

**RESPONSE TO FREEDOM OF  
INFORMATION ACT (FOIA) / PRIVACY  
ACT (PA) REQUEST**

2001-0256

3

RESPONSE TYPE ☐ FINAL ☒ PARTIAL

REQUESTER

Thomas C. Poindexter, Esq.

DATE

OCT 23 2001

**PART I. -- INFORMATION RELEASED**

- ☐ No additional agency records subject to the request have been located.
- ☐ Requested records are available through another public distribution program. See Comments section.
- ☒ APPENDICES **F** Agency records subject to the request that are identified in the listed appendices are already available for public inspection and copying at the NRC Public Document Room.
- ☒ APPENDICES **D & E\*** Agency records subject to the request that are identified in the listed appendices are being made available for public inspection and copying at the NRC Public Document Room.
- ☐ Enclosed is information on how you may obtain access to and the charges for copying records located at the NRC Public Document Room, 2120 L Street, NW, Washington, DC.
- ☒ APPENDICES **D** 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 comments section) for a disclosure determination and direct response to you.
- ☒ We are continuing to process your request.
- ☐ See Comments.

**PART I.A -- FEES**

AMOUNT \*

\$

\* See comments  
for details

- ☐ You will be billed by NRC for the amount listed. ☐ None. Minimum fee threshold not met.
- ☐ You will receive a refund for the amount listed. ☐ Fees waived.

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

- ☐ No agency records subject to the request have been located.
- ☐ Certain information in the requested records is being withheld from disclosure pursuant to the exemptions described in and for the reasons stated in Part II.
- ☐ This determination may be appealed within 30 days by writing to the FOIA/PA Officer, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001. Clearly state on the envelope and in the letter that it is a "FOIA/PA Appeal."

**PART I.C COMMENTS (Use attached Comments continuation page if required)**

\*The records identified on Appendix E are copyrighted and are, therefore, not included in this response. Please contact the NRC Public Document Room if you wish to view copies of the records.

SIGNATURE - FREEDOM OF INFORMATION ACT AND PRIVACY ACT OFFICER

Carol Ann Reed

**APPENDIX D  
RECORDS BEING RELEASED IN THEIR ENTIRETY**

<b><u>NO.</u></b>	<b><u>DATE</u></b>	<b><u>DESCRIPTION/(PAGE COUNT)</u></b>
1.	Undated	Draft apparent violation. (1 page)
2.	No date	3.1 Project Management Control (45 pages)
3.	No date	History of Westinghouse Model 44 Steam Generators.. (5 pages)
4.	No date	Briefing notes prepared for Comm. Diaz. (14 pages)
5.	No date	Safety Problems with Pressurized Water Reactors in the US. (2 pages)
6.	No date	NIRS Nuclear Info. & Resource Service. (7 pages)
7.	No date	The Indian Point Nuclear Power Plants: A History of Failure, Mishap, & Secrecy & Lies. (4 pages)
8.	08/06/90	NRC Info. Notice 90-49. (4 pages)
9.	04/02/91	Generic Ltr 91-04. (10 pages)
10.	12/23/94	NRC Info. Notice 94-88. (3 pages)
11.	01/09/95	DOJ Guidance Concerning Environmental Justice. (7 pages)
12.	04/28/95	NRC Generic Letter 95-03. (6 pages)
13.	9/20/95	NRC Info. Notice 95-40. (3 pages)
14.	6/21/96	NRC Info. Notice 96-38: Results of Steam Generator Tube Examinations. (4 pages)

15. 12/16/97 NRC Info. Notice Experience During Recent Steam Generator Inspections. (5 pages)
16. 12/98 Draft Regulatory Guide DG-1074. (49 pages)
17. 9/1999 NRC Technical Issues Papers & Fact Sheets - Steam Generator Tube Issues. (9 pages)
18. 2/16/00 NY Nuclear Plant Leak Was "Accident Waiting to Happen." (3 pages)
19. 2/17/00 Statement From Gov. Pataki on Con Ed. Incident. (1 page)
20. 03/16/00 Memo from A. Thadani to S. Collins, subject: Request for Independent Review of 5/26/99 Safety Eval. Re Steam Generator Tube Inspection Interval and 2/13/95 Safety Eval. Re F\* Repair Criteria for Indian Point Station Unit 2. (9 pages) [Cat. 4]
21. 3/27/00 In the news...March 27, 2000. (2 pages)
22. 05/30/00 In the news .. May 30, 2000. (1 page)
23. 06/16/00 E-mail from W. J. Shack to J. Muscara, subject: IP-2 NDE Problem. (3 pages) [Cat. 3]
24. 6/30/00 Fax from Saurin Majumdar to Joe Muscara. (2 pages)
25. 7/27/00 Letter to A. Blind from W. Lanning re Preliminary Results of NRC Special Inspection 50-247/2000010. (4 pages)
26. 8/1/00 SDP/ Enforcement Action Worksheet with attachments. (23 pages)
27. 8/2/00 EA Request & Enforcement Strategy Form. ( 1page)
28. 8/23/00 EDO Pre-Brief for Commission Technical Assistant Briefing Slides - Indian Point 2 Steam Generator Tube Inspection Findings and Preliminary Significance Characterization. (30 pages)
29. 8/24/00 Commission Technical Assistant Briefing Slides - Indian Point 2 Steam Generator Tube Inspection Findings and Preliminary Significance Characterization. (34pages)

- 30. 11/13/00 E-mail from V. Ordaz to Emmett Murphy, Patrick Milano and Peter Kiltay, subject: Division Concurrence Requested: IP2 Ltr fro Red SGTF Finding, with attached draft letter. (19 pages)
- 31. 11/22/00 SDP/EA Request and Strategy Form with attached list of attendees. (2 pages)
- 32. No date Indian Point 2 Steam Generator Review and relationship to DPO and 2.206
- 33. No date New from US Representative Sue Kelly. (1 page)

**APPENDIX E**  
**RECORDS BEING RELEASED IN THEIR ENTIRETY**  
 (If copyrighted identify with \*)

<u>NO.</u>	<u>DATE</u>	<u>DESCRIPTION/(PAGE COUNT)</u>
1.	5/14/92	* <u>Nucleonics Week</u> (2 pgs)
2.	2/16/00	* <u>Public Citizen</u> , N.Y. Nuclear Plant Leak Was "Accident Waiting to Happen" (3 pgs)
3.	2/16/00	* <u>ABC News</u> "Radioactive Steam Leaks From NY Nuke Plant" (3 pgs)
4.	2/17/00	* <u>The Journal News</u> "Indian Point alert lifted. (4 pages)
5..	2/17/00	* <u>Nuclear News Flashes</u> (1 pg)
6.	2/18/00	* <u>Reuters News</u> Article, "NRC to send team to Con Ed's Indian Pt. N.Y. nuke" (2 pgs)
7.	2/28/00	* <u>Inside NRC</u> Vol. 22, No. 5 (1 pg)
8.	2/28/00	* <u>Nuclear News Flashes</u> (2 pgs)
9.	2/29/00	* <u>Nuclear News Flashes</u> (3 pgs)
10.	2/29/00	* <u>National New York Region</u> "Early Test Spots Tube Crack at Nuclear Plant That Leaked" (3 pgs)
11.	3/1/00	* <u>The Boston Globe</u> , "NRC Summons Con Ed to meeting" (2 pgs)
12.	03/02/00	* <u>Nuclear News Flashes</u> . (4 pages)
13.	3/13/00	* <u>Inside NRC</u> Vol. 2, No. 6. (3 pgs)
14.	3/27/00	* <u>Inside NRC</u> Vol 22 No. 7 (1 pg)
15.	3/29/00	*The Virtual Nuclear Terrorist ( 5 pgs )
16.	4/7/00	* <u>The Journal News</u> , "NRC engineer sees danger in reusing IP2 generators" (3 pgs)
17.	4/10/00	* <u>Inside NRC</u> Vol.22, No. 8 (14 pgs)
18.	04/14/00	* <u>Reuters</u> , "Con Ed reviews data f rom NY Indian Pt. nuke leak" (2

pages

19. 6/8/00 \*Nucleonics Week (2 pgs)
20. 6/13/00 \*Poughkeepsie Journal (2 pgs)
21. 6/21/00 \*The Journal News, "Nuke plant in turmoil during leak" (1 pg)
22. Various \*4 articles from various newspapers. (4 pages)
23. 7/28/00 \*Associated Press - 1997 Nuke Inspection Said Deficient (1 pg)
24. 04/13/95 \*McGraw-Hill Energy Newsletters, "Indian Point-2 Rerolling Tubes After Possible Cracks Found. (1 page)
25. 9/1/00 \*Journal News, "Report ties NRC to nuke." (4 pages)
26. 8/31/00 \*Nuclear News Flashes. (3 pages)
27. 9/6/00 \*the Energy Daily, "NRC IG: 'Cursory' Review Leads to Indian Point Leak." (4 pages)
28. 9/2/00 \*Journal News, "Probe of NRC requested." (2 pages)
29. 9/1/00 The New York Times, "Nuclear Agency and Con Ed Faulted in Leak at Indian Point." (3 pages)

**APPENDIX F**  
**RECORDS ALREADY AVAILABLE IN THE PDR**

<u>NO.</u>	<u>DATE</u>	<u>ACCESSION NUMBER</u>	<u>DESCRIPTION/(PAGE COUNT)</u>
1.	06/20/97	9707080072	Letter from R. L. Seale, Advisory Committee on Reactor Safeguards, to Shirley Jackson, subject: Proposed Regulatory Approach Associated With Steam Generator Integrity. (3 pages)
2.	08/29/00	ML003746663	Memo from Hubert Bell, Inspector General to Chairman Meserve attaching Event Inquiry - NRC's Handling of Issues Associated with the February 15, 2000, Steam Generator Tube Rupture at Indian Point Unit 2 Power Plant - Case No. 00-03S. (42 pages)
3.	11/15/00	ML011760176	Enforcement Notification (EN 00-024) to Consolidated Edison Company of New York. (1 page)
4.	01/19/01	ML010240331	Letter from James Baumstark to USNRC re IP 2. (161 pages)
5.	02/28/01	ML010670339	Enforcement Notification (EN 01-006) to Consolidated Edison Company of New York. (1 page)