

From: [Ennis, Tina](#)
To: ["Mark Morgan"](#)
Cc: ["ALBERT BATES"](#)
Subject: NRC-2020-000194 Referral of Records - Email 1
Date: Thursday, April 02, 2020 11:56:00 AM
Attachments: [Referred Records-1.pdf](#)
[SCE Referral Letter.pdf](#)

"Referred Records-1" was responsive in NRC-2020-000194
--

Good morning Mr. Morgan:

Please find attached a referral of records responsive to a FOIA request, to be reviewed by SCE for a release determination. Due to the size of the records, and since I am only able to send electronically due to my working at home, I am sending the referred records in two separate emails.

Thank you,

Tina Ennis

FOIA Analyst (QualX Contractor)
OCIO/GEMS/ISB
U.S. Nuclear Regulatory Commission
Location: T-6A75A | Mailstop: T-6A60M
301-415-5616  Tina.Ennis@nrc.gov



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

April 1, 2020

IN RESPONSE REFER TO:
NRC-2020-000194

Mark Morgan, Licensing Manager
Southern California Edison
P.O. Box 128
San Clemente, CA 92672

Dear Mr. Morgan:

The enclosed records were identified by the U.S. Nuclear Regulatory Commission (NRC) staff as responsive to the above-referenced Freedom of Information Act (FOIA) request. Under the provisions of the FOIA, the NRC must determine whether the records, or any portions of the records, should be withheld from public disclosure.

The NRC must determine which portion(s) of the records, if any, should be withheld from public disclosure under exemption 4 of the FOIA, 5 U.S.C. § 552(b)(4), and 10 CFR 9.17(a)(4), because they contain trade secret or confidential commercial or financial information ("proprietary information"). We need information from you to assist us in determining whether any information contained in these records falls within FOIA exemption 4.

In addition, as the records originated with you, we are soliciting your comments on whether any portions of these records should be considered critical energy/electric infrastructure information (CEII). The NRC and the Federal Energy Regulatory Commission (FERC) have entered into a Memorandum of Understanding (MOU) regarding the treatment of CEII (<https://www.nrc.gov/docs/ML1816/ML18164A182.pdf>). Any information designated by FERC as CEII would be exempt from disclosure under exemption 3 of the FOIA, 5 U.S.C. § 552(b)(3), pursuant to Section 215A of Part II of the Federal Power Act, 16 U.S.C. § 824o-1.

You may either "mark" electronically (by using Adobe's highlight or comment functionality), or provide a separate narrative identifying any portions that your company believes should be withheld (e.g., by page, section, or paragraph). However, please make sure that you clearly identify which portions your company treats as proprietary, and which portions you believe should be considered CEII. Please return to me your marked copy, or narrative, along with the answers to the following questions in sufficient explanatory detail to permit the NRC to make a determination. If you do not object to the disclosure of the records, you need not answer the questions below.

If you believe any of the information in the enclosed records should be treated as proprietary, please answer the following questions:

1. Was the information transmitted to, and received by, the NRC in confidence? Please give details as to the circumstances in which the NRC obtained this information.
2. To the best of your knowledge, is the information currently available in any public sources?
3. Does your company customarily treat this information, or this type of information, as confidential? Please explain why.
4. Would public disclosure of this information be likely to cause substantial harm to the competitive position of your company? If so, how?
5. Since this information was transmitted to the NRC, have any events altered the proprietary character of the information? If so, please explain.

If you believe any of the information in the enclosed records should be considered CEII, please answer the following two questions:

1. Why do you believe the information should be considered CEII?
2. How long do you believe the information should be considered CEII?

We will consider carefully the response you provide to us. If the NRC determines that any information that your company identified in response to this letter should be disclosed, we will notify you of our determination, including a description of the information to be disclosed, the reason(s) for the NRC's determination, and the date by which the information will be made available to the public. 10 CFR 9.28(c).

Please provide your response to Tina Ennis no later than **May 2, 2020**. If we have not heard from you by this date, you will be considered to have no objection to disclosure of any of the records. If you have any questions regarding this matter, you may reach **Tina Ennis** at **301-415-5616** or **Tina.Ennis@nrcgov**.

Sincerely yours,

Stephanie A. Blaney /s/

Stephanie A. Blaney
FOIA Officer
Office of the Chief Information Officer

Enclosure(s):
Records

From: [Ennis, Tina](#)
To: [Mark Morgan](#)
Cc: [ALBERT BATES](#)
Subject: RE: NRC-2020-000194 Referral of Records - Email 2
Date: Thursday, April 02, 2020 12:04:00 PM
Attachments: [Referred Records -2.pdf](#)
[image001.png](#)

"Referred Records-2" was responsive in NRC-2020-000194

This is Email #2.

Tina Ennis

FOIA Analyst (QualX Contractor)
OCIO/GEMS/ISB
U.S. Nuclear Regulatory Commission
Location: T-6A75A | Mailstop: T-6A60M
301-415-5616  Tina.Ennis@nrc.gov

From: Ennis, Tina
Sent: Thursday, April 02, 2020 12:00 PM
To: Mark Morgan <MARK.MORGAN@sdaorg.com>
Cc: ALBERT BATES <AL.BATES@sce.com>
Subject: RE: NRC-2020-000194 Referral of Records - Email 2

This is email #2 of the referred records.

Tina Ennis

FOIA Analyst (QualX Contractor)
OCIO/GEMS/ISB
U.S. Nuclear Regulatory Commission
Location: T-6A75A | Mailstop: T-6A60M
301-415-5616  Tina.Ennis@nrc.gov

From: Ennis, Tina
Sent: Thursday, April 02, 2020 11:56 AM
To: 'Mark Morgan' <MARK.MORGAN@sdaorg.com>
Cc: 'ALBERT BATES' <AL.BATES@sce.com>
Subject: NRC-2020-000194 Referral of Records - Email 1

Good morning Mr. Morgan:

Please find attached a referral of records responsive to a FOIA request, to be reviewed by SCE for a release determination. Due to the size of the records, and since I am only able to send electronically due to my working at home, I am sending the referred records in two separate emails.

Thank you,

Tina Ennis

FOIA Analyst (QualX Contractor)

OCIO/GEMS/ISB

U.S. Nuclear Regulatory Commission

Location: T-6A75A | Mailstop: T-6A60M

301-415-5616  Tina.Ennis@nrc.gov

From: [ALBERT BATES](#)
To: [Ennis, Tina](#)
Cc: [Mark Morgan](#); [ALBERT BATES](#)
Subject: [External_Sender] RE: (External):RE: NRC-2020-000194 Referral of Records - Email 2
Date: Tuesday, April 28, 2020 7:38:03 PM
Attachments: [image002.jpg](#)
[image004.jpg](#)
[image006.jpg](#)
[Bates to NRC FOIA NRC-2020-000194 April 28 2020.pdf](#)

Tina,

Attached you will find our evaluation and response to your April 2, 2020 email that requested our review of documents in two .pdf files that had been identified as responsive to FOIA request NRC-2020-000194.email. Our evaluation also addresses an additional document we received in your subsequent email dated April 24, 2020.

The attached letter contains our recommendations. (b)(4)

(b)(4)

We are also sending a hardcopy of the attachment by courier today, which is addressed to Stephanie Blaney.

If you have any questions, please do not hesitate to contact me.

Al

Al Bates

Southern California Edison

Manager, Regulatory

Al.Bates@SCE.com

949-368-6945 (O)

From: Ennis, Tina [mailto:TINA.ENNIS@nrc.gov]
Sent: Thursday, April 02, 2020 9:06 AM
To: Mark Morgan <mark.morgan@sdaorg.com>
Cc: ALBERT BATES <AL.BATES@sce.com>
Subject: (External):RE: NRC-2020-000194 Referral of Records - Email 2

CAUTION EXTERNAL EMAIL

This is Email #2.

Tina Ennis

FOIA Analyst (QualX Contractor)

OCIO/GEMS/ISB

U.S. Nuclear Regulatory Commission

Location: T-6A75A | Mailstop: T-6A60M

301-415-5616  Tina.Ennis@nrc.gov

From: Ennis, Tina
Sent: Thursday, April 02, 2020 12:00 PM
To: Mark Morgan <MARK.MORGAN@sdaorg.com>
Cc: ALBERT BATES <AL.BATES@sce.com>

Subject: RE: NRC-2020-000194 Referral of Records - Email 2
This is email #2 of the referred records.

Tina Ennis

FOIA Analyst (QualX Contractor)
OCIO/GEMS/ISB
U.S. Nuclear Regulatory Commission
Location: T-6A75A | Mailstop: T-6A60M
301-415-5616  Tina.Ennis@nrc.gov

From: Ennis, Tina

Sent: Thursday, April 02, 2020 11:56 AM

To: 'Mark Morgan' <MARK.MORGAN@sdaorg.com>

Cc: 'ALBERT BATES' <AL.BATES@sce.com>

Subject: NRC-2020-000194 Referral of Records - Email 1

Good morning Mr. Morgan:

Please find attached a referral of records responsive to a FOIA request, to be reviewed by SCE for a release determination. Due to the size of the records, and since I am only able to send electronically due to my working at home, I am sending the referred records in two separate emails.

Thank you,

Tina Ennis

FOIA Analyst (QualX Contractor)
OCIO/GEMS/ISB
U.S. Nuclear Regulatory Commission
Location: T-6A75A | Mailstop: T-6A60M
301-415-5616  Tina.Ennis@nrc.gov

April 28, 2020

Ref: FOIA Request
NRC-2020-000194

Stephanie A. Blaney
FOIA Officer
Office of the Chief Information Officer
U.S. Nuclear Regulatory Commission
Washington DC 20555-01

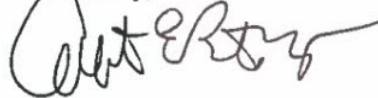
Dear Ms. Blaney,

We received your letter dated April 1, 2020 to SCE's Mark Morgan requesting we review documents that had been identified as responsive to the above-referenced Freedom of Information Act (FOIA) request. We received another letter dated April 24, 2020 which contained an additional document that had been identified as responsive to the above-referenced Freedom of Information Act (FOIA) request.

The purpose of the NRC's request was to provide SCE the opportunity to identify records or portions of the records that may be withheld from public disclosure under FOIA criteria, including records containing proprietary information or critical energy / electric infrastructure information (CRII).

(b)(4)

Sincerely,



cc: Tina Ennis
Tina.Ennis@NRC.gov

Attachment:

(b)(4)

8-page attachment is
being withheld in its
entirety under FOIA
Ex. 4

P. O. Box 128
San Clemente, CA 92672

From: [Ennis, Tina](#)
To: ["MARK MORGAN"](#)
Cc: [ALBERT BATES](#)
Subject: NRC-2021-000235 Consultation on Records Disposition
Date: Thursday, October 14, 2021 12:41:00 PM
Attachments: [Refer to SCE.pdf](#)

Attachment was responsive
in NRC-2022-000014
(consultation on appeal of
NRC-2021-000235)

Hi Mark:

The attached records (also being referred to Holtec) were identified by the U.S. Nuclear Regulatory Commission (NRC) staff as responsive to the above-referenced Freedom of Information Act (FOIA) request. Under the provisions of the FOIA, the NRC must determine whether the records, or any portions of the records, should be withheld from public disclosure.

The NRC must determine which portion(s) of the records, if any, should be withheld from public disclosure under exemption 4 of the FOIA, 5 U.S.C. § 552(b)(4), and 10 CFR 9.17(a) (4), because they contain trade secret or confidential commercial or financial information ("proprietary information"). We need information from you to assist us in determining whether any information contained in these records falls within FOIA exemption 4.

In addition, as the records originated with you, we are soliciting your comments on whether any portions of these records should be considered critical energy/electric infrastructure information (CEII). The NRC and the Federal Energy Regulatory Commission (FERC) have entered into a Memorandum of Understanding (MOU) regarding the treatment of CEII (<https://www.nrc.gov/docs/ML1816/ML18164A182.pdf>). Any information designated by FERC as CEII would be exempt from disclosure under exemption 3 of the FOIA, 5 U.S.C. § 552(b)(3), pursuant to Section 215A of Part II of the Federal Power Act, 16 U.S.C. § 824o-1.

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If you believe any of the information in the enclosed records should be treated as proprietary, please answer the following questions:

1. Was the information transmitted to, and received by, the NRC in confidence?
Please give details as to the circumstances in which the NRC obtained this information.
2. To the best of your knowledge, is the information currently available in any public sources?
3. Does your company customarily treat this information, or this type of

information, as confidential? Please explain why.

4. Would public disclosure of this information be likely to cause substantial harm to the competitive position of your company? If so, how?
5. Since this information was transmitted to the NRC, have any events altered the proprietary character of the information? If so, please explain.

If you believe any of the information in the enclosed records should be considered CEII, please answer the following two questions:

1. Why do you believe the information should be considered CEII?
2. How long do you believe the information should be considered CEII?

We will consider carefully the response you provide to us. If the NRC determines that any information that your company identified in response to this letter should be disclosed, we will notify you of our determination, including a description of the information to be disclosed, the reason(s) for the NRC's determination, and the date by which the information will be made available to the public. 10 CFR 9.28(c).

Please provide your response to **Tina Ennis** no later than **November 12, 2021**. If we have not heard from you by this date, you will be considered to have no objection to disclosure of any of the records. If you have any questions regarding this matter, you may reach me at **301-415-5616** or Tina.Ennis@nrc.gov. **Please provide your response electronically, as we are not in the office to accept mail at this time.**

Tina Ennis

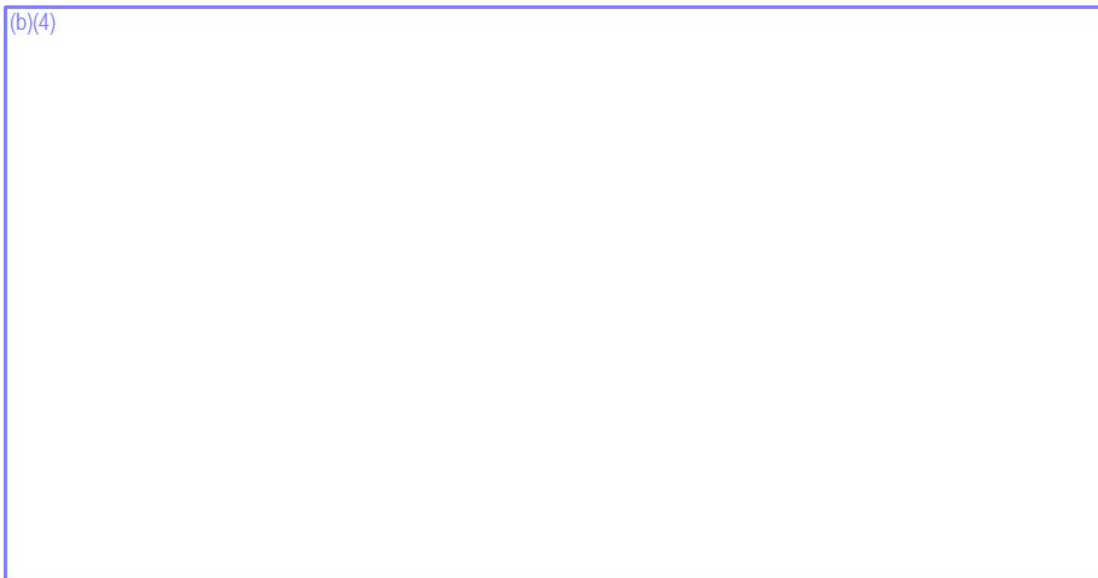
FOIA Analyst (Pathfinder Consultants Contractor)
OCIO/GEMS/FLIC Branch
U.S. Nuclear Regulatory Commission
Location: T-6A00 | Mailstop: T-6A60M
301-415-5616  Tina.Ennis@nrc.gov

From: [Albert Bates](#)
To: [Ennis, Tina](#)
Cc: [Mark E Morgan](#); [Albert Bates](#)
Subject: [External_Sender] RE: (External):NRC-2021-000235 Consultation on Records Disposition
Date: Monday, November 01, 2021 9:36:10 AM

Tina,

In your email dated October 14, 2021, you requested we review an attached file "Refer to SCE.pdf" that contained records the NRC had identified as responsive to FOIA request NRC-2021-000235. The purpose of the review was to assist the NRC in determining whether any information contained in the records should be withheld from public disclosure under FOIA Exemption 4, 5 U.S.C. § 552(b)(4), and 10 CFR 9.17(a)(4), because it contains proprietary information or is considered Critical Energy /electric Infrastructure Information (CEII). Our review criteria also included other exemptions that the NRC may consider to be applicable to these records.

(b)(4)



I have asked Mark Morgan to upload a file with a more detailed review explaining the above to the NRC Box platform.

Thanks,
Al

From: Ennis, Tina <TINA.ENNIS@nrc.gov>
Sent: Thursday, October 14, 2021 9:41 AM
To: Mark E Morgan <Mark.Morgan@sce.com>
Cc: Albert Bates <AL.BATES@sce.com>
Subject: (External):NRC-2021-000235 Consultation on Records Disposition

***** EXTERNAL EMAIL - Use caution when opening links or attachments *****



***** EXTERNAL EMAIL WITH ATTACHMENT - BE CAREFUL NOT TO OPEN IF THIS DOCUMENT IS NOT EXPECTED OR TRUSTED**

Hi Mark:

The attached records (also being referred to Holtec) were identified by the U.S. Nuclear Regulatory Commission (NRC) staff as responsive to the above-referenced Freedom of Information Act (FOIA) request. Under the provisions of the FOIA, the NRC must determine whether the records, or any portions of the records, should be withheld from public disclosure.

The NRC must determine which portion(s) of the records, if any, should be withheld from public disclosure under exemption 4 of the FOIA, 5 U.S.C. § 552(b)(4), and 10 CFR 9.17(a) (4), because they contain trade secret or confidential commercial or financial information ("proprietary information"). We need information from you to assist us in determining whether any information contained in these records falls within FOIA exemption 4.

In addition, as the records originated with you, we are soliciting your comments on whether any portions of these records should be considered critical energy/electric infrastructure information (CEII). The NRC and the Federal Energy Regulatory Commission (FERC) have entered into a Memorandum of Understanding (MOU) regarding the treatment of CEII (<https://www.nrc.gov/docs/ML1816/ML18164A182.pdf>). Any information designated by FERC as CEII would be exempt from disclosure under exemption 3 of the FOIA, 5 U.S.C. § 552(b)(3), pursuant to Section 215A of Part II of the Federal Power Act, 16 U.S.C. § 824o-1.

You may either "mark" electronically (by using Adobe's highlight or comment functionality), or provide a separate narrative identifying any portions that your company believes should be withheld (e.g., by page, section, or paragraph). However, please make sure that you clearly identify which portions your company treats as proprietary, and which portions you believe should be considered CEII. Please return to me your marked copy, or narrative, along with the answers to the following questions in sufficient explanatory detail to permit the NRC to make a determination. If you do not object to the disclosure of the records, you need not answer the questions below.

If you believe any of the information in the enclosed records should be treated as proprietary, please answer the following questions:

1. Was the information transmitted to, and received by, the NRC in confidence? Please give details as to the circumstances in which the NRC obtained this information.
2. To the best of your knowledge, is the information currently available in any public sources?
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4. Would public disclosure of this information be likely to cause substantial harm to the competitive position of your company? If so, how?
5. Since this information was transmitted to the NRC, have any events altered the proprietary character of the information? If so, please explain.

If you believe any of the information in the enclosed records should be considered CEII, please answer the following two questions:

1. Why do you believe the information should be considered CEII?
2. How long do you believe the information should be considered CEII?

We will consider carefully the response you provide to us. If the NRC determines that any information that your company identified in response to this letter should be disclosed, we will notify you of our determination, including a description of the information to be disclosed, the reason(s) for the NRC's determination, and the date by which the information will be made available to the public. 10 CFR 9.28(c).

Please provide your response to **Tina Ennis** no later than **November 12, 2021**. If we have not heard from you by this date, you will be considered to have no objection to disclosure of any of the records. If you have any questions regarding this matter, you may reach me at **301-415-5616** or Tina.Ennis@nrc.gov. **Please provide your response electronically, as we are not in the office to accept mail at this time.**

Tina Ennis

FOIA Analyst (Pathfinder Consultants Contractor)
OCIO/GEMS/FLIC Branch
U.S. Nuclear Regulatory Commission
Location: T-6A00 | Mailstop: T-6A60M
301-415-5616  Tina.Ennis@nrc.gov

From: [Ennis, Tina](#)
To: ["MARK MORGAN"](#)
Cc: [ALBERT BATES](#)
Subject: RE: NRC-2021-000235 Consultation on Records Disposition
Date: Friday, October 29, 2021 10:07:00 AM
Attachments: [Phone Calls.pdf](#)
[image002.png](#)

Attachment was responsive in
NRC-2022-000014 (consultation
on appeal of NRC-2021-000235)

Hi Mark,

Please find attached an additional 2 pages for SCE's review for release determination, as they contain SCE's equity.

Thank you,

Tina Ennis

FOIA Analyst (Pathfinder Consultants Contractor)
OCIO/GEMS/FLIC Branch
U.S. Nuclear Regulatory Commission
Location: T-6A00 | Mailstop: T-6A60M
301-415-5616  Tina.Ennis@nrc.gov

From: Ennis, Tina
Sent: Thursday, October 14, 2021 12:41 PM
To: 'MARK MORGAN' <Mark.Morgan@sce.com>
Cc: ALBERT BATES <AL.BATES@sce.com>
Subject: NRC-2021-000235 Consultation on Records Disposition

Hi Mark:

The attached records (also being referred to Holtec) were identified by the U.S. Nuclear Regulatory Commission (NRC) staff as responsive to the above-referenced Freedom of Information Act (FOIA) request. Under the provisions of the FOIA, the NRC must determine whether the records, or any portions of the records, should be withheld from public disclosure.

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552(b)(3), pursuant to Section 215A of Part II of the Federal Power Act, 16 U.S.C. § 824o-1.

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Please provide your response to **Tina Ennis** no later than **November 12, 2021**. If we have not heard from you by this date, you will be considered to have no objection to disclosure of any of the records. If you have any questions regarding this matter, you may reach me at **301-415-5616** or Tina.Ennis@nrc.gov. **Please provide your response electronically, as we are not in the office to accept mail at this time.**

Tina Ennis

FOIA Analyst (Pathfinder Consultants Contractor)

OCIO/GEMS/FLIC Branch

U.S. Nuclear Regulatory Commission

Location: T-6A00 | Mailstop: T-6A60M

301-415-5616  Tina.Ennis@nrc.gov

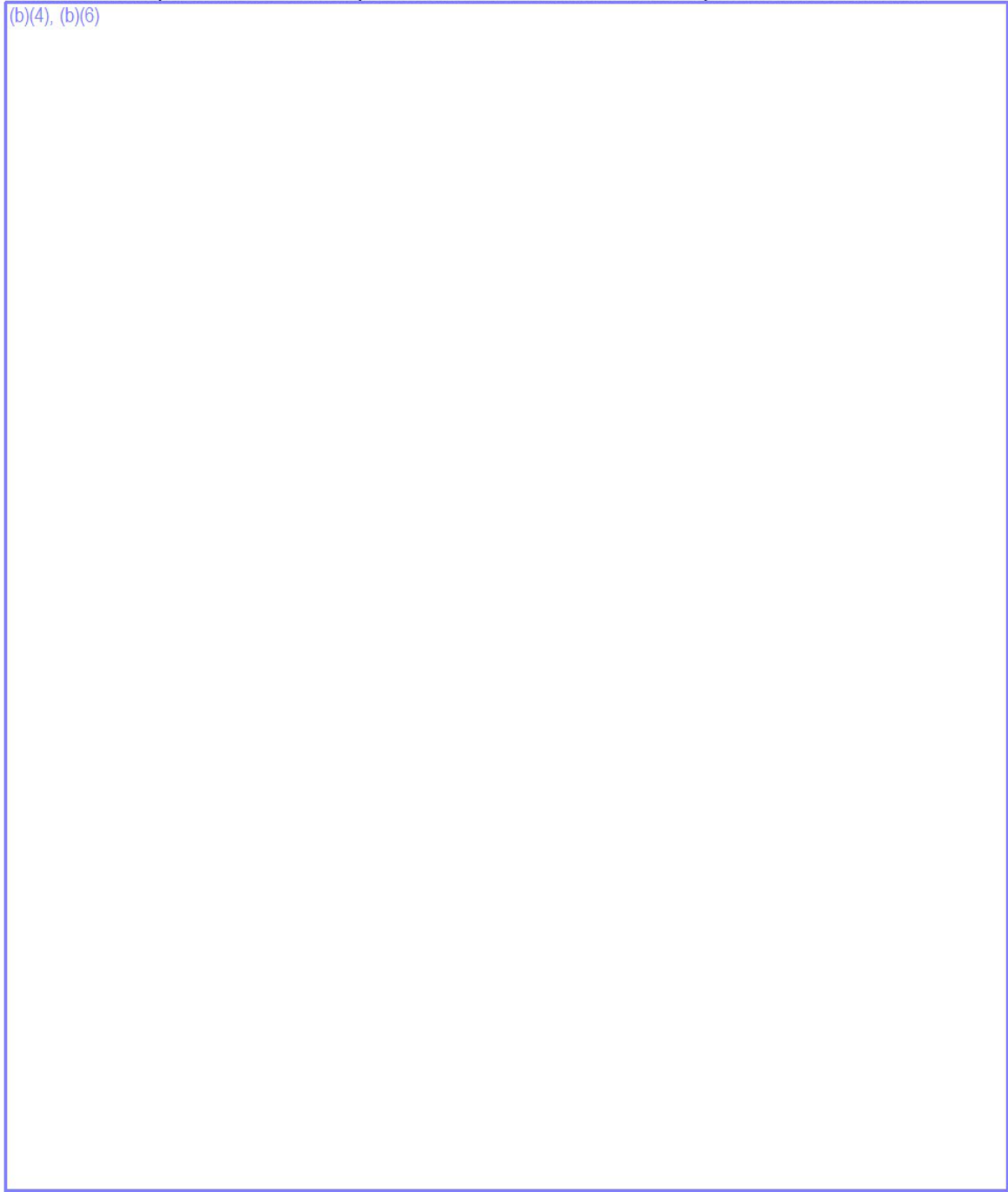
From: [Albert Bates](#)
To: [Ennis, Tina](#)
Cc: [Mark E Morgan](#); [Albert Bates](#)
Subject: [External_Sender] RE: (External):FW: RE: (External):RE: NRC-2021-000235 Consultation on Records Disposition
Date: Friday, November 12, 2021 2:03:45 PM
Attachments: [image001.png](#) [Phone Calls - Redacted.pdf](#)

Attachment was responsive in NRC-2022-000014 (consultation on appeal of NRC-2021-000235)

Tina,

We reviewed the comments from the NRC staff on our evaluation of documents they considered responsive to FOIA request NRC-2021-000235. Our response is stated below

(b)(4), (b)(6)



(b)(4), (b)(6)

Thanks,
Al

From: Ennis, Tina <TINA.ENNIS@nrc.gov>

Sent: Friday, November 12, 2021 8:40 AM

To: Albert Bates <AL.BATES@sce.com>

Cc: Mark E Morgan <Mark.Morgan@sce.com>

Subject: (External):FW: RE: (External):RE: NRC-2021-000235 Consultation on Records Disposition

***** EXTERNAL EMAIL - Use caution when opening links or attachments *****

***** EXTERNAL EMAIL WITH ATTACHMENT - BE CAREFUL NOT TO OPEN IF THIS DOCUMENT IS NOT EXPECTED OR TRUSTED *****

Hi Al,

Just checking on the status of your response, as we need to know how to proceed with this matter, in an attempt to avoid another lawsuit with this requester. We've asked that you provide your response today.

Thank you,

Tina Ennis

FOIA Analyst (Pathfinder Consultants Contractor)
OCIO/GEMS/FLIC Branch
U.S. Nuclear Regulatory Commission
Location: T-6A00 | Mailstop: T-6A60M
301-415-5616  Tina.Ennis@nrc.gov

From: Ennis, Tina
Sent: Monday, November 08, 2021 11:51 AM
To: Albert Bates <AL.BATES@sce.com>
Cc: Mark E Morgan <Mark.Morgan@sce.com>
Subject: RE: RE: (External):RE: NRC-2021-000235 Consultation on Records Disposition

Al,

Per your attached evaluations of the records in the subject case, you recommended (b)(4)
(b)(4)
(b)(4) However, staff do not agree with your claim (b)(4) as it is a deliberation, in which an agency requested documents from a private entity, in which the private entity responded. Staff recommends releasing the email and withholding the attachments under FOIA Ex. 4. As well, staff recommends segregating the information in the phone call documents (referenced in Attachment 2), redacting information received from SCE under FOIA Ex. 4, and applying 7C to information that identifies the allegor. Please let me know if you have any objections to staff recommendations. Also, do you have any objection to (b)(6)
(b)(6) being released in the phone call email? Please provided your response by no later than Friday, November 12, 2021.

Thank you,

Tina Ennis

FOIA Analyst (Pathfinder Consultants Contractor)
OCIO/GEMS/FLIC Branch
U.S. Nuclear Regulatory Commission
Location: T-6A00 | Mailstop: T-6A60M
301-415-5616  Tina.Ennis@nrc.gov

From: Albert Bates <AL.BATES@sce.com>
Sent: Friday, November 05, 2021 3:00 PM
To: Ennis, Tina <TINA.ENNIS@nrc.gov>
Cc: Mark E Morgan <Mark.Morgan@sce.com>; Albert Bates <AL.BATES@sce.com>
Subject: [External_Sender] RE: (External):RE: NRC-2021-000235 Consultation on Records Disposition

Tina,

In your email dated October 29, 2021, you requested we review an attached file "Phone Calls.pdf" that contained records the NRC had identified as responsive to FOIA request NRC-2021-000235. The purpose of the review was to assist the NRC in determining whether any information contained in the records should be withheld from public disclosure under FOIA Exemption 4, 5 U.S.C. § 552(b)(4), and 10 CFR 9.17(a)(4), because it contains proprietary information or is considered Critical Energy /electric Infrastructure Information (CEII). Our review criteria also included other exemptions that the NRC may consider to be applicable to these records.

(b)(4)

I have asked Mark Morgan to upload a file to the NRC Box platform. This file contains a more detailed review explaining the above and provides additional amplification for withholding the document from disclosure.

Thanks,
Al

From: Ennis, Tina <TINA.ENNIS@nrc.gov>
Sent: Friday, October 29, 2021 7:08 AM
To: Mark E Morgan <Mark.Morgan@sce.com>
Cc: Albert Bates <AL.BATES@sce.com>
Subject: (External):RE: NRC-2021-000235 Consultation on Records Disposition


***** EXTERNAL EMAIL - Use caution when opening links or attachments *****
***** EXTERNAL EMAIL WITH ATTACHMENT - BE CAREFUL NOT TO OPEN IF THIS DOCUMENT IS NOT EXPECTED OR TRUSTED *****

Hi Mark,

Please find attached an additional 2 pages for SCE's review for release determination, as they contain SCE's equity.

Thank you,

Tina Ennis

FOIA Analyst (Pathfinder Consultants Contractor)
OCIO/GEMS/FLIC Branch
U.S. Nuclear Regulatory Commission
Location: T-6A00 | Mailstop: T-6A60M
301-415-5616  Tina.Ennis@nrc.gov

From: Ennis, Tina
Sent: Thursday, October 14, 2021 12:41 PM
To: 'MARK MORGAN' <Mark.Morgan@sce.com>
Cc: ALBERT BATES <AL.BATES@sce.com>
Subject: NRC-2021-000235 Consultation on Records Disposition

Hi Mark:

The attached records (also being referred to Holtec) were identified by the U.S. Nuclear Regulatory Commission (NRC) staff as responsive to the above-referenced Freedom of Information Act (FOIA) request. Under the provisions of the FOIA, the NRC must determine whether the records, or any portions of the records, should be withheld from public disclosure.

The NRC must determine which portion(s) of the records, if any, should be withheld from public disclosure under exemption 4 of the FOIA, 5 U.S.C. § 552(b)(4), and 10 CFR 9.17(a) (4), because they contain trade secret or confidential commercial or financial information ("proprietary information"). We need information from you to assist us in determining whether any information contained in these records falls within FOIA exemption 4.

In addition, as the records originated with you, we are soliciting your comments on whether any portions of these records should be considered critical energy/electric infrastructure information (CEII). The NRC and the Federal Energy Regulatory Commission (FERC) have entered into a Memorandum of Understanding (MOU) regarding the treatment of CEII (<https://www.nrc.gov/docs/ML1816/ML18164A182.pdf>). Any information designated by FERC as CEII would be exempt from disclosure under exemption 3 of the FOIA, 5 U.S.C. § 552(b)(3), pursuant to Section 215A of Part II of the Federal Power Act, 16 U.S.C. § 824o-1.

You may either "mark" electronically (by using Adobe's highlight or comment functionality), or provide a separate narrative identifying any portions that your company believes should be withheld (e.g., by page, section, or paragraph). However, please make sure that you clearly identify which portions your company treats as proprietary, and which portions you believe should be considered CEII. Please return to me your marked copy, or narrative, along with the answers to the following questions in sufficient explanatory detail to permit the NRC to make a determination. If you do not object to the disclosure of the records, you need not answer the questions below.

If you believe any of the information in the enclosed records should be treated as

proprietary, please answer the following questions:

1. Was the information transmitted to, and received by, the NRC in confidence? Please give details as to the circumstances in which the NRC obtained this information.
2. To the best of your knowledge, is the information currently available in any public sources?
3. Does your company customarily treat this information, or this type of information, as confidential? Please explain why.
4. Would public disclosure of this information be likely to cause substantial harm to the competitive position of your company? If so, how?
5. Since this information was transmitted to the NRC, have any events altered the proprietary character of the information? If so, please explain.

If you believe any of the information in the enclosed records should be considered CEII, please answer the following two questions:

1. Why do you believe the information should be considered CEII?
2. How long do you believe the information should be considered CEII?

We will consider carefully the response you provide to us. If the NRC determines that any information that your company identified in response to this letter should be disclosed, we will notify you of our determination, including a description of the information to be disclosed, the reason(s) for the NRC's determination, and the date by which the information will be made available to the public. 10 CFR 9.28(c).

Please provide your response to **Tina Ennis** no later than **November 12, 2021**. If we have not heard from you by this date, you will be considered to have no objection to disclosure of any of the records. If you have any questions regarding this matter, you may reach me at **301-415-5616** or Tina.Ennis@nrc.gov. **Please provide your response electronically, as we are not in the office to accept mail at this time.**

Tina Ennis

FOIA Analyst (Pathfinder Consultants Contractor)
OCIO/GEMS/FLIC Branch
U.S. Nuclear Regulatory Commission
Location: T-6A00 | Mailstop: T-6A60M
301-415-5616  Tina.Ennis@nrc.gov

