

## UNITED STATES NUCLEAR REGULATORY COMMISSION

WASHINGTON D C. 20165

JAN 14 1992

Mr. Zinovy Reythlatt Department of Mathematics Illinois Institute of Technology Chicago, IL 60616

IN RESPONSE REFER TO FOIA-91-A-21 (FOIA-90-408)

Dear Mr. Reytblatt:

I am writing in response to your letter dated November 10, 1991, in which you appealed Mr. Donnie H. Grimsley's October 11, 1991, response to your Freedom of Information Act (FOIA) request. Your request sought various records related to your litigation against the NRC, and particularly records of correspondence between Commonwealth Edison Company and Region III dealing with certain leak rate testing during the early 1980s.

Acting on your appeal, another search was undertaken by the staff. The search concluded that no documents subject to your request, other than those already released to you, exist in NRC files.

This is a final agency decision on this appeal. As set forth in the FOIA (5 U.S.C. 552(a)(4)(B)), judicial review of this decision is available in a district court of the United States in the district in which you reside or have your principal place of business or in the District of Columbia.

Sincerely,

High L. Thompson, Jr.

Deputy Executive Director for

Nuclear Materials Safety, Safeguards

and Operation Support