



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

PDR-016

AUG 30 1984

Mr. Daniel Hirsch  
Committee to Bridge the Gap  
1637 Butler Avenue #203  
Los Angeles, CA 90025

IN RESPONSE REFER  
TO FOIA-84-454

Dear Mr. Hirsch:

This is in partial response to your letter dated May 29, 1984, in which you requested, pursuant to the Freedom of Information Act (FOIA), documents concerning the Office of Inspector and Auditor's report entitled "ASLB -- Allegations Concerning Three NRC Employees."

Documents which are subject to your other FOIA requests and also documents served on the parties to the University of California at Los Angeles Reactor License Renewal Proceeding will not be addressed in response to this request.

The documents listed on the appendix to this letter are subject to your request.

Since documents 1 and 6 were received from your organization, they are not enclosed with regard to this request.

Two pages of document 3 are enclosed. The remainder of this document has been addressed in my responses dated December 30, 1982, and May 24, 1984, to your organization's previous FOIA requests designated as FOIA-82-381 and FOIA-84-227.

Documents 4, 5, 7, 8, 9, 10, 11, and 12 are enclosed and are being placed in the NRC Public Document Room.

Document 2 is a draft document and contains predecisional advice, recommendations, and analysis of the Director, Office of Policy Evaluation, to the Commission concerning a proposed amendment. The factual contents in this document are in the public record in SECY-83-500 which is available in the Public Document Room and release of the factual portions in this document would reveal a predecisional evaluation of which facts are important. Therefore, the document does not contain any reasonably segregable factual portions. Release of the document would tend to inhibit the open and frank exchange

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Mr. Daniel Hirsch

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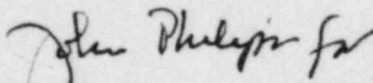
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of ideas essential to the deliberative process. The document is being withheld in its entirety pursuant to Exemption (5) of the Freedom of Information Act (5 U.S.C. 552(b)(5)) and 10 CFR 9.5(a)(5) of the Commission's regulations.

Pursuant to 10 CFR 9.15 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. John E. Zerbe, Director, Office of Policy Evaluation.

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

Enclosures: As stated

APPENDIX

1. 1/5/84 Letter from Hirsch to Messenger re: The Regents of the University of California.
2. Undated Draft Memo from Zerbe to Palladino, et. al., Subject: Clarification of Physical Protection Requirement (SECY-83-500) (4 pages)
3. 1/25/71 Report of Inspection of Safeguards Control of Nuclear Materials of UCLA, and additional reports dated August 1976 and October 1977.
4. 3/5/84 Article from Inside NRC entitled "An Atomic Safety and Licensing Board Said It May Have Been Misled by Attorneys."
5. 3/10/84 Article, L. A. Times, "UCLA Studies Low-Enriched Reactor Fuel."
6. 4/2/84 Enclosures of letter from Hirsch to Ronald Smith.
7. 9/16/80 Memo from Bush to Martin et. al.
8. 1/27/84 IE Manual Chapter 2545, issued 1/27/84.
9. 5/29/81 Memo from Brown to Joyner et. al., Subject: Action Plan for Implementing New Physical Protection Inspection Modules.
10. 9/18/80 Extract of Draft Inspection Module 81N22
11. 9/18/80 Extract of Draft Inspection Module 81N38
12. 3/80 Pages 120-121, NRC 1980 Annual Report