

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

2013-0213

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RESPONSE
TYPE☐ FINAL☒ PARTIAL

REQUESTER

Lawrence Criscione

DATE

JUN 10 2013

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**
A 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**
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, 11555 Rockville Pike, Rockville, MD 20852-2738.
- ☐ **APPENDICES**
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. For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. § 552(c) (2006 & Supp. IV (2010)). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.
- ☐ 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 incoming FOIA request will be available in ADAMS at ML13102A065.

Since items 22, 27, 56 and 57 on your list are already the subject of previous appeals, they will not be addressed in response to FOIA 2013-0213, but will be addressed separately in response to those appeals.

Please note that item numbers listed in the appendices correspond to the item numbers of the records as identified in the incoming request.

SIGNATURE - FREEDOM OF INFORMATION ACT AND PRIVACY ACT OFFICER

Donna L. Sealing

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

<u>NO.</u>	<u>ACCESSION NO.</u>	<u>DATE</u>	<u>DESCRIPTION/(PAGE COUNT)</u>
10.	ML070440337	02/05/07	Letter from Bruce H. Hamilton, Duke, to NRC, "Seismic Fragility Study" (3 pages)
14.	ML071580259	06/22/07	Memo from J. Dyer, NRR to L. Reyes, EDO on Consideration of New Information Associated with a Final Significance Determination for a White Finding – Oconee NS. (3 pages)
20.	ML082390669	08/26/08	Email from J. Grobe, NRR to L. Olshan, NRR et al on Proposal for a Risk Analysis of the Failure of the Jocassee and Keowee Dams to Assess the Potential Effects on the Safe Shutdown Facility of ONS (12 pages)
30.	ML090820470	04/22/09	Memo from J. Stang, NRR to M. Wong, NRR 05/11/2009 Notice of Forthcoming Closed Meeting with Duke Energy Carolinas, LLC, to Discuss Sensitivity Studies Concerning Failure of the Jocassee DAM & Resultant Flooding at the Oconee Nuclear Station, Unit 1, 2, & 3 (3 pages)
37.	ML092710344	09/25/09	Site Visit Observation on 09/25/2009 by Joel Munday for Oconee (2 pages)
58.	ML11229A710	08/16/11	G20110617/EDATS: OEDO-2011-0572 – Kathleen Blake E-mail re: Briefing Package for Visit to Oconee Nuclear Power Plant on September 12-13, 2011 (3 pages)
67.	ML12058A236	03/05/12	Meeting Summary from J. Stang, NRR on 02/23/12 Summary of a Teleconference between the U.S. NRC and Duke Energy Regarding Comments made by Duke Energy Concerning the Issuance of the Screening Analysis Report for Generic Issue 204. (4 pages)