



RESPONSE TO FREEDOM OF INFORMATION ACT (FOIA) REQUEST

NRC-2021-000245

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RESPONSE TYPE INTERIM FINAL

REQUESTER:

Colleen Lane

DATE:

09/23/2021

DESCRIPTION OF REQUESTED RECORDS:

All documents associated with this referenced site: Shieldalloy Metallurgical Corporation, Street Address: 35 S West Blvd Newfield, NJ 08344, Blocks/Lots: Newfield Borough: Block 209, Lots 2 & 7; Block 1002, Lots 1, 1.01, 2, 3, 3.01, 4, 5, 15, 15.01, 16, & 18; Vineland City: Block 502, Lots 1 & 2.

PART I. -- INFORMATION RELEASED

- The NRC has made some, or all, of the requested records publicly available through one or more of the following means: (1) <https://www.nrc.gov> ; (2) public ADAMS, <https://www.nrc.gov/reading-rm/adams.html>; (3) microfiche available in the NRC Public Document Room; or FOIA Online, <https://foiaonline.gov/foiaonline/action/public/home>.
- Agency records subject to the request are enclosed.
- Records subject to the request that contain information originated by or of interest to another Federal agency have been referred to that agency (See Part I.D -- Comments) for a disclosure determination and direct response to you.
- We are continuing to process your request.
- See Part I.D -- Comments.

PART I.A -- FEES

- | | | |
|---|--|--|
| <p style="text-align: center; margin: 0;">AMOUNT</p> <p style="text-align: center; margin: 0;">\$0.00</p> | <input type="checkbox"/> You will be billed by NRC for the amount indicated. | <input checked="" type="checkbox"/> Since the minimum fee threshold was not met, you will not be charged fees. |
| | <input type="checkbox"/> You will receive a refund for the amount indicated. | <input type="checkbox"/> Due to our delayed response, you will not be charged search and/or duplication fees that would otherwise be applicable to your request. |
| | <input type="checkbox"/> Fees waived. | |

PART I.B -- INFORMATION NOT LOCATED OR WITHHELD FROM DISCLOSURE

- We did not locate any agency records responsive to your request. *Note:* Agencies may treat three discrete categories of law enforcement and national security records as not subject to the FOIA ("exclusions"). See 5 U.S.C. 552(c). This is a standard notification given to all requesters; it should not be taken to mean that any excluded records do, or do not, exist.
- We have withheld certain information pursuant to the FOIA exemptions described, and for the reasons stated, in Part II.
- Because this is an interim response to your request, you may not appeal at this time. We will notify you of your right to appeal any of the responses we have issued in response to your request when we issue our final determination.
- You may appeal this final determination within 90 calendar days of the date of this response. If you submit an appeal by mail, address it to the FOIA Officer, at U.S. Nuclear Regulatory Commission, Mail Stop T-6 A60M, Washington, D.C. 20555-0001. You may submit an appeal by e-mail to FOIA.resource@nrc.gov. You may fax an appeal to (301) 415-5130. Please be sure to include on your submission that it is a "FOIA Appeal." Only a pre-registered user may file an appeal through FOIA Online, <https://foiaonline.gov/foiaonline/action/public/home>. A user who has not registered an account prior to filing the initial FOIA request may still submit their appeal by one of the above mentioned options.

PART I.C -- REFERENCES AND POINTS OF CONTACT

You have the right to seek assistance from the NRC's FOIA Public Liaison by submitting your inquiry at <https://www.nrc.gov/reading-rm/foia/contact-foia.html>, or by calling the FOIA Public Liaison at (301) 415-1276.

If we have denied your request, you have the right to seek dispute resolution services from the NRC's Public Liaison or the Office of Government Information Services (OGIS). To seek dispute resolution services from OGIS, you may e-mail OGIS at ogis@nara.gov, send a fax to (202) 741-5789, or send a letter to: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road, College Park, MD 20740-6001. For additional information about OGIS, please visit the OGIS website at <https://www.archives.gov/ogis>.



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PART I.D -- COMMENTS

On September 21, 2021 you submitted a request seeking, " all radiological documents associated with this referenced site: Shieldalloy Metallurgical Corporation, Street Address: 35 S West Blvd Newfield, NJ 08344, Blocks/Lots: Newfield Borough: Block 209, Lots 2 & 7; Block 1002, Lots 1, 1.01, 2, 3, 3.01, 4, 5, 15, 15.01, 16, & 18; Vineland City: Block 502, Lots 1 &2". Following a brief discussion, you agreed to modify your search to all publicly available documents found under docket # 04007102.

During our discussion, we also noted a prior FOIA request, FOIA/PA-2010-0039, concerning this same site. The incoming request, the agency's response, and the records made available, may be located in a single web package, consisting of 781 records, which may be found as ML101730241.

Finally, as we also mentioned, the U.S. Nuclear Regulatory Commission has entered into agreements with many states that have assumed NRC regulatory authority to license and regulate byproduct materials (radioisotopes); source materials (uranium and thorium); and certain quantities of special nuclear materials. See <https://www.nrc.gov/about-nrc/state-tribal/agreement-states.html>. New Jersey is one of these "agreement states." You may wish to contact the state to ascertain whether the state possess records of interest to you. Here are the points of contact:

Paul G. Orlando, Director
Division of Energy Security and Sustainability
New Jersey Department of Environmental Protection (NJDEP)
P.O. Box 420; Mail Code 401-02H
Trenton, NJ 08625-0420
PH (609)633-7964 FX (609)777-1330
Paul.Orlando@dep.nj.gov

Paul Baldauf, Assistant Commissioner
Air Quality, Energy and Sustainability (AQES)
New Jersey Department of Environmental Protection (NJDEP)
P.O. Box 420; Mail Code 401-02G
Trenton, NJ 08625-0420
PH (609)292-2795 FX (609)777-1330
Paul.Baldauf@dep.nj.gov

Signature - Freedom of Information Act Officer or Designee

Stephanie A. Blaney

Digitally signed by Stephanie A. Blaney
Date: 2021.09.23 13:00:34 -04'00'