



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

AUG 1986

Ms. Billie Pirner Garde
 Citizens Clinic Director
 Government Accountability Project
 1555 Connecticut Avenue, NW, Suite 202
 Washington, DC 20036

IN RESPONSE REFER
 TO FOIAs-86-80, 86-82, 86-126,
 86-127, 86-131, 86-166, 86-201,
 86-209, AND 86-263

Dear Ms. Garde:

This is in further response to your letters dated February 3, February 10, February 17, February 24, March 3, March 10, March 17, March 24, and March 31, 1986, in which you requested, pursuant to the Freedom of Information Act (FOIA), documents generated or prepared by Victor Stello since his appointment as Acting Executive Director for Operations. In a telephone conversation with Carol Ann Reed of my staff on January 28, 1986, you narrowed the scope of your previous requests for the same types of documents to 1) handwritten and typed notes of Victor Stello; 2) notes and correspondence dictated by V. Stello; 3) records reflecting V. Stello's decisions and comments and the records upon which the decisions and comments were based; 4) correspondence and other records prepared by V. Stello's staff which carry out a V. Stello directive; and 5) SECY papers signed by V. Stello. Therefore, these requests have been processed using these same guidelines.

The documents listed on the enclosed Appendix L are being placed in the NRC Public Document Room (PDR), 1717 H Street, NW, Washington, DC. You may obtain access by presenting a copy of this letter to the PDR staff or by requesting PDR folder FOIA-86-263 under your name.

Portions of the document listed on the enclosed Appendix M are being withheld from public disclosure pursuant to Exemption (5) of the FOIA (5 U.S.C. 552 (b)(5)) and 10 CFR 9.5(a)(5) of the Commission's regulations. This document contains the preliminary advice, opinions, and recommendations of members of the staff. Release of this type of information would tend to inhibit the frank and open and candid exchange of information in future deliberations and thus would not be in the public interest. The nonexempt portion of Appendix M document is being placed in PDR in folder FOIA-86-263.

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 of portions of the Appendix M documents is Mr. Victor Stello, Jr., Executive Director for Operations.

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 PDR FOIA
 GARDE86-80 PDR

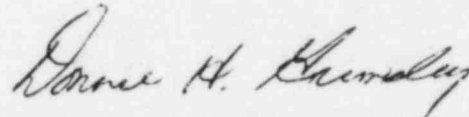
Ms. Garde

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This denial may be appealed to the Secretary of 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."

The review of additional documents subject to your requests is continuing. As soon as our review is completed, we will notify you.

Sincerely,



Donnie H. Grimsley, Director
Division of Rules and Records
Office of Administration

Enclosures: As stated

APPENDIX L

<u>DATE</u>	<u>TO</u>	<u>FROM</u>
<u>FOIA-86-80 and 82</u>		
1. February 6, 1986	James B. Devine	Victor Stello, Jr.
	RE: U.S. SUPPORT FOR THE IAEA AND ITS SAFEGUARDS SYSTEM	
<u>FOIA-86-126, 127 and 86-131</u>		
2. March 3, 1986	Jacobo Diaz Diaz	Victor Stello, Jr.
	RE: TEMPORARY ASSIGNMENT OF IVAN RECARTE TO STAFF OF NRC	
3. February 26, 1986	James R. Phillips	Victor Stello, Jr.
	RE: INVITATION TO PARTICIPATE IN THE U.S. SEMINAR ON NUCLEAR POWER TECHNOLOGY IN JAKARTA, INDONESIA	
4. February 21, 1986	Dr. Seymour Baron	Victor Stello, Jr.
	RE: OFFER TO HELP NRC IN NUCLEAR SAFETY COOPERATION WITH THE PEOPLE'S REPUBLIC OF CHINA	
5. February 27, 1986	Chairman Palladino and Commissioners	Victor Stello, Jr.
	RE: ZECH TO DIRCKS MEMORANDUM OF DECEMBER 20, 1985 - POST-ACCREDITATION PROGRAM	
6. February 20, 1986	Chairman Palladino	Victor Stello, Jr.
	RE: COMMISSIONER COORDINATION WITH STAFF	
7. February 12, 1986	Ben B. Hayes	Victor Stello, Jr.
	RE: OI REPORT ON DETROIT EDISON COMPANY (FERMI)	
<u>FOIA-86-201 and 86-209</u>		
8. December 31, 1985	Letter Agreement Preamble	
	RE: MARVIKEN INTERMEDIATE PROGRAMMES (MXIP) JULY 1st - DECEMBER 31st, 1985	

9. March 21, 1986

John H. Austin

T. A. Rehm

RE: LIMERICK COMPLIANCE WITH GDC-51

FOIA-86-263

10. April 1, 1986

Final Rule

RE: 10 CFR PART 110 - LICENSING REQUIREMENTS
FOR THE EXPORT OF NUCLEAR EQUIPMENT AND
MATERIAL

11. April 10, 1986

Commissioner Asselstine Victor Stello, Jr.

RE: SPEECH BY CHAIRMAN OF THE NARUC NUCLEAR
WASTE DISPOSAL SUBCOMMITTEE

FOIAs-86-80, 86-82, 86-126, 86-127,
86-131, 86-166, 86-201, 86-209 & 86-263

APPENDIX M

DATE

TO

FROM

FOIA-86-80 and 86-82

1. February 7, 1986

Chairman Palladino

Victor Stello, Jr.

RE: REPORT - STATUS OF COMMISSION READINESS TO
PROCESS AN HTGR CONSTRUCTION PERMIT APPLICATION