

Erwin Citizens Awareness Network  
P. O. Box 1151, Erwin, TN 37650  
(423-743-4985)  
(email: barbaraoneal@embarqmail.com)

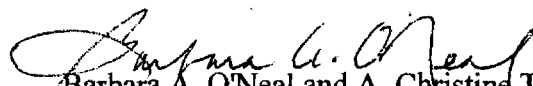
**FOIA/PA REQUEST**

**Case No.:** 2012-0151  
**Date Rec'd:** 2-23-12  
**Specialist:** McClellan  
**Related Case:**

February 17, 2012

U.S. Nuclear Regulatory Commission  
FOIA/Privacy Officer Mailstop: T-5 F09  
Washington, DC 20555-0001

1. We are seeking access to records under the Freedom of Information Act.
2. We request an "Index" of Inspection Reports on Nuclear Fuel Services, Inc. (NFS) from 1957-1999, including ALL Docket numbers, e.g., Docket 07000143, 04000946, and 04002380; Licenses: SNM-124, SMB-306, and SMC-620.
3. We have located only nine (9) inspections reports or references to inspection reports on the Public Legacy Database. The NRC PDR Librarian found only two (2). The entire Public Legacy Database for Docket #07000143 (NFS) contains only 150 entries for plant that has been operating for 54 years. We know the inspection reports exist because many of them are referenced in the 1986 Congressional Hearing conducted by Representative Edward J. Markey.
4. We request that the Index format contain sufficient information, e.g. the Microform numbers, in the event we wish to request the entire document. An example of the index we request is at Enclosure 1, and should be easily generated by using the ADAMS "Legacy Short" format.
5. Additionally, we request that ALL NFS Inspection Reports from 1999-2004 be added to the current Public Database.
6. The public has a "right to know" what has happened at this plant over the years that may have impacted their health, safety, and environment. We grew up, lived, and went to school in close proximity to the plant. In the absence of factual information, we cannot make informed decisions, and from our six years of research, it appears that members of this community have not been afforded that information.
7. According to a July 3, 2007 letter from Representative John D. Dingell, "the NRC exposed itself to unnecessary litigation by denying the public its due process rights as mandated by Section 189 of the Atomic Energy Act when it withheld public notice of NRC's February 21, 2007, Confirmatory Order that modified NFS's Special Nuclear Material License." This was during the three-year Official Use Only (OUO) period, August 2004 to August 2007. It has become abundantly clear that the duration of the OUO policy was not just three years – it has literally existed for decades.
8. We are willing to pay the applicable fees, if any, associated with processing the FOIA request.

  
Barbara A. O'Neal and A. Christine Tipton  
f/ Erwin Citizens Awareness Network, Inc.

1 Enclosure as stated

CF:

Honorable John D. Dingell  
Honorable Edward J. Markey



Search in Legacy Library:  
Docket = 07000413 → 07000143 (?)  
Date Range = 01/01/1978 - 10/31/1999 (end of Legacy database)

Accession Number: 8601110217

Title: Discusses issues for Exxon Fuel lab, Exxon reprocessing, NFS-Erwin & B&W Apollo & Leechburg sites.

Document Date: 1/5/1978

Estimated Page Count: 2

Document Type: INTERNAL OR EXTERNAL MEMORANDUM, MEMORANDUMS-CORRESPONDENCE

Document/Report Number:

Author Affiliation: NRC OFFICE OF NUCLEAR MATERIAL SAFETY & SAFEGUARDS (NMSS)

Microform Addresses: 35041:109-35041:110

Physical File Location: PDR:ADOCK-07000135-C-780105, PDR:ADOCK/07000135/C 780105

Package Number: 8601110217

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Accession Number: 8601110212

Title: Forwards first drafts of synthesis repts for B&W/Apollo- Leechburg sites & NFS/Erwin site. Comments & corrections requested by 780119. Redrafts of repts responsive to comments will be distributed by 780123.

Document Date: 1/16/1978

Estimated Page Count: 1

Document Type: INTERNAL OR EXTERNAL MEMORANDUM, MEMORANDUMS-CORRESPONDENCE

Document/Report Number:

Author Affiliation: NRC OFFICE OF NUCLEAR MATERIAL SAFETY & SAFEGUARDS (NMSS)

Microform Addresses: 35041:108-35041:108

Physical File Location: PDR:ADOCK-07000135-C-780116, PDR:ADOCK/07000135/C 780116

Package Number: 8601110212

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Accession Number: 8601140121

Title: Requests assistance re program to review licensee emergency plans for fuel cycle safety per 751224 FR & MOU. Table listing cases in order of NMSS priority requiring emergency plan review encl.

Document Date: 2/28/1978

Estimated Page Count: 5

Document Type: INTERNAL OR EXTERNAL MEMORANDUM, MEMORANDUMS-CORRESPONDENCE

Document/Report Number:

Author Affiliation: NRC OFFICE OF NUCLEAR MATERIAL SAFETY & SAFEGUARDS (NMSS)

Microform Addresses: 35112:036-35112:040

Physical File Location: PDR:ADOCK-07000364-C-780228, PDR:ADOCK/07000364/C 780228

Package Number: 8601140121

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Accession Number: 8601100546

Title: Advises that fees normally charged for review & approval of matls control & accounting programs being waived due to 2-yr licensing delay.

Document Date: 5/26/1978

Estimated Page Count: 2

## FOIA Resource

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**From:** Barbara A Oneal [barbaraoneal@embarqmail.com]  
**Sent:** Wednesday, February 22, 2012 9:38 PM  
**To:** FOIA Resource  
**Subject:** FOIA for NFS Legacy Inspection Report Index  
**Attachments:** FOIA (IR Index) 17Feb2012.pdf

Attached is a Freedom of Information Request for an index of legacy non-public inspection reports for Nuclear Fuel Services, Inc. (NFS) in Erwin, TN., Docket 07000143, License SNM-124.

While we will pay for this information, we would ask that you consider an exemption for the Erwin Citizens Awareness Network, Inc., which is a non-profit organization chartered under the State of Tennessee, Control #626169.

Please acknowledge receipt of this attached request.

Barbara O'Neal  
f/Erwin Citizens Awareness Network, Inc.  
(423) 743-4985  
email: [barbaraoneal@embarqmail.com](mailto:barbaraoneal@embarqmail.com)