



Handwritten: nrcdocs

RESPONSE TO FREEDOM OF INFORMATION ACT (FOIA) REQUEST

RESPONSE TYPE

FINAL

PARTIAL (Handwritten: 2ND)

DATE OCT 16 1995

DOCKET NUMBER(S) (if applicable)

REQUESTER: *Jessie Deermuater*

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) *C* 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. *(Appendix C)*
- 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

SIGNATURE, DIRECTOR, DIVISION OF FREEDOM OF INFORMATION AND PUBLICATIONS SERVICES

Handwritten signature: Maria E. Pugh

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PDR FOIA
DEER IN95-349 PDR

APPENDIX C
(RECORDS RELEASED)

1. 1//8/94 E-Mail Message from Charles Willis to F. Congel,
Subject: Fermi-@ AIT Status (1 page)
2. 1/14/94 To J. McCormick-Barger from C. Willis, Subject:
Radiological Consequence Assessment (5 pages)



CITIZENS' RESISTANCE AT FERMI 2

P.O. Box 463 · Monroe, MI 48161

18 August 1995

FREEDOM OF INFORMATION
ACT REQUEST

Linda Robinson, FOIA Officer
Office of Administration
U.S. N.R.C.
Washington, D.C. 20555

FOIA-95-349
Rec'd 08-24-95

FREEDOM OF INFORMATION ACT REQUEST

Dear Ms. Robinson:

Pursuant to the Freedom of Information Act, 5 U.S.C. 522, as amended, and 10 CFR 9.8 of the Commission's regulations, the Citizens Resistance At Fermi Two (CRAFT) request the following documents regarding the impact of the releases of radionuclides from the Fermi 2 nuclear power plant on Laguna Beach, Michigan, by its waste stream into Lake Erie. Please consider "documents" to include reports, studies, test results, correspondence, memoranda, meeting notes, meeting minutes, working papers, graphs, charts, diagrams, notes and summaries of conversations, interviews, computer records, and any other form of written communication, including internal NRC staff memoranda. In your response, please identify which documents are available, but are not being forwarded to us. Also, please provide a list of people to which this request was forwarded.

Pursuant to this request, please provide all documents prepared or utilized by, in the possession of, or routed through the NRC related to:

1. the reporting submitted to the NRC by the Detroit Edison Company regarding the discharge into Lake Erie as permitted either under the NPDES permit, MI0037028, or under NRC Docket 50-341;
2. the correspondence submitted to the NRC by the Michigan agency or agencies with oversight of NPDES permit, MI0037028, or any such corresponding permit issued to NRC Licensee 50-341;
3. the inspection reports (including warning and violations) issued to the Fermi 2 management from the NRC resulting from the Fermi 2 nuclear power plant discharges into either Lake Erie, Swan Creek, or the over-flow canal;

Citizens' Resistance at Fermi to CRAFT a Future of
Renewable and Alternative Energies Free of Radioactive Waste

A Federation Committed to Non-Violence and Environmental Justice

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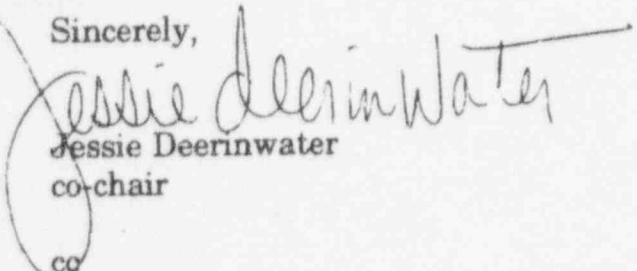
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4. all correspondence issued by the NRC to the EPA and its agreement state agency regarding Fermi 2's NPDES permit MI0037028, and/or any discharge permit issued under Docket 50-341, by the NRC;

5. all correspondence between the NRC and the EPA, the Michigan Department of Natural Resources, or the Detroit Edison Company regarding the renewal of the National Pollutant Discharge Elimination System (MI0037028) issued to the Fermi-2 Power Plant.

In our opinion, it is appropriate in this case for you to waive search charges, pursuant to 5 U.S.C. 522(a)(4)(A), "...because furnishing the information can be considered as primarily benefiting the general public." CRAFT is a non-profit organization serving local residents concerned about contamination to Lake Erie and providing information to the general public.

Sincerely,


Jessie Deerinwater
co-chair

cc
Michigan Department of Natural Resources
DECo
Rep. Lynn Rivers
Atty. Gen. Frank Kelly
Rep. Liz Brater
Rep. Lynn Owen
Judge Patricia Costello
Tom Stevens, Esq.
Lynn D'Orio, Esq.
Dr. Rosalie Bertell

and other interested parties