

RESPONSE TO FREEDOM OF  
INFORMATION ACT (FOIA) REQUEST

2016-0507

1

RESPONSE  
TYPE ☐ INTERIM ☒ FINAL

## REQUESTER:

Julian Tarver

## DATE:

06/22/2016

## DESCRIPTION OF REQUESTED RECORDS:

access to all internal &amp; external communication related to CON-2011-0004

## PART I. -- INFORMATION RELEASED

- ☐ Agency records subject to the request are already available in public ADAMS or on microfiche in the NRC Public Document Room.
- ☐ 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

- ☒ We did not locate any agency records responsive to your request. *Note:* Agencies may treat three discrete categories of law enforcement and national security records as not subject to the FOIA ("exclusions"). 5 U.S.C. 552(c). This is a standard notification given to all requesters; it should not be taken to mean that any excluded records do, or do not, exist.
- ☐ We have withheld certain information pursuant to the FOIA exemptions described, and for the reasons stated, in Part II.
- ☐ Because this is an interim response to your request, you may not appeal at this time. We will notify you of your right to appeal any of the responses we have issued in response to your request when we issue our final determination.
- ☒ You may appeal this final determination within 30 calendar days of the date of this response by sending a letter or email to the FOIA Officer, at U.S. Nuclear Regulatory Commission, Washington, D.C. 20555-0001, or [FOIA.Resource@nrc.gov](mailto:FOIA.Resource@nrc.gov). Please be sure to include on your letter or email that it is a "FOIA Appeal."

## PART I.C COMMENTS ( Use attached Comments continuation page if required)

## SIGNATURE - FREEDOM OF INFORMATION ACT OFFICER

Roger Andoh

## DISTRIBUTION

ADM

OFFICE	ACTION OFFICER	FOIA OFFICER				<input checked="" type="checkbox"/> PUBLIC ADAMS
NAME	SBlaney	RAndoh <i>RAndoh</i>				<input type="checkbox"/> NON-PUBLIC ADAMS
DATE	06/22/2016	06/22/2016				



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

JAN 13 2017

IN RESPONSE REFER TO:  
FOIA/PA-2017-0010A  
FOIA/PA-2016-0680

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 28, 2016, in which you appealed the agency's September 20, 2016, response related to your August 9, 2016, Freedom of Information Act (FOIA) request, FOIA/PA-2016-0680. In that FOIA request, you asked for all internal and external communication in the following FOIA cases and appeals: FOIA/PA-2016-0506, FOIA/PA-2016-0507, FOIA/PA-2016-0113A, and FOIA/PA-2016-0116A. Our response to your FOIA/PA-2016-0680 request provided certain documents, with some information redacted under FOIA Exemption 5 and other information redacted as "out of scope." Your appeal challenges the adequacy of search and the denial of information, but it does not provide any basis for the appeal.

Acting on your appeal, I have considered both of the issues raised in your appeal. With respect to the adequacy of search, the NRC Office of Nuclear Regulatory Research (RES), the NRC Office of the General Counsel (OGC), and the NRC Office of Administration (ADM) conducted a new search for records in response to your appeal. Attached to this letter are additional records located during this search, which are redacted in part under Exemption 5 of the FOIA. Therefore, this part of your appeal is being granted.

With respect to our denial of information under FOIA Exemption 5 in response to your FOIA/PA-2016-0680 request, I have reviewed the information that we originally withheld under that exemption and determined that the NRC was correct to withhold it. Exemption 5 allows agencies to withhold information that is both predecisional and deliberative if releasing the information would foreseeably cause harm to interests protected by the exemption. I have determined that the information is, in fact, predecisional and deliberative and that its release would foreseeably cause harm of a type that Exemption 5 was intended to allow agencies to prevent. In addition, some of this same information also qualifies for protection under the attorney-client privilege, which provides an additional basis to withhold that information under Exemption 5. Accordingly, I am denying your appeal with respect to the denial of information under Exemption 5, and we will continue to withhold that information.

In addition to the information originally redacted under Exemption 5, there was also one item redacted as "out of scope" within an otherwise responsive document in our response to your FOIA/PA-2016-0680 request. I have determined that the information should not have been withheld on that basis, and I have determined further that no FOIA exemption applies to it. Therefore, I am granting your appeal to the extent it addresses the information redacted as "out

of scope" in our response to your FOIA/PA-2016-0680 request. That information is now being released to you.

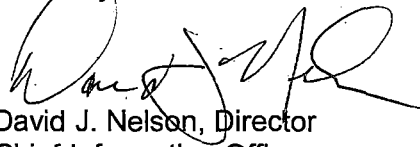
This is the final agency decision. As set forth in the FOIA (5 U.S.C. 552(a)(4)(B)), you may seek judicial review of this decision in the district court of the United States in the district in which you reside or have your principal place of business. You may also seek judicial review in the district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

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 J. Nelson", is written over a faint, circular official stamp.

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

**From:** FOIAPARES Resource  
**To:** [Blaney, Stephanie](#)  
**Subject:** RE: FOIA/PA-2016-00506 Action Item/Instructions Non-Excepted Requester Fee Estimate Required  
**Date:** Tuesday, June 21, 2016 11:17:00 AM

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Another question...sorry ☹

(b)(5)

Staff is indicating that RES and NRO were associated with the MOU. Taking into consideration that [REDACTED] is there any way the FOIA office can identify any particular staff who were involved in the CON response? A long shot – but we're trying to figure out who to assign this to ☺

**From:** Blaney, Stephanie  
**Sent:** Tuesday, June 21, 2016 9:36 AM  
**To:** FOIAPARES Resource <FOIAPARES.Resource@nrc.gov>  
**Subject:** RE: FOIA/PA-2016-00506 Action Item/Instructions Non-Excepted Requester Fee Estimate Required

Here you go Deanna, let me know if you need anything else.

CON-2011-0003 – Request Description  
- NRC-DOE Memorandum of Understanding on Next Generation Nuclear Plants finalized between April 2006 & September 2008

We only need internal or external communications related to the CON-2011-0003.

Thanks,  
Stephanie

**From:** FOIA Resource  
**Sent:** Tuesday, June 21, 2016 9:26 AM  
**To:** Blaney, Stephanie <[Stephanie.Blaney@nrc.gov](mailto:Stephanie.Blaney@nrc.gov)>  
**Subject:** FW: FOIA/PA-2016-00506 Action Item/Instructions Non-Excepted Requester Fee Estimate Required

FYI

**From:** FOIAPARES Resource  
**Sent:** Tuesday, June 21, 2016 8:48 AM  
**To:** FOIA Resource <[FOIA.Resource@nrc.gov](mailto:FOIA.Resource@nrc.gov)>  
**Subject:** RE: FOIA/PA-2016-00506 Action Item/Instructions Non-Excepted Requester Fee Estimate Required

Hi Stephanie,

Does the FOIA office have any other identifying information such as a title for the CON #? Without any other information, it will be difficult for staff to search. We did perform internet searches and found that the requester previously requested this same CON#, but no other

information was found.

Thanks,  
Deanna

**From:** Blaney, Stephanie [mailto:[foia\\_resource@nrc.gov](mailto:foia_resource@nrc.gov)]

**Sent:** Monday, June 20, 2016 2:24 PM

**To:** OGC\_FOIA\_COORDINATOR Resource <[OGC\\_FOIA\\_COORDINATOR.Resource@nrc.gov](mailto:OGC_FOIA_COORDINATOR.Resource@nrc.gov)>;

FOIAPARES Resource <[FOIAPARES.Resource@nrc.gov](mailto:FOIAPARES.Resource@nrc.gov)>

**Cc:** Kardaras, Tom <[Tom.Kardaras@nrc.gov](mailto:Tom.Kardaras@nrc.gov)>; FOIA Resource <[FOIA.Resource@nrc.gov](mailto:FOIA.Resource@nrc.gov)>; Blaney, Stephanie <[Stephanie.Blaney@nrc.gov](mailto:Stephanie.Blaney@nrc.gov)>

**Subject:** FOIA/PA-2016-00506 Action Item/Instructions Non-Excepted Requester Fee Estimate Required

**Offices Assigned Action on June 20, 2016:**

(b)(5)

**OGC;RES**

(b)(5)

**Please verify**

**whether your office has anything responsive to this request)**

This requester has been placed in the "**non-excepted**" fee category, being responsible only for search fees in excess of two (2) hours and duplication costs after receiving 100 pages free of charge. Therefore, your initial fee estimate of **search fees and duplication costs** is required on or before **June 23, 2016**, which is four (4) working days from the date of this e-mail.

If there are no responsive records, please respond with "No Records".

The Government Information Specialist for this request is **Stephanie Blaney**, who can be reached at **301-415-6975** or [Stephanie.Blaney@nrc.gov](mailto:Stephanie.Blaney@nrc.gov).

The FOIA request should be processed in accordance with the standard instructions (How to Respond to an Initial FOIA Request) at ML060590485. To ensure that **search time** is calculated appropriately and consistently, **search** is the time spent by any staff member looking for material subject to a request, either manually or by automated means, including time spent in page-by-page or line-by-line identification of responsive material within records. Searches should identify all paper and electronic records maintained by your office, including records in any file centers or other remote locations, all versions in ADAMS, Sharepoint, or other shared drives, as well as individual staff members' Outlook, Office, and other computer files, audio and video tapes, and any other media.

If you believe another office (that is not copied on this e-mail) may have records responsive to this request, please let the Government Information Specialist know.

You are encouraged to ask for a scoping discussion with the requester when you believe it will be beneficial.

You are encouraged to ask for assistance in performing adequate ADAMS searches if you have any difficulty doing a search.

NRC Form 496, "Report of Staff Resources for Processing FOIA/PA Requests" is available in the NRC Forms Library for your use.

When you respond, please make sure that you are sending your response to [FOIA.Resource@nrc.gov](mailto:FOIA.Resource@nrc.gov), as well as the assigned specialist.

Thank you.

**From:** Warner, Deanna  
**To:** Correa, Yessie  
**Subject:** Heads Up Only: FOIA-2016-00506 - CON-2011-0003  
**Date:** Wednesday, June 22, 2016 7:35:42 AM

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Hi Yessie,

This is an FYI only (for now). RES staff has been tasked with locating internal and external records associated with CON-2011-0003 - NRC-DOE Memorandum of Understanding on Next Generation Nuclear Plants finalized between April 2006 & September 2008. Although at this time RES is not recommending that the FOIA be assigned to NRO, staff indicated they would be reaching out to NRO. I have a feeling they will reach out directly to staff and not go through you.

If staff feels that at a later date the FOIA should be assigned to NRO, I'll work with the FS. For now, even if RES reaches out to NRO, I recommend that staff not put effort into searching/locating records until the FOIA is officially tasked to NRO.

Thanks,  
Deanna

**From:** Armstrong, Kenneth  
**Sent:** Wednesday, June 22, 2016 7:10 AM  
**To:** Warner, Deanna <Deanna.Warner@nrc.gov>  
**Cc:** Berrios, Ilka <Ilka.Berrios@nrc.gov>; Dennis, Suzanne <Suzanne.Dennis@nrc.gov>; DiFrancesco, Nicholas <Nicholas.DiFrancesco@nrc.gov>  
**Subject:** RE: FOIA-2016-00506 - CON-2011-00506

Not yet.

Let me ask around my Division for any recollection. I will also give NRO a heads up.

**From:** Warner, Deanna  
**Sent:** Wednesday, June 22, 2016 6:54 AM  
**To:** Armstrong, Kenneth <Kenneth.Armstrong@nrc.gov>  
**Cc:** Berrios, Ilka <Ilka.Berrios@nrc.gov>; Dennis, Suzanne <Suzanne.Dennis@nrc.gov>; DiFrancesco, Nicholas <Nicholas.DiFrancesco@nrc.gov>  
**Subject:** RE: FOIA-2016-00506 - CON-2011-00506

Hi Ken,

That is correct © Would you like me to have the FOIA Specialist assign it to NRO as well?

Thanks,  
Deanna

**From:** Armstrong, Kenneth  
**Sent:** Wednesday, June 22, 2016 6:42 AM

**To:** Warner, Deanna <[Deanna.Warner@nrc.gov](mailto:Deanna.Warner@nrc.gov)>  
**Cc:** Berrios, Ilka <[Ilka.Berrios@nrc.gov](mailto:Ilka.Berrios@nrc.gov)>; Dennis, Suzanne <[Suzanne.Dennis@nrc.gov](mailto:Suzanne.Dennis@nrc.gov)>; DiFrancesco, Nicholas <[Nicholas.DiFrancesco@nrc.gov](mailto:Nicholas.DiFrancesco@nrc.gov)>  
**Subject:** RE: FOIA-2016-00506 - CON-2011-00506

Deanna,

I believe that this falls under DSA. For my tasking, I am to ask staff if they have any communication records pertaining to a FOIA from 2011 that requested the NRC-DOE MOU for NGNP correct?

That is all the information that I have to go on correct?

Thanks!

**From:** Berrios, Ilka  
**Sent:** Tuesday, June 21, 2016 4:14 PM  
**To:** Warner, Deanna <[Deanna.Warner@nrc.gov](mailto:Deanna.Warner@nrc.gov)>; Armstrong, Kenneth <[Kenneth.Armstrong@nrc.gov](mailto:Kenneth.Armstrong@nrc.gov)>; Dennis, Suzanne <[Suzanne.Dennis@nrc.gov](mailto:Suzanne.Dennis@nrc.gov)>; DiFrancesco, Nicholas <[Nicholas.DiFrancesco@nrc.gov](mailto:Nicholas.DiFrancesco@nrc.gov)>  
**Subject:** RE: FOIA-2016-00506 - CON-2011-00506

What is the next step? Is DSA taking the lead?

**From:** Warner, Deanna  
**Sent:** Tuesday, June 21, 2016 1:20 PM  
**To:** Armstrong, Kenneth <[Kenneth.Armstrong@nrc.gov](mailto:Kenneth.Armstrong@nrc.gov)>; Dennis, Suzanne <[Suzanne.Dennis@nrc.gov](mailto:Suzanne.Dennis@nrc.gov)>; DiFrancesco, Nicholas <[Nicholas.DiFrancesco@nrc.gov](mailto:Nicholas.DiFrancesco@nrc.gov)>; Berrios, Ilka <[Ilka.Berrios@nrc.gov](mailto:Ilka.Berrios@nrc.gov)>  
**Subject:** RE: FOIA-2016-00506 - CON-2011-00506

Hello Again,

Unfortunately, in addition to (b)(5) [REDACTED]  
OCIO found no notes, etc. in their FOIA system to assist RES in focusing the task.

Thanks,  
Deanna

**From:** Armstrong, Kenneth  
**Sent:** Tuesday, June 21, 2016 11:18 AM  
**To:** Warner, Deanna <[Deanna.Warner@nrc.gov](mailto:Deanna.Warner@nrc.gov)>; Dennis, Suzanne <[Suzanne.Dennis@nrc.gov](mailto:Suzanne.Dennis@nrc.gov)>; DiFrancesco, Nicholas <[Nicholas.DiFrancesco@nrc.gov](mailto:Nicholas.DiFrancesco@nrc.gov)>; Berrios, Ilka <[Ilka.Berrios@nrc.gov](mailto:Ilka.Berrios@nrc.gov)>  
**Subject:** RE: FOIA-2016-00506 - CON-2011-00506

This seems to be somewhere between RES (likely my Division) and NRO. In talking with Deanna, the requester is looking for communication surrounding the production of records under the prior referenced FOIA. Deanna is going to take a look and see what was



previously produced and who was involved so that we can focus our tasking.

So, if that is OK with everyone, stay tuned.

Thanks!

**From:** Warner, Deanna

**Sent:** Tuesday, June 21, 2016 10:58 AM

**To:** Dennis, Suzanne <[Suzanne.Dennis@nrc.gov](mailto:Suzanne.Dennis@nrc.gov)>; DiFrancesco, Nicholas <[Nicholas.DiFrancesco@nrc.gov](mailto:Nicholas.DiFrancesco@nrc.gov)>; Berrios, Ilka <[Ilka.Berrios@nrc.gov](mailto:Ilka.Berrios@nrc.gov)>; Armstrong, Kenneth <[Kenneth.Armstrong@nrc.gov](mailto:Kenneth.Armstrong@nrc.gov)>

**Subject:** RE: FOIA-2016-00506 - CON-2011-00506

Greetings,

Below is the description of CON-2011-0003. The requester is seeking internal and external communications regarding the CON # - having the description may be useful in which division may have records and staff's ability to search.

CON-2011-0003 – NRC-DOE Memorandum of Understanding on Next Generation Nuclear Plants finalized between April 2006 & September 2008

I'm thinking that with the CON being a referral that there may not have been much communication, if any. Hope this helps ☺

Thanks,  
Deanna

**From:** Warner, Deanna

**Sent:** Tuesday, June 21, 2016 8:46 AM

**To:** Dennis, Suzanne <[Suzanne.Dennis@nrc.gov](mailto:Suzanne.Dennis@nrc.gov)>; DiFrancesco, Nicholas <[Nicholas.DiFrancesco@nrc.gov](mailto:Nicholas.DiFrancesco@nrc.gov)>; Berrios, Ilka <[Ilka.Berrios@nrc.gov](mailto:Ilka.Berrios@nrc.gov)>; Armstrong, Kenneth <[Kenneth.Armstrong@nrc.gov](mailto:Kenneth.Armstrong@nrc.gov)>

**Subject:** RE: FOIA-2016-00506 - CON-2011-00506

Hi Suzanne,

This is one of the files that I ran across while doing a search...same requester asking for the same information. A CON is typically a referral that comes in from another government agency asking us to review and provide a disclosure determination on a record that belongs to the NRC.

In this particular case, the FOIA office assigned this FOIA to RES and OGC. I'm waiting to hear back as to how they went about assigning it to only these two offices when no other information is known.

I'll follow up as soon as I hear back.

Thanks,  
Deanna

**From:** Dennis, Suzanne

**Sent:** Tuesday, June 21, 2016 8:36 AM

**To:** Warner, Deanna <Deanna.Warner@nrc.gov>; DiFrancesco, Nicholas

<Nicholas.DiFrancesco@nrc.gov>; Berrios, Ilka <Ilka.Berrios@nrc.gov>; Armstrong, Kenneth

<Kenneth.Armstrong@nrc.gov>

**Subject:** RE: FOIA-2016-00506 - CON-2011-00506

Deanna,

I'm not exactly sure what CON-2011-003 is, but here's a FOIA from April:

<http://www.nrc.gov/docs/ML1609/ML16097A445.html>

Can we use this for our response? Or can you provide more guidance on what a "CON" is?

Thanks!  
Suzanne

**From:** Warner, Deanna

**Sent:** Tuesday, June 21, 2016 8:31 AM

**To:** DiFrancesco, Nicholas <Nicholas.DiFrancesco@nrc.gov>; Berrios, Ilka <Ilka.Berrios@nrc.gov>;

Dennis, Suzanne <Suzanne.Dennis@nrc.gov>; Armstrong, Kenneth <Kenneth.Armstrong@nrc.gov>

**Subject:** FOIA-2016-00506 - CON-2011-00506

Greetings,

RES has been tasked with providing responsive records to the subject FOIA.

(b)(5)

**NOTES:**

(b)(5)

I performed an internet search on the referenced FOIA number and had no success on finding the request or any responsive records that the agency may have released.

Staff can either electronically mark records for redaction (Word file instructions attached) or provide a narrative describing the portions of the records to be withheld. Responsive Records guidance and a Summary of FOIA Exemption Classifications are available to assist the assignee with providing responsive records, including bracketing information to be withheld and applying exemption codes.

Any division/branch that determines the request is within scope and/or who provides responsive records to a request must complete Form 511A, "Documenting a FOIA Search."

By **June 29, 2016**, please respond to D. Warner and/or [FOIAPANSIR.Resource@nrc.gov](mailto:FOIAPANSIR.Resource@nrc.gov) or [FOIAPARES.Resource@nrc.gov](mailto:FOIAPARES.Resource@nrc.gov) by choosing one of the following:

\_\_\_\_ The request is outside the scope of the division/branch responsibility; therefore, there are no responsive records.

\_\_\_\_ The request is within the scope of the division/branch responsibility; no responsive records were found. Attached is a Form 511A documenting the search.

\_\_\_\_ The request is within the scope of the division/branch responsibility; responsive records were found and are attached. A Form 511A is also attached documenting the search.

**Technical Staff to use HRMS CAC Code – ZF0000.** Staff may monitor FOIA statuses in SharePoint by clicking on the following link: <http://fusion.nrc.gov/nsir/team/PMDA/Lists/foia/NSIR.aspx>.

Thanks,

*Deanna Warner*

FOIA Coordinator  
Office of Nuclear Security and Incident Response  
U.S. Nuclear Regulatory Commission  
3WFN 9-A10  
301-287-3702



**From:** Dennis, Suzanne  
**To:** Warner, Deanna; Armstrong, Kenneth  
**Cc:** Berrios, Ilka; DiFrancesco, Nicholas  
**Subject:** RE: FOIA-2016-00506 - CON-2011-0003  
**Date:** Wednesday, June 22, 2016 3:15:10 PM

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That's perfect –thanks!

DRA won't have any input then. ☺

**From:** Warner, Deanna  
**Sent:** Wednesday, June 22, 2016 2:17 PM  
**To:** Dennis, Suzanne <Suzanne.Dennis@nrc.gov>; Armstrong, Kenneth <Kenneth.Armstrong@nrc.gov>  
**Cc:** Berrios, Ilka <Ilka.Berrios@nrc.gov>; DiFrancesco, Nicholas <Nicholas.DiFrancesco@nrc.gov>  
**Subject:** RE: FOIA-2016-00506 - CON-2011-0003

Hi Suzanne,

My apologies for just getting back to you. I just finished up on FOIA-2016-00496 and submitted it to the FOIA Specialist ☺

Taking into consideration what a CON is (another agency requesting the NRC's disclosure recommendations on an NRC record), the way I interpret the request is any communications the staff would have had internally and externally on the CON itself. For example, when the NRC received the CON, there may have been internal and external NRC and DOE communications on the disclosure determination regarding the release of the MOU. These types of communications would be subject to this request.

Since the attached records focus on the work done under the MOU and not on communications involving the release of the MOU, in my opinion, they would not be considered responsive to this request.

Does this help everyone?

Deanna

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**From:** Dennis, Suzanne  
**Sent:** Wednesday, June 22, 2016 11:04 AM  
**To:** Warner, Deanna <Deanna.Warner@nrc.gov>; Armstrong, Kenneth <Kenneth.Armstrong@nrc.gov>  
**Cc:** Berrios, Ilka <Ilka.Berrios@nrc.gov>; DiFrancesco, Nicholas <Nicholas.DiFrancesco@nrc.gov>  
**Subject:** RE: FOIA-2016-00506 - CON-2011-00506

Hi Deanna,

We have one email, attached, that pertains to the work done under the MOU (not the actual MOU itself). Is this relevant to the request?

Thanks!  
Suzanne

**From:** Warner, Deanna  
**Sent:** Wednesday, June 22, 2016 7:14 AM  
**To:** Armstrong, Kenneth <[Kenneth.Armstrong@nrc.gov](mailto:Kenneth.Armstrong@nrc.gov)>  
**Cc:** Berrios, Ilka <[Ilka.Berrios@nrc.gov](mailto:Ilka.Berrios@nrc.gov)>; Dennis, Suzanne <[Suzanne.Dennis@nrc.gov](mailto:Suzanne.Dennis@nrc.gov)>; DiFrancesco, Nicholas <[Nicholas.DiFrancesco@nrc.gov](mailto:Nicholas.DiFrancesco@nrc.gov)>  
**Subject:** RE: FOIA-2016-00506 - CON-2011-00506

Sounds good ☺

**From:** Armstrong, Kenneth  
**Sent:** Wednesday, June 22, 2016 7:10 AM  
**To:** Warner, Deanna <[Deanna.Warner@nrc.gov](mailto:Deanna.Warner@nrc.gov)>  
**Cc:** Berrios, Ilka <[Ilka.Berrios@nrc.gov](mailto:Ilka.Berrios@nrc.gov)>; Dennis, Suzanne <[Suzanne.Dennis@nrc.gov](mailto:Suzanne.Dennis@nrc.gov)>; DiFrancesco, Nicholas <[Nicholas.DiFrancesco@nrc.gov](mailto:Nicholas.DiFrancesco@nrc.gov)>  
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**Sent:** Wednesday, June 22, 2016 6:54 AM  
**To:** Armstrong, Kenneth <[Kenneth.Armstrong@nrc.gov](mailto:Kenneth.Armstrong@nrc.gov)>  
**Cc:** Berrios, Ilka <[Ilka.Berrios@nrc.gov](mailto:Ilka.Berrios@nrc.gov)>; Dennis, Suzanne <[Suzanne.Dennis@nrc.gov](mailto:Suzanne.Dennis@nrc.gov)>; DiFrancesco, Nicholas <[Nicholas.DiFrancesco@nrc.gov](mailto:Nicholas.DiFrancesco@nrc.gov)>  
**Subject:** RE: FOIA-2016-00506 - CON-2011-00506

Hi Ken,

That is correct ☺ Would you like me to have the FOIA Specialist assign it to NRO as well?

Thanks,  
Deanna

**From:** Armstrong, Kenneth  
**Sent:** Wednesday, June 22, 2016 6:42 AM  
**To:** Warner, Deanna <[Deanna.Warner@nrc.gov](mailto:Deanna.Warner@nrc.gov)>  
**Cc:** Berrios, Ilka <[Ilka.Berrios@nrc.gov](mailto:Ilka.Berrios@nrc.gov)>; Dennis, Suzanne <[Suzanne.Dennis@nrc.gov](mailto:Suzanne.Dennis@nrc.gov)>; DiFrancesco, Nicholas <[Nicholas.DiFrancesco@nrc.gov](mailto:Nicholas.DiFrancesco@nrc.gov)>  
**Subject:** RE: FOIA-2016-00506 - CON-2011-00506

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**From:** Berrios, Ilka

**Sent:** Tuesday, June 21, 2016 4:14 PM

**To:** Warner, Deanna <[Deanna.Warner@nrc.gov](mailto:Deanna.Warner@nrc.gov)>; Armstrong, Kenneth <[Kenneth.Armstrong@nrc.gov](mailto:Kenneth.Armstrong@nrc.gov)>; Dennis, Suzanne <[Suzanne.Dennis@nrc.gov](mailto:Suzanne.Dennis@nrc.gov)>; DiFrancesco, Nicholas <[Nicholas.DiFrancesco@nrc.gov](mailto:Nicholas.DiFrancesco@nrc.gov)>

**Subject:** RE: FOIA-2016-00506 - CON-2011-00506

What is the next step? Is DSA taking the lead?

**From:** Warner, Deanna

**Sent:** Tuesday, June 21, 2016 1:20 PM

**To:** Armstrong, Kenneth <[Kenneth.Armstrong@nrc.gov](mailto:Kenneth.Armstrong@nrc.gov)>; Dennis, Suzanne <[Suzanne.Dennis@nrc.gov](mailto:Suzanne.Dennis@nrc.gov)>; DiFrancesco, Nicholas <[Nicholas.DiFrancesco@nrc.gov](mailto:Nicholas.DiFrancesco@nrc.gov)>; Berrios, Ilka <[Ilka.Berrios@nrc.gov](mailto:Ilka.Berrios@nrc.gov)>

**Subject:** RE: FOIA-2016-00506 - CON-2011-00506

Hello Again,

Unfortunately, in addition to

(b)(5)

OCIO found no notes, etc. in their FOIA system to assist RES in focusing the task.

Thanks,  
Deanna

**From:** Armstrong, Kenneth

**Sent:** Tuesday, June 21, 2016 11:18 AM

**To:** Warner, Deanna <[Deanna.Warner@nrc.gov](mailto:Deanna.Warner@nrc.gov)>; Dennis, Suzanne <[Suzanne.Dennis@nrc.gov](mailto:Suzanne.Dennis@nrc.gov)>; DiFrancesco, Nicholas <[Nicholas.DiFrancesco@nrc.gov](mailto:Nicholas.DiFrancesco@nrc.gov)>; Berrios, Ilka <[Ilka.Berrios@nrc.gov](mailto:Ilka.Berrios@nrc.gov)>

**Subject:** RE: FOIA-2016-00506 - CON-2011-00506

This seems to be somewhere between RES (likely my Division) and NRO. In talking with Deanna, the requester is looking for communication surrounding the production of records under the prior referenced FOIA. Deanna is going to take a look and see what was previously produced and who was involved so that we can focus our tasking.

So, if that is OK with everyone, stay tuned.

Thanks!

**From:** Warner, Deanna

**Sent:** Tuesday, June 21, 2016 10:58 AM

**To:** Dennis, Suzanne <[Suzanne.Dennis@nrc.gov](mailto:Suzanne.Dennis@nrc.gov)>; DiFrancesco, Nicholas <[Nicholas.DiFrancesco@nrc.gov](mailto:Nicholas.DiFrancesco@nrc.gov)>; Berrios, Ilka <[Ilka.Berrios@nrc.gov](mailto:Ilka.Berrios@nrc.gov)>; Armstrong, Kenneth <[Kenneth.Armstrong@nrc.gov](mailto:Kenneth.Armstrong@nrc.gov)>

**Subject:** RE: FOIA-2016-00506 - CON-2011-00506

Greetings,

Below is the description of CON-2011-0003. The requester is seeking internal and external communications regarding the CON # - having the description may be useful in which division may have records and staff's ability to search.

CON-2011-0003 – NRC-DOE Memorandum of Understanding on Next Generation Nuclear Plants finalized between April 2006 & September 2008

I'm thinking that with the CON being a referral that there may not have been much communication, if any. Hope this helps ☺

Thanks,  
Deanna

**From:** Warner, Deanna

**Sent:** Tuesday, June 21, 2016 8:46 AM

**To:** Dennis, Suzanne <[Suzanne.Dennis@nrc.gov](mailto:Suzanne.Dennis@nrc.gov)>; DiFrancesco, Nicholas <[Nicholas.DiFrancesco@nrc.gov](mailto:Nicholas.DiFrancesco@nrc.gov)>; Berrios, Ilka <[Ilka.Berrios@nrc.gov](mailto:Ilka.Berrios@nrc.gov)>; Armstrong, Kenneth <[Kenneth.Armstrong@nrc.gov](mailto:Kenneth.Armstrong@nrc.gov)>

**Subject:** RE: FOIA-2016-00506 - CON-2011-00506

Hi Suzanne,

This is one of the files that I ran across while doing a search...same requester asking for the same information. A CON is typically a referral that comes in from another government agency asking us to review and provide a disclosure determination on a record that belongs to the NRC.

In this particular case, the FOIA office assigned this FOIA to RES and OGC. I'm waiting to hear back as to how they went about assigning it to only these two offices when no other information is known.

I'll follow up as soon as I hear back.

Thanks,  
Deanna

**From:** Dennis, Suzanne

**Sent:** Tuesday, June 21, 2016 8:36 AM

**To:** Warner, Deanna <Deanna.Warner@nrc.gov>; DiFrancesco, Nicholas <Nicholas.DiFrancesco@nrc.gov>; Berrios, Ilka <Ilka.Berrios@nrc.gov>; Armstrong, Kenneth <Kenneth.Armstrong@nrc.gov>

**Subject:** RE: FOIA-2016-00506 - CON-2011-00506

Deanna,

I'm not exactly sure what CON-2011-003 is, but here's a FOIA from April:  
<http://www.nrc.gov/docs/ML1609/ML16097A445.html>

Can we use this for our response? Or can you provide more guidance on what a "CON" is?

Thanks!  
Suzanne

**From:** Warner, Deanna

**Sent:** Tuesday, June 21, 2016 8:31 AM

**To:** DiFrancesco, Nicholas <Nicholas.DiFrancesco@nrc.gov>; Berrios, Ilka <Ilka.Berrios@nrc.gov>; Dennis, Suzanne <Suzanne.Dennis@nrc.gov>; Armstrong, Kenneth <Kenneth.Armstrong@nrc.gov>

**Subject:** FOIA-2016-00506 - CON-2011-00506

Greetings,

RES has been tasked with providing responsive records to the subject FOIA.

(b)(5)

**NOTES:**

(b)(5)

I performed an internet search on the referenced FOIA number and had no success on finding the request or any responsive records that the agency may have released.

Staff can either electronically mark records for redaction (Word file instructions attached) or provide a narrative describing the portions of the records to be withheld. Responsive Records guidance and a Summary of FOIA Exemption Classifications are available to assist the assignee with providing responsive records, including bracketing information to be withheld and applying exemption codes.

Any division/branch that determines the request is within scope and/or who provides responsive records to a request must complete Form 511A, "Documenting a FOIA Search."

By **June 29, 2016**, please respond to D. Warner and/or [FOIAPANSIR.Resource@nrc.gov](mailto:FOIAPANSIR.Resource@nrc.gov) or [FOIAPARES.Resource@nrc.gov](mailto:FOIAPARES.Resource@nrc.gov) by choosing one of the following:

\_\_\_\_ The request is outside the scope of the division/branch responsibility; therefore, there are no responsive records.



\_\_\_\_\_ The request is within the scope of the division/branch responsibility; no responsive records were found. Attached is a Form 511A documenting the search.

\_\_\_\_\_ The request is within the scope of the division/branch responsibility; responsive records were found and are attached. A Form 511A is also attached documenting the search.

**Technical Staff to use HRMS CAC Code – ZF0000.** Staff may monitor FOIA statuses in SharePoint by clicking on the following link: <http://fusion.nrc.gov/nsir/team/PMDA/Lists/foia/NSIR.aspx>.

Thanks,

*Deanna Warner*

FOIA Coordinator  
Office of Nuclear Security and Incident Response  
U.S. Nuclear Regulatory Commission  
3WFN 9-A10  
301-287-3702



From: BERRIOS, ILKA T  
To: Dennis, Suzanne K; WARNER, DEANNA L; ARMSTRONG, KENNETH W  
Cc: DIFRANCESCO, NICHOLAS I  
Subject: RE: FOIA-2016-00506 - CON-2011-00506  
Date: Tuesday, June 28, 2016 1:47:28 PM

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Deanna,

Here is our response: X The request is outside the scope of the division/branch responsibility; therefore, there are no responsive records.

You probably know tis already ☺

Thanks,

*Ilka*

415-2404

**From:** Warner, Deanna  
**Sent:** Tuesday, June 21, 2016 8:31 AM  
**To:** DiFrancesco, Nicholas <[Nicholas.DiFrancesco@nrc.gov](mailto:Nicholas.DiFrancesco@nrc.gov)>; Berrios, Ilka <[Ilka.Berrios@nrc.gov](mailto:Ilka.Berrios@nrc.gov)>;  
Dennis, Suzanne <[Suzanne.Dennis@nrc.gov](mailto:Suzanne.Dennis@nrc.gov)>; Armstrong, Kenneth <[Kenneth.Armstrong@nrc.gov](mailto:Kenneth.Armstrong@nrc.gov)>  
**Subject:** FOIA-2016-00506 - CON-2011-00506

Greetings,

RES has been tasked with providing responsive records to the subject FOIA.

(b)(5)

NOTES:

(b)(5)

I performed an internet search on the referenced FOIA number and had no success on finding the request or any responsive records that the agency may have released.

Staff can either electronically mark records for redaction (Word file instructions attached) or provide a narrative describing the portions of the records to be withheld. Responsive Records guidance and a Summary of FOIA Exemption Classifications are available to assist the assignee with providing responsive records, including bracketing information to be withheld and applying exemption codes.

Any division/branch that determines the request is within scope and/or who provides responsive records to a request must complete Form 511A, "Documenting a FOIA Search."

By **June 29, 2016**, please respond to D. Warner and/or [FOIAPANSIR.Resource@nrc.gov](mailto:FOIAPANSIR.Resource@nrc.gov) or [FOIAPARES.Resource@nrc.gov](mailto:FOIAPARES.Resource@nrc.gov) by choosing one of the following:

\_\_\_\_\_ The request is outside the scope of the division/branch responsibility; therefore, there are no responsive records.

\_\_\_\_ The request is within the scope of the division/branch responsibility; no responsive records were found. Attached is a Form 511A documenting the search.

\_\_\_\_ The request is within the scope of the division/branch responsibility; responsive records were found and are attached. A Form 511A is also attached documenting the search.

**Technical Staff to use HRMS CAC Code – ZF0000.** Staff may monitor FOIA statuses in SharePoint by clicking on the following link: <http://fusion.nrc.gov/nsir/team/PMDA/Lists/foia/NSIR.aspx>.

Thanks,

*Deanna Warner*

FOIA Coordinator  
Office of Nuclear Security and Incident Response  
U.S. Nuclear Regulatory Commission  
3WFN 9-A10  
301-287-3702



**From:** Davidson, Cynthia  
**To:** FOIA Resource  
**Cc:** Blaney, Stephanie; Ennis, Tina  
**Subject:** FW: FOIA/PA-2016-00506 Action Item/Instructions Non-Excepted Requester Fee Estimate Required  
**Date:** Thursday, June 23, 2016 3:12:57 PM  
**Attachments:** 2016-0506-r.pdf

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Stephanie,

Please close FOIA 2016-0506 for OGC. "No Responsive Records".

Cynthia Davidson  
OGC's FOIA Coordinator  
Office of the General Counsel  
MS:O-16F03  
[Cynthia.Davidson@nrc.gov](mailto:Cynthia.Davidson@nrc.gov)  
Ph.: 301-415-3196

**From:** Davidson, Cynthia  
**Sent:** Monday, June 20, 2016 3:13 PM  
**To:** Ammon, Bernice <Bernice.Ammon@nrc.gov>; Clark, Michael <Michael.Clark@nrc.gov>  
**Cc:** Averbach, Andrew <Andrew.Averbach@nrc.gov>  
**Subject:** FW: FOIA/PA-2016-00506 Action Item/Instructions Non-Excepted Requester Fee Estimate Required

Bernice/Mike,

I am placing LC's folder in your mailbox. Andrew let me know if you need to be included on this tasking. Also Mike let me know if other OGC offices should be included on the ticket.

Cynthia Davidson  
OGC's FOIA Coordinator  
Office of the General Counsel  
MS:O-16F03  
[Cynthia.Davidson@nrc.gov](mailto:Cynthia.Davidson@nrc.gov)  
Ph.: 301-415-3196

**From:** OGC\_FOIA\_COORDINATOR Resource

**Sent:** Monday, June 20, 2016 2:24 PM

**To:** Davidson, Cynthia <[Cynthia.Davidson@nrc.gov](mailto:Cynthia.Davidson@nrc.gov)>

**Subject:** FW: FOIA/PA-2016-00506 Action Item/Instructions Non-Excepted Requester Fee Estimate Required

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**From:** Blaney, Stephanie

**Sent:** Monday, June 20, 2016 2:24:26 PM (UTC-05:00) Eastern Time (US & Canada)

**To:** OGC\_FOIA\_COORDINATOR Resource; FOIAPARES Resource

**Cc:** Kardaras, Tom; FOIA Resource; Blaney, Stephanie

**Subject:** FOIA/PA-2016-00506 Action Item/Instructions Non-Excepted Requester Fee Estimate Required

**Offices Assigned Action on June 20, 2016:**

(b)(5)

**OGC;RES**

(b)(5)

**Please verify**

**whether your office has anything responsive to this request)**

This requester has been placed in the **"non-excepted" fee category**, being responsible only for search fees in excess of two (2) hours and duplication costs after receiving 100 pages free of charge. Therefore, your initial fee estimate of **search fees and duplication costs** is required on or before **June 23, 2016**, which is four (4) working days from the date of this e-mail.

If there are no responsive records, please respond with "No Records".

The Government Information Specialist for this request is **Stephanie Blaney**, who can be reached at **301-415-6975** or [Stephanie.Blaney@nrc.gov](mailto:Stephanie.Blaney@nrc.gov).

The FOIA request should be processed in accordance with the standard instructions (How to Respond to an Initial FOIA Request) at ML060590485. To ensure that search time is calculated appropriately and consistently, search is the time spent by any staff member looking for material subject to a request, either manually or by automated means, including time spent in page-by-page or line-by-line identification of responsive material within records. Searches should identify all paper and electronic records maintained by your office, including records in any file centers or other remote locations, all versions in ADAMS, Sharepoint, or other shared drives, as well as individual staff members' Outlook, Office, and other computer files, audio and video tapes, and any other media.

If you believe another office (that is not copied on this e-mail) may have records responsive to this request, please let the Government Information Specialist know.

You are encouraged to ask for a scoping discussion with the requester when you believe it will be beneficial.

You are encouraged to ask for assistance in performing adequate ADAMS searches if you have any difficulty doing a search.

NRC Form 496, "Report of Staff Resources for Processing FOIA/PA Requests" is available in the NRC Forms Library for your use.

When you respond, please make sure that you are sending your response to [FOIA.Resource@nrc.gov](mailto:FOIA.Resource@nrc.gov), as well as the assigned specialist.

Thank you.

**From:** Warner, Deanna  
**To:** Blaney, Stephanie  
**Subject:** RE: Inquiry: FOIA-2016-00506 - Internal and External Communications re CON-2011-0003  
**Date:** Thursday, June 23, 2016 2:21:33 PM

---

Thank you ☺

**From:** Blaney, Stephanie  
**Sent:** Thursday, June 23, 2016 1:22 PM  
**To:** Warner, Deanna <Deanna.Warner@nrc.gov>  
**Subject:** RE: Inquiry: FOIA-2016-00506 - Internal and External Communications re CON-2011-0003

Perfect. I'll close you out as no records.

Thank you.

**From:** Warner, Deanna  
**Sent:** Thursday, June 23, 2016 1:21 PM  
**To:** Blaney, Stephanie <Stephanie.Blaney@nrc.gov>  
**Subject:** RE: Inquiry: FOIA-2016-00506 - Internal and External Communications re CON-2011-0003

I was hoping you were going to say that and I agree.

**From:** Blaney, Stephanie  
**Sent:** Thursday, June 23, 2016 1:17 PM  
**To:** Warner, Deanna <Deanna.Warner@nrc.gov>  
**Subject:** RE: Inquiry: FOIA-2016-00506 - Internal and External Communications re CON-2011-0003

It looks like all of these emails are related to the subject and not the Consultation. In my opinion these are not responsive, unless he were to request internal/external communications related to FOIA/PA-2010-0336.

So I am saying none of these are responsive. If this is all that was located then I would say you guys probably have no records. Does this work for you?

Stephanie

**From:** Warner, Deanna  
**Sent:** Thursday, June 23, 2016 10:59 AM  
**To:** Blaney, Stephanie <Stephanie.Blaney@nrc.gov>  
**Subject:** Inquiry: FOIA-2016-00506 - Internal and External Communications re CON-2011-0003

Hi Stephanie,

I'm hoping you can help. Staff provided me with the attached records, but without the history associated with prior requests, I'm unsure if they are responsive to the subject FOIA. The attached records are communications between staff on FOIA-2010-00336

which appears to be staff communications that occurred prior to the agency receiving CON-2011-0003 – I would assume that the CON # is a referral from another agency requesting that the NRC provide a disclosure determination.

The records do not appear to be communications directly related to the CON, but are records discussing the release of the MOU, which offices are involved, contacting DOE on releasing the MOU, etc. of a previous FOIA request.

Any advice you can provide is greatly appreciated.

Thanks,  
Deanna

**From:** Armstrong, Kenneth  
**Sent:** Thursday, June 23, 2016 10:18 AM  
**To:** Warner, Deanna <[Deanna.Warner@nrc.gov](mailto:Deanna.Warner@nrc.gov)>  
**Cc:** Basu, Sudhamay <[Sudhamay.Basu@nrc.gov](mailto:Sudhamay.Basu@nrc.gov)>  
**Subject:** FW: DOE MOU FOIA

Deanna,

These each appear to be responsive to the request. However, as you were notice staff on some of these correspondence have now moved to other offices (e.g., OCHCO, NRR, NRO, RI). So, I am not sure what to recommend for assignment past RES.

Thanks!

**From:** Basu, Sudhamay  
**Sent:** Wednesday, June 22, 2016 9:19 AM  
**To:** Armstrong, Kenneth <[Kenneth.Armstrong@nrc.gov](mailto:Kenneth.Armstrong@nrc.gov)>  
**Subject:** DOE MOU FOIA

Ken – see attached.



**From:** FOIAPAADM Resource  
**To:** FOIAPAADM Resource; FOIA Resource; Blaney, Stephanie  
**Subject:** FW: FOIA/PA-2016-00507 Action: Fee Estimate Required  
**Date:** Tuesday, June 21, 2016 1:54:54 PM  
**Attachments:** 2016-0507-r.pdf

---

ADM has No Records. Please consider this ADM's final response. Thank you!

**From:** Heilig, Christoph  
**Sent:** Tuesday, June 21, 2016 1:29 PM  
**To:** FOIAPAADM Resource <FOIAPAADM.Resource@nrc.gov>; Kerben, Valerie <Valerie.Kerben@nrc.gov>  
**Cc:** Lownik, Lissette <Lissette.Lownik@nrc.gov>  
**Subject:** RE: FOIA/PA-2016-00507 Action: Fee Estimate Required

The Personnel Security Branch has no records related to this request.

**Chris Heilig**  
Team Leader, U.S. NRC PERSEC Branch  
Tel: (301) 415-7731 | Fax: (301) 415-0245  
[cxh4@nrc.gov](mailto:cxh4@nrc.gov)

**From:** Blaney, Stephanie [<mailto:foia.resource@nrc.gov>]  
**Sent:** Monday, June 20, 2016 2:27 PM  
**To:** FOIAPAADM Resource <FOIAPAADM.Resource@nrc.gov>  
**Cc:** FOIA Resource <FOIA.Resource@nrc.gov>; Blaney, Stephanie <Stephanie.Blaney@nrc.gov>  
**Subject:** FOIA/PA-2016-00507 Action Item/Instructions Non-Excepted Requester Fee Estimate Required

**Offices Assigned Action on June 20, 2016:**

(b)(5)

ADM

(b)(5)

your office has anything responsive)

Please verify if

**From:** Davidson, Cynthia  
**Sent:** 21 Jul 2016 10:36:17 -0400  
**To:** FOIA Resource  
**Cc:** Blaney, Stephanie; Ennis, Tina  
**Subject:** FOIA-2016-0113A

The above FOIA is available for pick up from the OGC mailroom located at O-16F03.

Cynthia Davidson  
Team Leader  
Office of the General Counsel  
MS:O-16F03  
[Cynthia.Davidson@nrc.gov](mailto:Cynthia.Davidson@nrc.gov)  
Ph.: 301-415-3196

**From:** Davidson, Cynthia  
**Sent:** 19 Jul 2016 15:01:14 -0400  
**To:** FOIA Resource  
**Cc:** Francis, Lezlie; Ennis, Tina; Chidichimo, Gabriele; Ennis, Tina; Blaney, Stephanie  
**Subject:** FOIA/PA-2016-0113A; 2016-0114A; 2016-0109A; 2016-0113A

The above FOIA are available for pick up from the OGC mailroom located at O-16F03. They are in one envelope.



Cynthia Davidson  
OGC's FOIA Coordinator  
Office of the General Counsel  
MS:O-16F03  
[Cynthia.Davidson@nrc.gov](mailto:Cynthia.Davidson@nrc.gov)  
Ph.: 301-415-3196

**From:** Ennis, Tina  
**Sent:** 14 Jul 2016 09:04:32 -0400  
**To:** Blaney, Stephanie  
**Subject:** RE: Appeals 113A & 116A

Sure.

That will be fine. I can't think of anything else.

*Tina Ennis*

FOIA Analyst (Contractor)  
OCIO/CSD/FPIB  
U.S. Nuclear Regulatory Commission  
Location: T-5F18 | Mailstop: T-5F09  
 301-415-5616  [Tina.Ennis@nrc.gov](mailto:Tina.Ennis@nrc.gov)

**From:** Blaney, Stephanie  
**Sent:** Thursday, July 14, 2016 9:02 AM  
**To:** Ennis, Tina <TINA.ENNIS@nrc.gov>  
**Subject:** RE: Appeals 113A & 116A



Ohhh good catch. I'll fix it and update the ADAMS file. Will you be able to package it up for me?

Do you want everything emailed as attachments to copy to a CD for me? I would send the appeal response, the 2 appeal incomings, the 2 incomings for the original requests and their corresponding responses. Anything else?

**From:** Ennis, Tina  
**Sent:** Thursday, July 14, 2016 9:00 AM  
**To:** Blaney, Stephanie <[Stephanie.Blaney@nrc.gov](mailto:Stephanie.Blaney@nrc.gov)>  
**Subject:** RE: Appeals 113A & 116A

Looks good to me. Just be sure that the fonts match (11), some of it is 10.5.

*Tina Ennis*

FOIA Analyst (Contractor)  
OCIO/CSD/FPIB  
U.S. Nuclear Regulatory Commission  
Location: T-5F18 | Mailstop: T-5F09  
 301-415-5616  [Tina.Ennis@nrc.gov](mailto:Tina.Ennis@nrc.gov)

**From:** Blaney, Stephanie  
**Sent:** Thursday, July 14, 2016 8:46 AM  
**To:** Ennis, Tina <[TINA.ENNIS@nrc.gov](mailto:TINA.ENNIS@nrc.gov)>  
**Subject:** Appeals 113A & 116A



Let me know what you think. If looks ok we should just be able to put together and send to OGC, what do you think?

Stephanie

**From:** Ennis, Tina  
**Sent:** 18 Jul 2016 14:52:37 -0400  
**To:** Blaney, Stephanie  
**Subject:** RE: FOIA/PA-2016-0113A

I'll take care of it.

*Tina Ennis*

FOIA Analyst (Contractor)  
OCIO/CSD/FPIB  
U.S. Nuclear Regulatory Commission  
Location: T-5F18 | Mailstop: T-5F09  
 301-415-5616  [Tina.Ennis@nrc.gov](mailto:Tina.Ennis@nrc.gov)

**From:** Blaney, Stephanie  
**Sent:** Monday, July 18, 2016 2:37 PM  
**To:** Clark, Michael <Michael.Clark@nrc.gov>  
**Cc:** Ennis, Tina <TINA.ENNIS@nrc.gov>  
**Subject:** Re: FOIA/PA-2016-0113A

Thanks, I've copied Tina Ennis so she can get someone to make the changes for me and keep it moving.

I'll return on Monday.

Stephanie

---

**From:** Clark, Michael  
**Sent:** Friday, July 15, 2016 5:38:05 PM  
**To:** Blaney, Stephanie  
**Subject:** FOIA/PA-2016-0113A

Stephanie,

(b)(5)



Mike Clark  
Deputy Assistant General Counsel for Legal Counsel, Legislation, and Special Projects  
Office of the General Counsel

U.S. Nuclear Regulatory Commission  
Rockville, Maryland  
(301) 287-9182

**Danoff, Karen**

---

**From:** Kerben, Valerie  
**Sent:** Tuesday, June 21, 2016 1:20 PM  
**To:** FOIAPAADM Resource  
**Subject:** Automatic reply: FOIA/PA-2016-00507 Action: Fee Estimate Required

I will be out of the office from June 17- June 21st.

If you should need assistance from the Personnel Security Branch, please contact the Acting Branch Chief, Chris Heilig at 301-415-7731.

Thank you,  
Valerie Kerben, Chief  
(O) 301-415-7552  
(F) 301-415-0245



**From:** Kerben, Valerie  
**Sent:** 22 Jun 2016 08:59:24 -0400  
**To:** Heilig, Christoph; FOIAPAADM Resource  
**Cc:** Lownik, Lissette; Schoenmann, Sandra  
**Subject:** RE: FOIA/PA-2016-00507 Action: Fee Estimate Required

As indicated below, PSB has no records for this FOIA.

Please consider this ticket closed for PSB.

Regards,

***Valerie B. Kerben***

Chief, Personnel Security Branch  
Division of Facilities and Security  
U.S. Nuclear Regulatory Commission  
(O) 301-415-7552  
(F) 301-415-0245  
[Valerie.Kerben@nrc.gov](mailto:Valerie.Kerben@nrc.gov)

**FOR OFFICIAL USE ONLY.**

This email is privileged and confidential. In compliance with the Privacy Act of 1974 (5 U.S.C. § 552a As Amended), this information may contain personal data and must be protected from public disclosure. **DO NOT** disclose or forward this message to others without prior permission. If the reader of this communication is not the intended recipient, you are hereby notified that any dissemination, distribution or copy of this communication is strictly prohibited. If this communication has been received in error, please immediately delete all copies of the communication and notify the author immediately via email. **Any misuse or unauthorized disclosure may result in both civil and criminal penalties.**

---

**From:** Heilig, Christoph  
**Sent:** Tuesday, June 21, 2016 1:29 PM  
**To:** FOIAPAADM Resource <FOIAPAADM.Resource@nrc.gov>; Kerben, Valerie <Valerie.Kerben@nrc.gov>  
**Cc:** Lownik, Lissette <Lissette.Lownik@nrc.gov>  
**Subject:** RE: FOIA/PA-2016-00507 Action: Fee Estimate Required

The Personnel Security Branch has no records related to this request.

Chris Heilig  
Team Leader, U.S. NRC PERSEC Branch  
Tel: (301) 415-7731 | Fax: (301) 415-0245  
[cxh4@nrc.gov](mailto:cxh4@nrc.gov)

**From:** FOIAPAADM Resource  
**Sent:** Tuesday, June 21, 2016 13:20

**To:** Kerben, Valerie <Valerie.Kerben@nrc.gov>; Heilig, Christoph <Christoph.Heilig@nrc.gov>  
**Cc:** Lownik, Lissette <Lissette.Lownik@nrc.gov>  
**Subject:** FOIA/PA-2016-00507 Action: Fee Estimate Required

Good Day,  
This subject FOIA has been assigned to DFS.

This requester has been placed in the **"non-excepted" fee category**, being responsible only for search fees in excess of two (2) hours and duplication costs after receiving 100 pages free of charge. Therefore, please provide your initial fee estimate of **search fees and duplication costs** to [FOIAPAADM.Resource@nrc.gov](mailto:FOIAPAADM.Resource@nrc.gov) on or before **12 noon June 23rd, 2016**.

If there are no responsive records, please respond with "no records".

FOIA Guidance is available in SharePoint to assist staff. The FOIA request should be processed in accordance with the standard instructions (How to Respond to an Initial FOIA Request) at ML060590485. NRC Form 511, "Program Office Response to a FOIA Request" is available in the NRC Forms Library for your use.

Thank you.

**From:** Blaney, Stephanie [<mailto:foia.resource@nrc.gov>]  
**Sent:** Monday, June 20, 2016 2:27 PM  
**To:** FOIAPAADM Resource <[FOIAPAADM.Resource@nrc.gov](mailto:FOIAPAADM.Resource@nrc.gov)>  
**Cc:** FOIA Resource <[FOIA.Resource@nrc.gov](mailto:FOIA.Resource@nrc.gov)>; Blaney, Stephanie <[Stephanie.Blaney@nrc.gov](mailto:Stephanie.Blaney@nrc.gov)>  
**Subject:** FOIA/PA-2016-00507 Action Item/Instructions Non-Excepted Requester Fee Estimate Required

**Offices Assigned Action on June 20, 2016:**

(b)(5)

ADM [REDACTED]

(b)(5)

[REDACTED]

Please verify if your

office has anything responsive)

**Danoff, Karen**

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**From:** FOIA Resource  
**Sent:** Friday, June 24, 2016 7:10 AM  
**To:** FOIAPAADM Resource  
**Subject:** FOIA/PA-2016-0507 Final Response  
**Attachments:** Final Concurrence.pdf

Please find attached a copy of NRC's final response to FOIA/PA-2016-0507.

Thank you.

Freedom of Information, Privacy & Information Collections Branch, MS: T-5F09  
Customer Service Division, Office of the Chief Information Officer  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555-0001

[FOIA.Resource@nrc.gov](mailto:FOIA.Resource@nrc.gov) Ph: 301-415-7169 Fax: 301-415-5130