

**From:** David Vito *RT*  
**To:** A. Randolph Blough; Ernest Wilson; Eugene Cobey; Jeffrey Teator  
**Date:** 4/8/05 10:05AM  
**Subject:** Fwd: Re: Today's Letter from the NRC

The RI-2003-A-0110 allegor called me this morning regarding my intial response to her as to our reaction to her indicated "factual errors" in our letter to her. Specifically I told her that ..... Regarding your "factual error" comments, we will will review them along with any others you may forward as you see additional information related to the investigations, to determine if additional action is appropriate."

She wanted clarification on my statement, based on the fact that she officially FOIA'd her file yesterday. Specifically, she indicated that if I could not guarantee that she would get the FOIA response within the next 30 days, she wanted us to respond to her "factual error" comments within that time. I told her that it was not my call as to when the FOIA response would be ready (there's no way it will be done in 30 days), but that I would relay her comments to appropriate parties. She also indicated that she has additional comments that she wants NRC to respond to that she will try to get to me by early nest week, so that we can respond to all of her initial comments together.

We should probably have an ARB to discuss how we are going to deal with these (and future) post-closure comments regarding her H&I issue. We could tack such a discussion onto the end of next Wednesday's ARB, or we can do an Ad-Hoc. Let me know your preference.

**CC:** Daniel Holody; James Wiggins; Joel Wiebe; Leanne Harrison; Lisamarie Jarriel;  
Sharon Johnson

*u-28*

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**Subject:** Fwd: Re: Today's Letter from the NRC  
**Creation Date:** 4/8/05 10:04AM  
**From:** David Vito  
**Created By:** DJV@nrc.gov

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1868

**Date & Time**

04/08/05 10:04AM

**Options**

**Expiration Date:** None  
**Priority:** Standard  
**Reply Requested:** No  
**Return Notification:** None

**Concealed Subject:** No  
**Security:** Standard