



PDR-016

RESPONSE TO FREEDOM OF  
INFORMATION ACT (FOIA) REQUEST

RESPONSE TYPE

☒ FINAL☐ PARTIAL

DATE

OCT 22 1987

DOCKET NUMBER(S) (if applicable)

REQUESTER

Carlton, Jim

## PART I. - 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.☐ Agency records subject to the request that are identified in Appendix \_\_\_\_\_ are already available for public inspection and copying in the NRC Public Document Room, 1717 H Street, N.W., Washington, DC.☒ Agency records subject to the request that are identified in Appendix A\* are being made available for public inspection and copying in the NRC Public Document Room, 1717 H Street, N.W., Washington, DC, in a folder under this FOIA number and requester name.☐ 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, 1717 H Street, N.W., Washington, DC, in a folder under this FOIA number and requester name.☒ Enclosed is information on how you may obtain access to and the charges for copying records placed in the NRC Public Document Room, 1717 H Street, N.W., Washington, DC.☒ Agency records subject to the request are enclosed. Any applicable charge for copies of the records provided and payment procedures are noted in the comments section.☐ Records subject to the request have been referred to another Federal agency(ies) for review and direct response to you.☐ In view of NRC's response to this request, no further action is being taken on appeal letter dated \_\_\_\_\_.

## PART II. A - INFORMATION WITHHELD FROM PUBLIC DISCLOSURE

☒ Certain information in the requested records is being withheld from public disclosure pursuant to the FOIA exemptions described in and for the reasons stated in Part II, sections 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, 1717 H Street, N.W., Washington, DC, in a folder under this FOIA number and requester name.

Comments

The records identified on Appendix F at numbers 1.b. and 2 are self-critical analysis records prepared for Southern California Edison Company and voluntarily provided to the NRC. The public disclosure of these records could impair the NRC's ability to receive similar information in the future. Accordingly, the NRC is withholding these records from release pursuant to Exemption 4 of the FOIA.

SIGNATURE, DIRECTOR, DIVISION OF RULES AND RECORDS

## PART II B -- APPLICABLE FOIA EXEMPTIONS

Records subject to the request that are described in the enclosed Appendices B, C, D, E & F are being withheld in their entirety or in part under FOIA Exemptions and for the reasons set forth below pursuant to 5 U.S.C. 552(b) and 10 CFR 9.5(a) of NRC Regulations.

1. The withheld information is properly classified pursuant to Executive Order 12356 (EXEMPTION 1)

2. The withheld information relates solely to the internal personnel rules and procedures of NRC. (EXEMPTION 2)

3. The withheld information is specifically exempted from public disclosure by statute indicated: (EXEMPTION 3)

Section 141-145 of the Atomic Energy Act which prohibits the disclosure of Restricted Data or Formerly Restricted Data (42 U.S.C. 2161-2165).

Section 147 of the Atomic Energy Act which prohibits the disclosure of Unclassified Safeguards Information (42 U.S.C. 2167).

X 4. The withheld information is a trade secret or commercial or financial information that is being withheld for the reason(s) indicated: (EXEMPTION 4)

The information is considered to be confidential business (proprietary) information.

The information is considered to be proprietary information pursuant to 10 CFR 2.790(d)(1).

The information was submitted and received in confidence from a foreign source pursuant to 10 CFR 2.790(d)(2).

X 5. The withheld information consists of interagency or intraagency records that are not available through discovery during litigation. Disclosure of predecisional information would tend to inhibit the open and frank exchange of ideas essential to the deliberative process. Where records are withheld in their entirety, the facts are inextricably intertwined with the predecisional information. There also are no reasonably segregable factual portions because the release of the facts would permit an indirect inquiry into the predecisional process of the agency. (EXEMPTION 5)

X 6. The withheld information is exempted from public disclosure because its disclosure would result in a clearly unwarranted invasion of personal privacy. (EXEMPTION 6)

X 7. The withheld information consists of investigatory records compiled for law enforcement purposes and is being withheld for the reason(s) indicated. (EXEMPTION 7)

Disclosure would interfere with an enforcement proceeding because it could reveal the scope, direction, and focus of enforcement efforts, and thus could possibly allow them to take action to shield potential wrongdoing or a violation of NRC requirements from investigators. (EXEMPTION 7(A))

X Disclosure would constitute an unwarranted invasion of personal privacy (EXEMPTION 7(C))

X The information consists of names of individuals and other information the disclosure of which would reveal identities of confidential sources. (EXEMPTION 7(D))

## PART II C -- DENYING OFFICIALS

Pursuant to 10 CFR 9.9 and/or 9.15 of the U.S. Nuclear Regulatory Commission 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 persons responsible for the denial are those officials identified below as denying officials and the Director, Division of Rules and Records, Office of Administration, for any denials that may be appealed to the Executive Director for Operations (EDO).

DENYING OFFICIAL	TITLE/OFFICE	RECORDS DENIED	APPELLATE OFFICIAL	
			SECRETARY	EDO
John B. Martin	Regional Administrator	Appendices B, C & F		X
	Region V			
Ben B. Hayes	Director, Office of	Appendices D and E	X	
	Investigations			

## PART II D -- APPEAL RIGHTS

The denial by each denying official identified in Part II.C may be appealed to the Appellate Official identified in that section. Any such appeal must be in writing and must be made within 30 days of receipt of this response. Appeals must be addressed as appropriate to the Executive Director for Operations or 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."



APPENDIX A

RECORDS BEING PLACED IN THE PDR

1. Undated Title sheet, Case No. Q5-84-032 entitled, "SONGS - Drug and Alcohol Use by Bartlett Nuclear Employees On and Off the Site". (2 pages)
2. Undated Allegation Data Form, Allegation No. RV-84-A-120 (OI Report No. Q-5-84-038-004. (1 page)
3. Undated OIMIS Data Entry Form concerning Case No. Q5-84-038-001. (1 page)
4. Undated Allegation Data Form, Allegation No. RV-84-A-120 (Updated 5/29/85). (1 page)
5. Undated Allegation Data For, Allegation No. RV-84-A-120. (1 page)
6. Various Investigation Status Record, Case No. Q5-85-2020. (1 page)
7. Various Investigation Status Record, Case No. Q5-84-032. (2 pages)  
Dates
8. Various Investigation Status Record, Case No. Q5-84-038. (1 page)  
Dates
9. 12/5/83 Letter from the Nuclear Regulatory Commission to southern Californis Edison Company, re: NRC Security Inspection - San Onofre Nuclear Generating Stations, Units 1, 2, and 3. (8 pages)
10. 3/27/84 Allegation Data Input, Docket No. 50-361. (1 page)
11. 3/27/84 Allegation File Checklist Input Sheet. (1 page)
12. 8/15/84 Letter from Schuster to Baskin, subject: NRC Security Inspection - San Onofre Nuclear Generating Station, Units 1, 2, and 3. (5 pages) NOTE: Portions deleted are outside scope of request.
13. 8/20/84 Allegation Data Form (1 page).
14. 8/24/84 OIMIS Data Entry Form. (1 page) Q5-84-032.

APPENDIX A  
(Continued)  
RECORDS BEING PLACED IN THE PDR

15. 8/24/84 Conversation Record (1 page). Q5-84-020.
16. 8/31/84 Memorandum from J.B. Martin to O. Shackleton, re: Allegation 84-A-0092. (1 page)
17. 9/17/84 Memorandum from M.D. Schuster to O. Shackleton, re: Alcohol/Drug Abuse at SONGS, Allegation RV-84-0092. (1 page)
18. 9/20/84 Allegation File Completion Checklist, File No. RV-84-A-0048. (1 page)
19. 11/30/84 Memorandum from M.D. Schuster to O. Shackleton, re: Alcohol/Drug Abuse at SONGS, Allegation RV-84-0092. (1 page)
20. 12/28/84 Allegation File Completion Checklist, File No. 84-A-120. (1 page)
21. 12/28/84 Memorandum from O.C. Shackleton to J.B. Martin, re: San Onofre - Allegations Naming Three SCE Employees as Being Involved in Drug Activity (Q5-84-038). (1 page)
22. 5/3/85 Allegation File Completion Checklist 84-A-092. (1 page)
23. 5/13/85 Letter from Montgomery to Baskin, subject: NRC Security Inspection - San Onofre Nuclear Generating Station Units 1, 2, and 3 (5 pages). NOTE: Portions Deleted are outside scope of request.
24. 7/5/85 Note to Kirsch re: OI Reports of Inquiry Q5-84-020 & Q5-84-032 (1 page). NOTE: Portions Deleted are Outside Scope of Request.
25. 7/9/85 Notes of Owen C. Shackleton, Jr., Q5-84-020, SONGS 2-Allegations of Drug Usage. (1 page)
26. 7/14/85 Memorandum from M.D. Schuster to Allegation File, ATS RV-84-A-120, re: Telephone conversation pertaining to Allegation RV-84-A-120 (OI Inquiry Q5-84-038). (1 page)
27. 7/17/85 Memorandum from Ross A. Scarano to Allegation File, ATS RV-84-A-039, re: Disposition of OI Report of Inquiry Q5-84-020. (1 page)
28. 7/17/85 Memorandum from Ross A. Scarano to Allegation File, ATS RV-84-A-120, re: Disposition of OI Report of Inquiry Q5-84-038. (1 page)

APPENDIX A  
(Continued)  
RECORDS BEING PLACED IN THE PDR

29. 7/17/85 Memorandum from Scarano to Allegation File, ATS RV-84-A-120, re: Disposition of OI Report of Inquiry Q5-84-038 w/additional handwritten note. (1 page)
30. 4/19/86 Allegation Data Input, re: RV-86-A-0037. (1 page)
31. 4/29/86 Allegation Data Input, re: RV-86-A-0037. (1 page)
32. 5/21/86 Allegation File Completion Checklist RV-86-A-0037. (1 page)
33. 5/21/86 Memorandum from Allegation Board to Allegation File, RV-86-A-0037, re: Disposition of Allegation. (1 page)
34. 6/12/86 Letter from Haynes J Martin, subject: Docket Nos. 50-206, 50-361 & 50-342, San Onofre Nuclear Generating Station, Units 1, , and 3. (2 pages)
35. 6/11/84 Memo for File (SG-4-6, Allegation 84-A-0048) from L.R. Nordehaug, subject: Allegation Panel. (#84-A-0048). (1 page)
36. 7/5/84 Memo for T.W. Bishop thru Schuster from D.W. Schaefer, subject: Allegation No. RV-A-83-044 - San Onofre Nuclear Generating Station (SONGS). (2 pages)
37. Undated Memo for O.C. Shackleton from J.B. Martin, subject: Allegation Tracking System No. RV-83-A-0044. (2 pages)
38. 8/10/83 Newspaper article, San Onofre Guards Flunk Drug Tests. (4 pages)



APPENDIX B

RECORDS PARTIALLY WITHHELD

1. 5/18/84 Allegation Report San Onofre. (1 page) Portions, Exemption 7(D).
2. 5/18/84 Allegation Data Form RV-84-A-0048. (1 page) Portions, Exemption 7(C).
3. 7/13/84 Memo from Schaefer to File (PP-2-1) re: Drug Allegation at SONGS (1 page) Exemption (6).
4. 7/18/84 Memo from Schaefer to Bishop, re: Allegation No. RV-A-83-044, San Onofre Nuclear Generating Station (SONGS). (3 pages) Note: page 1 and 2 are duplicates w/different handwritten notations which are deleted. Portions, Exemption 5.
5. 8/20/84 Allegation Report re SONGS (2 pages) Exemption 7(D) - Withheld in Entirety - Attachment: a. 8/22/84 Facsimile Conversheet (1 page) - Released.
6. 8/22/84 Memorandum from A.D. McQueen to File, re: Anonymous Allegations Regarding Controlled Substance Activity at the San Onofre Nuclear Generating Station (SONGS) (2 pages), w/attached Action Plan (2 pages) - Portions - Ex. 6, 7C & 7D.
7. 8/24/84 Memo from McQueen to File re: Alcohol/Drug Abuse at SONGS, Allegation RV-84-0092 (2 pages) w/attached Action Plan (2 pages) - Portions, Exemptions 6, 7(c) and 7(D).
8. 8/28/84 Letter from Jaynes to Martin (2 pages) - Portions Ex. 6 w/attachments:
  - a. 8/17/84 Letter from McClusky to Nunn (2 pages)- Portions - Ex. 6
  - b. 7/26/84 Letter from Cole to Allegor (1 page)- Portions - Ex. 6
9. 9/20/84 Memorandum from L.R. Norderhaug to T.W. Bishop, re: Allegation No. RV-84-A-0048, San Onofre Nuclear Generating Station (SONGS) (1 page) - Released, attachment: 9/20/84 Ltr from Scarno (1 page) Portions, Exemption 7(D).
10. 12/28/84 Memo from Shackleton to Martin, subject: San Onofre - Allegations naming three SCE Employees as Being Involved in Drug Activity. (Q5-84-038) Handwritten notations are deleted under Ex. (5) (1 page)

APPENDIX B  
(Continued)

RECORDS PARTIALLY WITHHELD

11. 5/3/85 Memo from Schaefer to File (Allegation No. RV-84-A-092) re SONGS Allegation (2 pages) Portions Exemptions 6 & 7(D).
12. 7/15/85 Memorandum from M.D. Schuster to Allegation File, ATS RV-84-A-120, re: Telephone Conversations Pertaining to Allegation RV-84-A-120 (OI Inquiry Q5-84-038) (1 page). Portions, Exemptions 6 and 7(C).
13. 7/17/85 Allegation File Completion Checklist, RV-85-A-039 (1 page). Portions, Exemption 7(D).
14. 7/29/85 Allegation Tracking System Input Sheet, SONGS-2, DN-50-361 (1 page). Exemption 7(D). RV-85-A-039.
15. 4/25/86 Allegation Report #86-A-0037 SONGS (1 page). Portions, Exemption 6 & 7(C).
16. 5/2/86 Allegation Report #86-A-0031 (1 page). Portions, Exemptions 6 & 7(C).
17. 5/2/86 Allegation Report San Onofre #86-A-0032 (1 page). Portions, Exemptions 6, 7(C) and 7(D).
18. 5/2/86 Allegation Data Input, RV-86-A-0032. (1 page) Portions, Exemptions 6 and 7(C).
19. 5/2/86 Allegation Data Input, RV-86-A-0031. (1 page). Portions Exemption 7(D).

Re: FOIA-86-500

APPENDIX C  
RECORD TOTALLY WITHHELD  
(Exemption 7(D))

1. 8/21/84 Allegation Data Form (1 page) w/attachment:
  - a. 8/21/84 Allegation Report (4 pages) (Q5-84-032)



APPENDIX DPORTIONS OF RECORDS DELETEDEXEMPTIONS

- | 1.  | 3/27/84  | Memo for Hayes from Schuetze, subject: Allegations - San Onofre (1 page)   | 6, 7C                |
|-----|----------|--|----------------------|
| 2.  | 4/13/84  | Case Chronology of San Onofre - Allegations of Drug Usage at Unit 2. (2 pages)   | 6, 7C                |
| 3.  | 5/9/84   | Ltr from Owen C. Shackleton (1 page)   | Portions 6, 7C       |
| 4.  | 8/24/84  | Case Chronology of San Onofre - Drug and Alcohol Use by Bartlett Nuclear Employees On and Off Site (2 pages)   | Portions 6, 7C & 7D  |
| 5.  | 8/24/84  | Results of Interview Form by Owen C. Shackleton, Jr. (6 pages)   | Portions 6, 7C & 7D  |
| 6.  | 11/1/84  | Conversation Record (1 page)   | Portions 7C          |
| 7.  | 12/17/84 | Conversation Record (1 page)   | Portions 7C          |
| 8.  | 12/17/84 | Conversation Record (1 page)   | Portions 7C          |
| 9.  | 12/21/84 | Case Chronology of San Onofre - Allegation Naming Three SEC Employees as Being Involved in Drug Activity (2 pages)   | 7C                   |
| 10. | 12/28/84 | Report on Inquiry by OI:RIV, File No. Q5-84-020 (2 pages)  | Portions 6 & 7C      |
| 11. | 12/28/84 | Report on Inquiry by OI:RIV, File No. Q5-84-038 (6 pages)  | Portions 6 & 7C      |
| 12. | 12/28/84 | Report on Inquiry by OI:RIV, File No. Q5-84-032 (6 pages)  | Portions 6 & 7C & 7D |
| 13. | 12/28/84 | Memo for Martin from Shackleton, subject: SONGS Unit 2 - Allegations of Drug Usage (Q5-84-020) (1 page)  | Portions 6 & 7C      |
| 14. | 12/28/84 | Memo for Martin from Shackleton, subject: SONGS-Allegations of Drug and Alcohol Use by the Bartlett Nuclear Employees On and Off the Site (Q5-84-032) Region V ATS. No. RV-84-A-0092 (2 pages) | Portions 7C & 7D     |

APPENDIX D  
(Continued)

- |     |          |  |                     |
|-----|----------|--|---------------------|
| 15. | 12/28/84 | Letter to FBI from Shackleton,<br>subject: SONGS-Allegations of Drug<br>and Alcohol Use by the Bartlett Nuclear<br>Employees On and Off the Site (Q5-84-032)<br>Region V ATS No. RV-84-A-0092. (2 pages) | Portions 7C         |
| 16. | 12/28/84 | Letter to FBI from Shackleton,<br>subject: San Onofre Nuclear Generating<br>Station Unit 2 - Allegations of Drug<br>Usage (Q5-84-020) (1 page)   | Portions 7C         |
| 17. | 1/9/85   | Conversation Record (1 page)   | Portions 7C         |
| 18. | 10/7/85  | Conversation Record (2 pages)  | Portions 6, 7C & 7D |
| 19. | Undated  | Memo for Allegation File from<br>Allegation Board Panel, subject:<br>SONGS-Allegation an Unknown SCE<br>Employee Working in [ ] is using<br>cocaine on site: Disposition<br>of Allegation (1 page)       | Portions 6, 7C      |

Re: FOIA-86-500

APPENDIX E  
RECORDS DENIED IN ENTIRETY

1. 8/21/84 Memo to File re Telephone Conversation (3 pages) Exemption 7D
2. Undated Draft ~~Memo~~ from Scarano (1 page) Exemption 5.



APPENDIX F

Exemptions

1. 3/21/84 a. Letter from Haynes Southern  
California Edison Company to  
J.B. Martin, NRC, (RV-83-A-044)  
(3 pages) - Released
- b. Attachment dated 10/23/84  
Summary Report (19 pages)  
Denied in Entirety (4)
2. 8/22/84 Problems Review Report - SONGS  
Units 1/2/3 w/attachments:  
8/22/84 Memo from Schone to Kreiger  
10/11/84 Memo from Schone to Talley  
10/23/84 Memo from Kelly  
10/24/84 Memo to Talley  
10/31/84 Nuclear Safety Concern Request for Independent Review  
10/31/84 Memo from Schone to Talley (13 pages)  
Denied in Entirety (4)

OCR-129

Southern California Edison Company

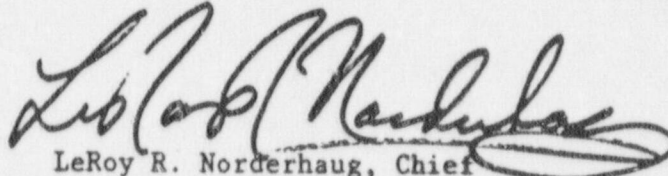
2

DEC 05 1983

We have determined that the enclosed inspection report contains Safeguards Information and is therefore subject to the controls of 10 CFR 73.21.

Should you have any questions concerning this letter, we will be glad to discuss them with you.

Sincerely,

A handwritten signature in dark ink, appearing to read "LeRoy R. Norderhaug", written in a cursive style.

LeRoy R. Norderhaug, Chief  
Safeguards and Emergency Preparedness  
Branch

Enclosure:

Inspection Report

Nos. 50-206/83-23  
50-361/83-38  
50-362/83-36  
(IE-V-596)

cc w/enclosures:

D. J. Fogarty, Executive Vice President  
Nuclear Engineering and Operations  
J. G. Haynes, Station Manager, SONGS  
F. P. Eller, Manager, Station Security, SONGS