



NUDOCS

RESPONSE TO FREEDOM OF INFORMATION ACT (FOIA) REQUEST

NRC FOIA REQUEST NUMBER(S)

FOIA - 97-375

RESPONSE TYPE

FINAL

☒ PARTIAL

DATE

DEC 01 1997

DOCKET NUMBER(S) (if applicable)

REQUESTER

Ms Ophelia H Williams

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) *H* 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. *Appendices H + F*

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

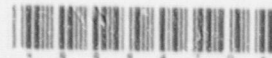
☒ Certain information in the requested records is being withheld from public disclosure pursuant to the exemptions described in and for the reasons stated in Part II, B, C, and D. Any released portions of the documents for which only part of the record is being withheld are being made available for public inspection and copying in the NRC Public Document Room, 2120 L Street, N.W., Washington, DC in a folder under this FOIA number.

COMMENTS

FOIA 10/

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

971030054 971201
PDR FOIA
WILLIAM97-375 PDR



DEC 01 1997

APPENDIX H
RECORDS BEING RELEASED IN THEIR ENTIRETY

<u>NO.</u>	<u>DATE</u>	<u>DESCRIPTION/(PAGE COUNT)</u>
1.	12/20/96	Letter from Nicholas S. Reynolds to James Lieberman (1 page)
2.	09/24/97	E-Mail from James Lieberman to A. Thadani, SUBJECT: Response to Nine Mile Point on Blow Out Panels (1 page)

APPENDIX I
RECORDS BEING WITHHELD IN PART

<u>NO.</u>	<u>DATE</u>	<u>DESCRIPTION/(PAGE COUNT)/EXEMPTIONS</u>
1.	07/07/97	E-Mail from Betty Summers to C. Hehl, et al., SUBJECT: Nine Mile ltr for concurrence, EA 96-079 (1 page) Released with attached draft notice of violation and exercise of enforcement discretion (6 pages) EX. 5
2.	08/20/97	E-Mail from D. Hood to M. Satorius, SUBJECT: EA 96-079 low safety significance position with handwritten note by D. Hood (1 page) EX. 5 with attached memo from B. Boger to C. Hehl, SUBJECT: Technical Assistance Request Regarding Reactor and Turbine Building Relief Panel Deficiency, Nine Mile Point Nuclear Station, Unit No. 1 (TAC NO. M94858) (11 pages) Released

APPENDIX J
RECORDS BEING WITHHELD IN THEIR ENTIRETY

<u>NO.</u>	<u>DATE</u>	<u>DESCRIPTION/(PAGE COUNT)/EXEMPTIONS</u>
1.	08/20/97	E-Mail from Darl Hood to Mark Satorius, SUBJECT: EA 96-089 low safety significance position (1 page) EX. 5
2.	Undated	Annotated draft letter from Edward L. Jordan to Ralph Sylvia (2 pages) EX. 5

F. N. A. H. L. J. R. A.
Case No. 97-375
Date Recd. 9-29-97
Action Recd. Reed

J/R/A ASSOCIATES
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September 23, 1997
OGW-97-153

Mr. Russell A. Powell, Chief
Freedom of Information/Local Public Document
Room Branch
M/S 16D8
U.S. NUCLEAR REGULATORY COMMISSION
Washington, DC 20555

SUBJECT: FREEDOM OF INFORMATION ACT REQUEST

Dear Mr. Powell:

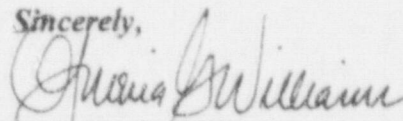
Pursuant to the Freedom of Information Act, 5 USC Paragraph 552, and to the Nuclear Regulatory Commission's regulations, I hereby request copies of all documents related to the following correspondence:

On September 12, 1997, the NRC Staff issued a letter in connection with EA 96-079 to Mr. B. Ralph Sylvia, Niagara Mohawk Power Corporation (Ashok C. Thadani to B. Ralph Sylvia, EA 96-079, September 12, 1997).

I am requesting all NRC documents prepared in connection with the development of the position discussed in the NRC letter and all NRC documents related to the preparation of the letter. This includes, but is not limited to, position papers, guidance memoranda, drafts, dissenting opinions, etc.

I would appreciate your prompt response within ten working days of the receipt of this request, as provided by the Code and NRC's policies. I agree to pay such fees as required under 10CFR Paragraph 9.33 et seq. without further authorization, however, please call if the fees exceed \$50.00. In addition, please send the response to me only, rather than to the NRC's Public Document Room. Please call if you have questions. Thank you for your services.

Sincerely,


Ophelia G. Williams

97H210180