOD)	15
34.	08/12/94 (Revised)	Cooper Station Special Evaluation Team Interview Schedule	5
35.	Various dates	DEIIB Weekly Highlights	4
36.	10/18/94	Conclusion: Executive and Senior Management Lacks Long Term Vision- Corporate Management Support of NPG and CNS Weak	3
37.	Undated	Set Interview Schedule for Monday, Tuesday and Wednesday	1
38.	Undated	Task Order No. 4, Revision 2 - Technical Assistance to Support a Special Diagnostic Evaluation at Cooper Nuclear Station, Management and Organization	3
39.	11/23/94	Memorandum from Ellis W. Merschoff, Team Manager - Cooper Special Evaluation Team to Arthur B. Beach, Director Division of Reactor Projects, Region IV	2

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TOKYO

June 9, 1995

FREEDOM OF INFORMATION
ACT REQUEST

FOIA-95-262
Rec'd 6-12-95

Carlton Kammerer
Director, Division of Freedom of
Information & Publications Services
U.S. Nuclear Regulatory Commission
Office of Administration
Mail Stop T6E4
Washington, D.C. 20555

Re: Freedom of Information Act Request

Dear Mr. Kammerer:

Pursuant to 5 U.S.C. § 552(a)(3) and 10 CFR § 9.23(b), I request copies of any NRC documents to include, but not limited to, notes, meeting minutes, transcripts, recordings, summaries, electronic messages (E-mail), drafts, reports, and memoranda that contain factual information that formed the basis of, or relate to, the following reports or other documents regarding Nebraska Public Power District's ("NPPD") Cooper Nuclear Power Station (Docket No. 50-298):

- (1) NRC Systematic Assessment of Licensee Performance ("SALP") report issued to NPPD in June 1993 for the period January 19, 1992 to April 24, 1993;
- (2) Notice of Violation and Proposed Imposition of Civil Penalties, dated March 30, 1993, regarding licensee letter of December 1, 1992 to NRC that was inaccurate and incomplete in material respects;
- (3) Notice of Violation and Proposed Imposition of Civil Penalties, and Inspection Report No. 50-298/93-17, dated October 12, 1993;
- (4) NRC Operational Safety Team Inspection ("OSTI") Report No. 50-298/93-202, dated December 28, 1993;
- (5) Letter from NRC to NPPD, dated January 25, 1994, regarding declining trend in Cooper's performance;

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MORGAN, LEWIS & BOCKIUS

Carlton Kammerer
June 9, 1995
Page 2

- (6) Confirmatory Action Letter ("CAL") issued to NPPD on May 27, 1994;
- (7) Confirmatory Action Letter issued to NPPD on June 16, 1994;
- (8) Letter from the NRC to NPPD, dated June 21, 1994, regarding declining trend in Cooper's performance;
- (9) Confirmatory Action Letter issued to NPPD on July 1, 1994;
- (10) Letter from the NRC to NPPD, dated July 29, 1994, formalizing plans to conduct a special evaluation of Cooper Nuclear Station;
- (11) Confirmatory Action Letter issued to NPPD on August 3, 1994;
- (12) NRC Inspection Report 50-298/94-14, dated September 2, 1994;
- (13) NRC Inspection Report 50-298/94-19, dated September 9, 1994;
- (14) NRC Inspection Report 50-298/94-16, dated September 12, 1994;
- (15) NRC Inspection Report 50-298/94-18, dated September 14, 1994;
- (16) Letter from the NRC to NPPD, dated November 29, 1994, and the Special Evaluation Team ("SET") report regarding interviews and inspections performed from May to September 1994;
- (17) Notice of Violation and Proposed Imposition of Civil Penalties, dated December 12, 1994; and
- (18) NRC letter to NPPD regarding declining trend in Cooper's performance, dated February 1, 1995.

In addition, please provide any documents that contain factual information that formed the basis of, or relate to, statements made to NPPD officials during discussions between NRC officials and NPPD on the following dates (a brief description of the discussions and persons believed to be involved are indicated in parentheses):

MORGAN, LEWIS & BOCKIUS

Carlton Kammerer
June 9, 1995
Page 3

- (1) February 18, 1994 (Ronald W. Watkins, NPPD President and CEO, and Leonard J. Callan, NRC Region IV Administrator);
- (2) June 23, 1994 (Guy R. Horn, NPPD Vice President nuclear, and Leonard J. Callan, NRC Region IV Administrator);
- (3) Week ending July 29, 1994 (NRC Headquarters meeting with NPPD attended by Region IV representatives, including Leonard J. Callan, NRC Region IV Administrator);
- (4) September 1, 1994 (Public meeting of NPPD Board of Directors attended by the Cooper Special Evaluation Team Manager);
- (5) November 8, 1994 (NRC public meeting held at the Cooper Nuclear Station to discuss NPPD's work to resolve issues necessary for restart of the Cooper plant);
- (6) November 17, 1994 (NRC public exit meeting at which SET results were presented by Ellis W. Merschhoff, NRC SET Manager, and the Executive Director For Operations, James M. Taylor);
- (7) Any enforcement conferences held between NPPD and the NRC between January 1, 1992 and February 21, 1995; and
- (8) All NRC restart panel meetings regarding Cooper.

Finally, I request any NRC documents that contain factual information relating to the following NPPD documents, or any versions of these documents:

- (1) The Cooper Nuclear Station Near Term Integrated Enhancement Program, dated May 20, 1994.
- (2) NPPD draft Business Plan dated May 21, 1994;
- (3) NPPD's internal Diagnostic Self-Assessment Team report dated September 1, 1994;
- (4) The Cooper Nuclear Station Startup Plan, Revision 1, dated September 15, 1994; and
- (5) Cooper Nuclear Station Performance Improvement Plan, Phase 1, Revision 2, dated October 6, 1994;

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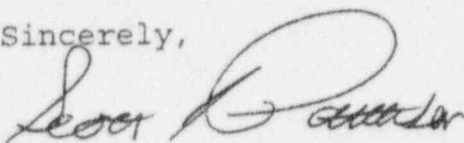
Carlton Kammerer
June 9, 1995
Page 4

- (6) Cooper Nuclear Station Performance Improvement Plan, Phase 2/3, Revision 1, dated December 9, 1994; and
- (7) Cooper Nuclear Station Startup and Power Ascension Plan, Revision 3, dated January 31, 1995.

To the extent that the requested information is included in documents or records that contain the advice, opinions or recommendations of NRC staff, please produce all factual information that can be reasonably segregated, in accordance with 10 CFR § 9.19(b).

I agree in advance to pay any fees associated with this request up to \$ 500.00. I request that you notify me if the costs will be more than \$ 500.00. I can be reached by telephone at (202) 467-7541. Thank you in advance for your assistance.

Sincerely,



Scott J. Patterson
Legal Assistant

sjp