

**RESPONSE TO FREEDOM OF  
INFORMATION ACT (FOIA) REQUEST**

FOIA

NRC-2018-000285

RESPONSE NUMBER

1

RESPONSE  
TYPE☐

INTERIM

☒

FINAL

**REQUESTER:**

Julie D. Rosow

**DATE:**

02/02/2018

**DESCRIPTION OF REQUESTED RECORDS:**

All DOE/NRC Forms 741 [Material Transaction Report], dated 06/01/2008-01/18/2018 for the following licenses (and amended licenses): XSOU8798, XSOU8810, XSOU8811, XSOU8812, XSOU8813, XSOU8832, XSOU8837, XSOU8838, and XSOU8839.

**PART I. -- INFORMATION RELEASED**

You have the right to seek assistance from the NRC's FOIA Public Liaison. Contact information for the NRC's FOIA Public Liaison is available at <https://www.nrc.gov/reading-rm/foia/contact-foia.html>

- ☐ Agency records subject to the request are already available on the Public NRC Website, 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****NO FEES**

AMOUNT\*

\*See Comments for details

- ☐ You will be billed by NRC for the amount listed.
- ☐ You will receive a refund for the amount listed.
- ☐ Fees waived.

- ☒ Minimum fee threshold not met.
- ☐ Due to our delayed response, you will not be charged fees.

**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 90 calendar days of the date of this response by sending a letter or e-mail 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." You have the right to seek dispute resolution services from the NRC's Public Liaison, or the Office of Government Information Services (OGIS). Contact information for OGIS is available at <https://ogis.archives.gov/about-ogis/contact-information.htm>

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

NUREG/BR-0006 (Rev8) [ML17026A069] requires the submission of Forms 741 to the NRC in computer-readable format. The information is housed within the Nuclear Materials Management and Safeguards System [NMMSS]. There is neither a canned report that can be produced containing, nor an existing computer program that we may use to retrieve, the requested information; thus, there are no records responsive to your request.. Even if that capability existed, the requested information, which would reveal the physical transfers of nuclear materials between facilities, is considered proprietary because it concerns a licensee's material control and accounting program for special nuclear material pursuant to 10 CFR 2.390(d)(1).

Signature - Freedom of Information Act Officer or Designee

Stephanie A. Blaney

Digitally signed by Stephanie A. Blaney

Date: 2018.02.02 11:55:10 -05'00'