



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

PDR
016

Ms. Linda Bauman
Government Accountability Project
Midwest Office
104 E. Wisconsin Avenue
Appleton, WI 54911

NOV 2 1987

IN RESPONSE REFER
TO FOIA-87-A-81
(FOIA-86-188)

Dear Ms. Bauman:

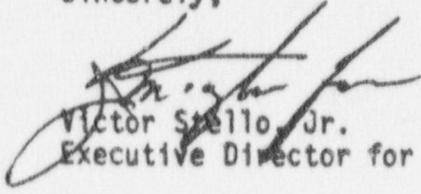
This is in response to your letter dated September 23, 1987, in which you appealed Mr. Donnie H. Grimsley's response dated September 14, 1987. Mr. Grimsley's response denied portions of three documents subject to Ms. Billie Garde's Freedom of Information Act (FOIA) request for documents concerning IE Notice 85-97. The enclosure to document K-2 listed on the enclosed appendix is the same as document G-24 which was released in its entirety to the public in Mr. Grimsley's response dated September 1, 1987. For your convenience, a copy of the enclosure to document K-2 (G-24) is enclosed.

Acting on your appeal concerning denial of portions of documents K-1 and K-3 listed on the enclosed appendix, I have carefully reviewed the record in this case and have determined that the previously withheld information will continue to be withheld from public disclosure. Therefore, your appeal concerning those portions is denied.

The previously withheld information in document K-1 and K-3 listed on the enclosed appendix will continue to be withheld from public disclosure pursuant to Exemption (6) of the FOIA (5 U.S.C. 552(b)(6)) and 10 CFR 9.5(a)(6) of the Commission's regulations. This information consists of the home address and home telephone number of an individual. I am unable to identify any legitimate public interest in the release of this information which outweighs the privacy concerns of the individual.

This is a final agency action. 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,


Victor Stello, Jr.
Executive Director for Operations

Enclosure: As stated

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APPENDIX

1. Undated Fax Sheet from Cerne to Gallo. (1 page) (Exemption 6)
2. 4/18/83 Handwritten note from Cerne. (1 page)
Attachment:
 - a. 4/18/83 Report of Allegation (1 page) (Released)
3. 4/26/83 One page of handwritten notes. (Exemption 6)