



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

AUG 15 2017

IN RESPONSE REFER TO:
NRC-2018-000591
Appealing: NRC-2018-000018

Julian Tarver 885530
Washington State Penitentiary
IMU South H-2
1313 N 13th Avenue
Walla Walla, WA 99362

Dear Mr. Tarver,

On behalf of the U.S. Nuclear Regulatory Commission (NRC), I am responding to your letter dated June 12, 2018, in which you appealed the agency's decision related to your Freedom of Information Act (FOIA) request NRC-2018-000018, which sought the same search as FOIA 2016-0557 [All records classified "non-public" placed in ADAMS on April 13, 2016] but for May 1st, 2017 (NRC-2018-000018). Specifically, you appealed the adequacy of search.

Acting on your appeal, I have reviewed the records for this case and have determined that, as stated in our final response to you regarding NRC-2018-000018, the search for records in response to FOIA/PA 2016-0557 that were placed in ADAMS on May 1st, 2017 yielded responsive records in excess of 2,000 pages. Since you stated that you do not agree to pay any fees, and you were denied a fee waiver, you are entitled to 2 hours search time free of charge as well as 100 pages free of charge as a non-excepted requester without incurring any fees. Because your request resulted in responsive records beyond the available free pages and hours, and you have not fashioned a request within this limit, 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 can seek judicial review of this decision in a district court of the United States in the district in which you reside or have your principal place of business, in the district where the agency's records are situated, or in the District of Columbia.

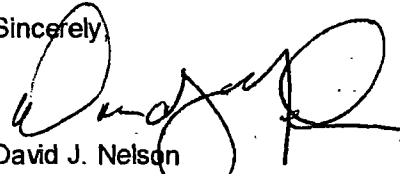
As part of the 2007 FOIA amendments, the Office of Government Information Services (OGIS) was created to offer mediation services to resolve disputes between FOIA requesters and Federal agencies as a nonexclusive alternative to litigation. Using OGIS services does not

affect your right to pursue litigation. If you are requesting access to your own records (which is considered a Privacy Act request), you should know that OGIS does not have the authority to handle requests made under the Privacy Act of 1974.

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
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 the printed name and title.

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