



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

PDR-016

DEC 17 1984

Ms. Nina Bell, Assistant Director
Nuclear Information and Resource Service
1346 Connecticut Avenue, NW, 4th Floor
Washington, DC 20036

IN RESPONSE REFER
TO FOIA-84-795

Dear Ms. Bell:

This is in further response to your letter dated October 9, 1984, in which you requested, pursuant to the Freedom of Information Act (FOIA), four categories of documents regarding the Diablo Canyon Nuclear Power Plant.

The NRC staff have informed this office that documents submitted in response to your earlier request, FOIA-84-661, may be considered related to Commission Decision CLI-84-12.

The NRC has not completed its review of the documents subject to your request. We will respond as soon as that review is completed.

Sincerely,

A handwritten signature in black ink, appearing to read "J. M. Felton", written over a typed name and title.

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

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PDR FOIA
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Nuclear Information and Resource Service

1346 Connecticut Avenue NW, 4th Floor, Washington, D.C. 20036 (202) 296-7552

October 9, 1984

HAND DELIVERED

James M. Felton, Director
Division of Rules and Records
Office of Administration
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

FREEDOM OF INFORMATION
ACT REQUEST

FOIA-84-795

Rec'd 10-10-84

FREEDOM OF INFORMATION ACT REQUEST

Dear Mr. Felton:

Pursuant to the Freedom of Information Act, 5 U.S.C. 522, as amended, the Nuclear Information and Resource Service requests the following documents regarding the Diablo Canyon nuclear power plant. This request is made on behalf of the San Luis Obispo Mothers for Peace Inc., intervenors in the Diablo Canyon Operating License proceedings, docket nos. 50-275, 323. 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 and interviews, computer records, and any other forms of written communication, including internal NRC Staff memoranda. The documents are specifically requested from, but not limited to, the Office of General Counsel (OGC). In your response, please identify which documents correspond to which requests below.

Pursuant to this request, please provide:

1. All transcripts of closed Commission meetings held during June, July, and August of 1984 concerning the complicating effects of earthquakes on emergency preparedness at the Diablo Canyon plant;
2. SECY-84-70;
3. SECY-84-291; and
4. Copies of all drafts of the Commission's final order CLI-84-12, and closely related documents.

In our opinion, it is appropriate in this case for you to waive search charges, pursuant to 5 U.S.C. 552(a)(4)(A) "because furnishing the information can be considered as primarily benefiting the general public." The Nuclear Information and Resource Service is a non-profit organization serving local

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organizations concerned about nuclear power and providing information to the general public. Information required by 10 CFR 9.14a was provided by letter dated August 3, 1984. This FOIA request is submitted on behalf of the San Luis Obispo Mothers for Peace, a non-profit organization involved in intervention and litigation on the Diablo Canyon plant. Information sought pursuant to this request will be used in these proceedings and thus will benefit the public interest. If you should desire to contest the matter of the fee waiver, NIRS and the Mothers for Peace request immediate notification.

I expect a response within the ten working days allowed by law. If you do not intend to make this deadline, I request that a written statement to that effect be provided by you no later than that same date.

If you have any questions regarding this request you may contact Sandy Silver of the Mothers for Peace at 805-543-7748 or me.

Sincerely,



Nina Bell
Assistant Director

cc: File
Sandy Silver
1760 Alisal Street
San Luis Obispo, CA 93401