



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

June 25, 2012

IN RESPONSE REFER
TO FOIA/PA-2012-00006A
(FOIA/PA-2012-0203)

Ms. Shannon Landrum
Lawhon & Associates, Inc.
975 Eastwind Drive, Suite 190
Columbus, OH 43081

Dear Ms. Landrum:

On behalf of the U.S. Nuclear Regulatory Commission (NRC), I am responding to your May 8, 2012, letter to the Freedom of Information Act/Privacy Act Officer, in which you appealed the agency's April 25, 2012, response regarding your April 20, 2012, Freedom of Information Act (FOIA) request (FOIA/PA-2012-0203) for information regarding the MLTS status of Chemical Service Lab.

Acting on your appeal, the NRC's Office of Federal and State Materials and Environmental Management Programs conducted another thorough search of the MLTS database and has confirmed again that the information you requested is not included in the MLTS database. Therefore, your appeal for adequacy of search is denied.

This is NRC's final decision. As set forth in the FOIA (5 U.S.C. § 552 (a)(4)(B)), judicial review of this decision is available in a district court of the United States in the district in which you reside or have your principle place of business. Judicial review can also take place in the district in which the agency's records are located or in the District of Columbia.

However, based on the additional information which you provided, the NRC staff located records for Chemical Service Lab license 13-16501-02. The enclosed records identified on Appendix A are being released in their entirety, and the Appendix B record is being withheld in part under Exemption 4 [Title 10 of the *Code of Federal Regulations* 2.390 (a)(4)], due to the proprietary nature of the information. 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 that it is a FOIA/PA Appeal on the envelope.

Sincerely,

A handwritten signature in black ink, appearing to read "D. Ash", is written over a horizontal line.

Darren B. Ash
Deputy Executive Director
for Corporate Management and
Chief Freedom of Information Act Officer
Office of the Executive Director for Operations

Enclosure: As stated

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

<u>NO.</u>	<u>DATE</u>	<u>DESCRIPTION/(PAGE COUNT)</u>
1.	Undated	Cover page to Materials License File identifying document not available on Central Files Microfiche (1 page)
2.	02/02/1979	Letter from A. B. Davis, Chief, Fuel Facility and Materials Safety Branch to Mr. E. V. Elder, Chemical Service Laboratory, Inc, License Number 13-16501-1 (4 pages)
3.	02/03/1979	Letter from Eugene V. Elder, President, Chemical Service Laboratory, Inc. to Dr. John Cooper, U.S. NRC (1 page)
4.	02/12/1979	Materials Licensing Tracking Status Form (1 page)
5.	02/14/1979	Letter from John Cooper, Chief, Radioisotopes Licensing Section, NMSS, Region III to William D. Miller, Chief, License Fee Management Branch, Office of Administration, Subject: License Fee Transmittal (1 page)
6.	02/21/1979	Letter from Eugene V. Elder, President, Chemical Service Laboratory, Inc. to A. B. Davis, Chief, Fuel Facility and Materials Safety Branch (1 page)
7.	02/26/1979	Letter from Glenda Jackson, License Fee Management Branch, Silver Spring Office, Office of Administration to Chemical Service Laboratories, Inc. ATTN: Eugene V. Elder (1 page)
8.	04/06/1979	Letter from Glenda Jackson, License Fee Management Branch, Silver Spring Office, Office of Administration to Chemical Service Laboratories, Inc. ATTN: Eugene V. Elder, Subject: Application for an amendment to Byproduct Material License 13-16501-01 Dated February 9, 1979 and our Request for the License Fee Dated February 26, 1979 (1 page)
9.	04/17/1979	Letter from E. V. Elder, President, Chemical Service Laboratory, Inc. to A. B. Davis, Chief, Fuel Facility and Materials Branch (1 page)
10.	05/02/1979	Letter from A. B. Davis, Chief, Fuel Facility and Materials Safety Branch to Chemical Service Laboratory, Inc. ATTN: Mr. E. V. Elder, President (1 page)
11.	06/19/1979	Letter from William O. Miller, Chief, License Fee Management Branch, Office of Administration to John Cooper, Chief, Radioisotopes Licensing Section, NMSS, Region III, Subject: LICENSE FEE INFORMATION (1 page)

12. 07/12/1979 Letter from William O. Miller, Chief, License Fee Management Branch, Office of Administration to John Cooper, Chief, Radioisotopes Licensing Section, NMSS, Region III, Subject: LICENSE FEE INFORMATION (1 page)
13. 07/12/1979 Handwritten note signed by G. Jackson (1 page)
14. 01/17/1983 NRC Form 313, Application for Byproduct Material License (4 pages)
15. 01/28/1983 Letter between William O. Miller, Chief, License Fee Management Branch, Office of Administration and Regional License Section Material Licensing Branch, FCMS, Office of Nuclear Material Safety & Safeguards, SUBJECT: LICENSE FEE TRANSMITTAL (1 page)
16. 02/01/1983 NRC Form 782, Materials Data Input – Industrial, Medical, Source/Special Nuclear (1 page)
17. 02/01/1983 NRC Form 374, Materials License (3 pages)
18. 0724/1985 Conversation Record (1 page)
19. 07/26/1988 Letter from Rose M. Pankratz to Mr. Elder (1 page)
20. 03/08/1989 Inspection Record for License No. 13-16501-02 Signed by D. G. Wiedeman, Nuclear Materials Safety Section 1 and Notice of Violation (3 pages)

**APPENDIX B
RECORDS BEING WITHHELD IN PART**

<u>NO.</u>	<u>DATE</u>	<u>DESCRIPTION/(PAGE COUNT)</u>
1.	02/09/1979	Acknowledgment form for Docket No. 030-11149, Control No. 01321 (5 pages) Exemption 4