



RESPONSE TO FREEDOM OF INFORMATION ACT (FOIA) REQUEST

2021-000113

1

RESPONSE TYPE

INTERIM

FINAL

REQUESTER:

Mr. John Greenewald

DATE:

10/18/2021

DESCRIPTION OF REQUESTED RECORDS:

A listing of all documents in the SECY Database Designated as Non-Public and/or classified, from 1990 to March 4, 2021, similar to what was produced to create the results at https://www.governmentattic.org/8docs/NRCstaffDocsSECYdbNonPublic_1975-1989.pdf

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

- | | | |
|--------|--|--|
| AMOUNT | <input type="checkbox"/> You will be billed by NRC for the amount indicated. | <input 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 an 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

This is the first interim response to your FOIA request, submitted to the NRC on 3/4/2021.

We tasked your request to NRC's Office of the Secretary (SECY). SECY staff viewed the web site you provided, https://www.governmentattic.org/8docs/NRCstaffDocsSECYdbNonPublic_1975-1989.pdf. They noticed that the last two pages have the dates out of order, showing 1989 instead of 2011, and how your report is thru May 2011.

This interim response provides listings of SECY papers that were previously requested under FOIA, and are publicly available in ADAMS. Below is a list of publicly available URLs to these listings. You can also search for these documents directly in ADAMS by the accession number property (the ML#) at <https://adams.nrc.gov/wba/>.

FOIA 2016-0140, this request was for an index of non-public SECY Papers from January 1, 2010 – December 10, 2015: <https://adamswebsearch2.nrc.gov/webSearch2/main.jsp?AccessionNumber=ML16141A736>

FOIA 2016-0505, this request was for a listing of non-public SECY papers from January 1, 2005 – December 31, 2009 & December 11, 2015 – June 9, 2016: <https://adamswebsearch2.nrc.gov/webSearch2/main.jsp?AccessionNumber=ML16218A480>

FOIA 2016-0739, this request was for public and non-public SECY Paper list from June 9, 2016 – September 16, 2016: <https://adamswebsearch2.nrc.gov/webSearch2/main.jsp?AccessionNumber=ML16315A010>

FOIA/PA 2018-0073 (NRC-2018-000166), this request was for all public and non-public SECY Papers from 2015 – November 17, 2017. <https://adamswebsearch2.nrc.gov/webSearch2/main.jsp?AccessionNumber=ML19273A922>

The remaining responsive records require internal NRC referrals and the Commission's final review. We are currently working on the referrals.

Signature - Freedom of Information Act Officer or Designee

Stephanie A. Blaney

Digitally signed by Stephanie A. Blaney
Date: 2021.10.18 08:04:40 -04'00'