

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

2014-0005

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RESPONSE
TYPE☐ FINAL☒ PARTIAL

REQUESTER

Jack Gillum

DATE

NOV 14 2014

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.
- ☒

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| GROUP A |
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 Agency records subject to the request that are identified in the specified group are already available for public inspection and copying at the NRC Public Document Room.
- ☐

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| GROUP |
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 Agency records subject to the request that are contained in the specified group are being made available for public inspection and copying at the NRC Public Document Room.
- ☐

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| GROUP |
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 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)

As discussed, this interim response is partially responsive to items 2-4. No records responsive to item #3 of your request were located. Additionally, 263 pages of records have been referred to Dept. of Homeland Security for continued processing in response to items 2-4 of your request and will be produced in the next interim response.

The enclosed Information Notice 89-05 is also available at <http://www.nrc.gov/reading-rm/doc-collections/gen-comm/info-notices/1989/in89005.html>

The enclosed Federal Register Vol. 74, No. 58 is available at <http://www.gpo.gov/fdsys/pkg/FR-2009-03-27/pdf/E9-6102.pdf>.

The incoming FOIA request will be available in ADAMS at ML13281A608.

Records with an ML accession number are available in the NRC Library at www.nrc.gov/reading-rm/adams.html. For assistance in obtaining any public records, please contact the NRC's Public Document Room (PDR) at 1-800-397-4209 or by e-mail at PDR.Resource@nrc.gov.

SIGNATURE - FREEDOM OF INFORMATION ACT AND PRIVACY ACT OFFICER

Donna L. Sealing