



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

**OCT 06 2016**

IN RESPONSE REFER TO:  
FOIA/PA-2016-00172A  
FOIA/PA-2016-00679

Julian Tarver  
(b) (6)

Dear Mr. Tarver:

On behalf of the U.S. Nuclear Regulatory Commission (NRC), I am responding to your letter dated September 11, 2016, in which you appealed the agency's August 29, 2016 response related to your August 8, 2016 Freedom of Information Act (FOIA) request, FOIA/PA-2016-00679. You appealed the search performed for all internal/external communications in FOIA 2016-0504 and appeal 2016-0124A.

Acting on your appeal, I have considered the matter and have determined that the NRC did conduct an adequate search because the Office of the Chief Information Officer, which is the office that maintains FOIA request documentation (both in hard copy files and/or its electronic database), looked for any responsive records at the time of initial processing and again upon receipt of your appeal. The responsive records that were located were provided to you in the NRC's August 29<sup>th</sup> final response. No other records were found as a result of the second search. Accordingly, the agency released to you all internal communications responsive to your request in FOIA/PA-2016-00679, and there were no external communications. Therefore, I have denied your appeal.

This is the final agency decision. As set forth in the FOIA (5 U.S.C. 552(a)(4)(B)), you may seek judicial review of this decision in the district court of the United States in the district in which you reside or have your principal place of business. You may also seek judicial review in the district in which the agency's records are situated or in the District of Columbia.

The 2007 FOIA amendments created the Office of Government Information Services (OGIS) to offer mediation services to resolve disputes between FOIA requesters and Federal agencies as a nonexclusive alternative to litigation. Using OGIS services does not affect your right to pursue litigation.

Tarver, J.

You may contact OGIS in any of the following ways:

Office of Government Information Services  
National Archives and Records Administration  
8601 Adelphi Road-OGIS  
College Park, MD 20740  
Email: [ogis@nara.gov](mailto:ogis@nara.gov)  
Telephone: 202-741-5770  
Toll-free: 1-877-684-6448  
Fax: 202-741-5769

Sincerely,

A handwritten signature in black ink, appearing to read "David Nelson", written over a horizontal line.

David J. Nelson  
Chief Information Officer  
Office of the Chief Information Officer