

PDR-016



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

SEP 6 1984

Mr. Bruce Millar  
Fort Worth Star - Telegram  
400 West Seventh Street  
Forth Worth, TX 76102

IN RESPONSE REFER  
TO FOIA-84-614

Dear Mr. Millar:

This is in response to your letter dated July 16, 1984, in which you requested, pursuant to the Freedom of Information Act, a copy of the affidavit of Dobie Hatley, a former Brown & Root supervisor at the Comanche Peak Nuclear Power Plant.

The document requested is an April 3, 1984, transcript of an interview with an alleger consisting of 133 pages. The document is an investigation record compiled for law enforcement purposes and is being withheld from public disclosure pursuant to Exemption (7)(A) of the Freedom of Information Act (5 U.S.C. 552(b)(7)(A)) and 10 CFR 9.5(a)(7)(i) of the Commission's regulations. Disclosure of the document would interfere with an ongoing investigation. This office was not given a time estimate regarding the completion of the investigation.

Pursuant to 10 CFR 9.15 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 person responsible for this denial is Mr. Ben B. Hayes, Director, Office of Investigations.

This denial may be appealed to the Commission within 30 days from the receipt of this letter. Any such appeal must be in writing, addressed to the Secretary of the Commission, 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

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PDR FOIA  
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