



FOIA/PA REQUEST

Case No:

2001-0220

Date Rec'd:

4-9-2001

Action Off:

Pool

Assigned Case:

Buyers Up • Congress Watch • Critical Mass • Global Trade Watch • Health Research Group • Litigation Group
Joan Claybrook, President

April 6, 2001

Ms. Carol Ann Reed
FOIA / Privacy Act Officer
U.S. Nuclear Regulatory Commission
Mail Stop T-6 D8
Washington, DC 20555-0001

FREEDOM OF INFORMATION ACT REQUEST

Dear Ms. Reed:

Pursuant to the Freedom of Information Act, 5 U.S.C. 522, as amended and 10 C.F.R. 9.8 of the Commission's regulations, Public Citizen's Critical Mass Energy Project requests that NRC provide to us copies of the following:

1. The NRC Office of the Inspector General's response to Chairman Meserve regarding Perry whistleblowers.
2. The audio tape made at the behest of the NRC's Office of Investigation, Region III, of conversations between Perry whistleblowers and First Energy's [REDACTED]
3. The transcript of the above referenced audio tape that is in the possession of the NRC's Office of the Inspector General.
4. The Davis Besse Training videotape that is in the possession of the NRC's Office of Investigation, Region III, in which Perry whistleblowers are repeatedly referenced.

Pursuant to and in compliance with 10 C.F.R. 9.41 of the Commission's regulations governing requests for fee waivers, Public Citizen's Critical Mass Energy & Environment Program provides the following information.

Public Citizen's Critical Mass Energy & Environment Program seeks the requested information solely to contribute to and help shape the public debate concerning NRC's role in the regulation of the nuclear industry. The information provided by the NRC will be analyzed and extracted for use in our ongoing investigation into the nuclear industry's treatment of safety conscious workers and NRC's role in regulating the nuclear industry.

Public Citizen's Critical Mass Energy & Environment Program is a nationally known non-profit public interest organization founded in 1974. We will use these documents in preparation of our report on the nuclear industry's treatment of safety conscious workers.

We plan to broadly disseminate the information contained in this analysis to the press and the general public. For several years now our publications, comments and press releases have been made available free of charge on our web site. The requested information will significantly increase the public understanding of the issue and the NRC's role in regulating the nuclear industry.

Our past publications have attracted attention in the local, national and trade media. Thousands of copies of the reports have been distributed to members of the public, the nuclear industry, citizen groups, federal & state governments and members of Congress.

Public Citizen's Critical Mass Energy & Environment Program has neither a commercial nor a private interest in the agency records sought. Since "disclosure of the information is in the public interest because it is likely to contribute significantly to the public understanding of the operation or activities of the government and is not primarily in the commercial interest of the requester" (5 U.S.C. 552 (a)(4)(A) (iii)), we request a complete waiver of any processing or duplicating costs you might incur in providing these records to us. If you rule otherwise, please notify us before filling the request.

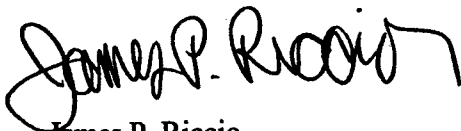
If all or any parts of this request are denied, please cite the specific exemptions on which you rely in refusing to release the documents.

Further, since the Freedom of Information Act provides that the remainder of a file must be released if only portions are exempt from disclosure, we request that we be provided with all non-exempt portions that are reasonably segregable. Of course, we reserve our right to appeal the withholding or deletion of any information.

As provided in the Freedom of Information Act Amendments, we will expect to receive the requested records or a final determination within twenty working days. If your office is unable to fully respond to this request in that time, please send us a written estimate of when the request will be completed.

If you have any questions about this request, please telephone me at 202-546-4996. Thank you for your attention to this request.

Sincerely,



James P. Riccio
Senior Policy Analyst
Public Citizen's Critical Mass Energy Project
215 Pennsylvania Ave. SE
Washington, DC 20003

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