

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

2003-0398

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RESPONSE TYPE ☐ FINAL ☒ PARTIAL

REQUESTER

Esther Suarez

DATE

NOV 06 2003

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** 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 A** 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 A** 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 *

\$

- ☐ 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.

* See comments
for details**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)

SIGNATURE - FREEDOM OF INFORMATION ACT AND PRIVACY ACT OFFICER

Carol Ann Reed

**APPENDIX A
RECORDS BEING RELEASED IN ENTIRETY**

<u>NO.</u>	<u>DATE</u>	<u>DESCRIPTION/(PAGE COUNT)</u>
1.	2/13/03	Commissioner Nils Diaz' vote sheet on Corr: 03-0024 - Letter to Senator Hillary Clinton, request for review of recent draft report prepared by James Lee Witt Associates, LLC, Regarding emergency preparedness at Indian Point and Millstone facilities. 2 pages
2.	Undated	Commissioner Edward McGaffigan's vote on Corr: 03-0024. 1 page
3.	Undated	Commissioner Greta Dicus' vote on Corr: 03-0024. 3 pages
4.	2/6/03	Commissioner Jeffrey Merrifield's vote on Corr: 03-0024. 5 pages
5.	Undated	Commissioner Dicus' vote on Corr: 03-0026 -Letter to Rep. Sue Kelly, responds to request for review of recent draft report prepared by James Lee Witt Associates. 3 pages
6.	Undated	Commissioner Edward McGaffigan's vote on Corr: 03-0026. 1 page
7.	2/6/03	Commissioner Jeffrey Merrifield's vote on Corr: 03-0026, with attached signed letter from Chairman Meserve to Rep. Kelly. 5 pages
8.	2/11/03	Commissioner Nils Diaz's vote on Corr: 03-0026. 2 pages
9.	4/16/03	Commissioner Dicus' vote on Corr: 03-0053 , Letter to Congress, concerns the emergency preparedness program for the Indian Point Energy Center. 1 page
10.	04/22/03	Commissioner McGaffigan's vote on Corr: 03-0053. 1 page
11.	4/22/03	Commissioner Jeffrey Merrifield's vote on Corr: 03-0053, with attached signed letter from Chairman Diaz to Sen. Liberman. 6 pages

APPENDIX A (continued)

12. 3/31/03 Commissioner Diaz's vote on Corr: 03-0053. 2 pages
13. 06/09/03 Schedule/Calendar- Chairman Nils Diaz 6/9/2003 1 page
14. 7/28/03 E-mail from M. Lopez-Otin to L. Chandler and J. Gray re any follow-up to Governor George Pataki. 1 page
15. 7/25/03 Handwritten note from Nils Diaz to M. Lopez-Otin re follow-up to news release. 1 page
16. 7/25/03 E-mail from L. Herr forwarding NRC News Release No. 03-099 (July 25, 2003). 4 pages
17. 7/25/03 Fax from W. Foster, FEMA to Chairman Diaz, attaching copy of 7/25/03 letter from R. David Paulison, FEMA, to the Honorable George Pataki. 3 pages
18. 5/21/03 Handwritten notes by Chairman Diaz re Indian Point emergency preparedness in preparation for meeting with Senator Hillary Clinton. 1 page
19. 4/30/03 Schedule/Calendar Chairman Diaz.. 1 page
20. Undated Handwritten note from C. Jackson to M. Lopez-Otin on draft statement w/o notes. 3 pages