

# WINSTON & STRAWN

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June 14, 1991

FREEDOM OF INFORMATION  
ACT REQUEST

*FOIA-91-251*  
*Rec'd 6-18-91*

Mr. Donnie H. Grimsley, Director  
Division of Freedom of Information  
and Publications Services  
Office of Administration  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Re: Freedom of Information Act Request

Dear Mr. Grimsley:

I hereby request, pursuant to the federal Freedom of Information Act ("FOIA"), 5 U.S.C. § 552, as amended, and Nuclear Regulatory Commission ("NRC") regulations, 10 C.F.R. Part 9, copies of all "records" (as that term is defined in 10 C.F.R. § 9.13 and specifically including drafts) relating to the investigation conducted by the NRC's Office of Investigations ("OI") from January 1990 to March 1991 concerning an alleged intentional violation of Technical Specifications at the Vogtle Electric Generating Plant ("VEGP") Unit 1 on October 12 and 13, 1988.

Records produced pursuant to this request should include, but not be limited to: the OI "Report of Investigation" with all exhibits thereto, including all drafts; the OI "Synopsis" of the Report of Investigation, including all drafts; all documentary and other evidence collected during the investigation; the case chronology; investigative notes; all interview statements, reports of interviews, notes of interviews, transcripts of interviews and other witness statements; and copies of tape recordings, and any indexes and transcripts thereof, provided to or prepared by the NRC.

On information and belief, records subject to this request may be in the possession of Mr. Ben B. Hayes (OI Headquarters), Mr. Larry L. Robinson and Craig T. Tate (Region II OI Field Office), Mr. Paul J. Kellogg (Region II), and Mr. Richard L. Ench, Jr. (Technical Specifications Branch of the Office of Nuclear Reactor Regulation). Please instruct these

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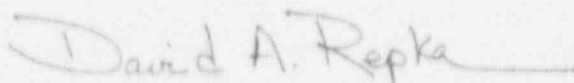
individuals that any and all drafts and other records within the scope of this request must be preserved regardless of the NRC's treatment of this request.

In the event that your response to this FOIA request denies any of the records requested, please preserve all records requested herein (including without limitation all drafts which have not been destroyed as of the date of this FOIA request), identify each individual record denied in sufficient detail to permit me to appeal the denial with respect to any one or more individual records, and, of course, provide the information required by 10 C.F.R. § 9.27 with respect to each individual record denied.

I am willing to pay the applicable charges for production of the requested records in accordance with 10 C.F.R. Part 9 up to a maximum of \$1,000.00, and those charges in excess of \$1,000.00 of which I am notified, and which I approve, in advance.

If you have any questions concerning this FOIA request, please feel free to contact me.

Very truly yours,



David A. Repka