

**KIRKPATRICK, LOCKHART, HILL, CHRISTOPHER & PHILLIPS**

A PARTNERSHIP INCLUDING A PROFESSIONAL CORPORATION

1900 M STREET, N. W.

WASHINGTON, D. C. 20036

TELEPHONE (800) 452-7000  
CABLE NIPHI  
TELEX 440800 NIPH UI  
WIRELESS DIRECT DIAL NUMBER

April 4, 1984

IN PITTSBURGH  
KIRKPATRICK, LOCKHART, JOHNSON & HUTCHISON  
1500 OLIVER BUILDING  
PITTSBURGH, PENNSYLVANIA 15222  
(412) 555-8500

452-7023

Director  
Office of Administration  
U. S. Nuclear Regulatory Commission  
Washington, D.C. 20555

FREEDOM OF INFORMATION  
ACT REQUEST  
FOIA-84-250  
Rec'd 4-5-84

Subject: Freedom of Information Act Request

Gentlemen:

On behalf of our client, Suffolk County, we request, pursuant to the Freedom of Information Act, as amended, 5 U.S.C. § 552 ("FOIA"), and the rules of the Nuclear Regulatory Commission ("NRC") issued thereunder, 10 C.F.R. Part 9, copies of:

1. All correspondence, memoranda, telephone logs, meeting notes, schedules, and other written materials in the possession or control of the NRC, whether in the Commissioners' offices, the Office of General Counsel, Office of Policy Evaluation, the Office of the Executive Director of Operations, or any other NRC office, which relate to communications, whether by telephone, in person, by correspondence, or any other means, between any NRC personnel or other federal government personnel and any person or organization, including federal agency personnel, concerning the Long Island Lighting Company ("LILCO") or the Shoreham Nuclear Power Station ("Shoreham").

Without limiting the scope of this request, but merely to assist the NRC in its search, the materials that we are requesting may include the following:

a. All materials that relate to communications between NRC personnel or other federal agency personnel with LILCO personnel or representatives, including William Catacasinos, Chairman of LILCO's Board of Directors.

8412070180 840404  
PDR FOIA  
BELAIR84-250 PDR

2.

b. All materials that relate to communications between NRC personnel concerning LILCO or Shoreham with personnel or representatives of:

- (1) the Executive Office of the President;
- (2) the Office of Science and Technology;
- (3) the Office of Management and Budget;
- (4) the Department of Energy;
- (5) the Office of Technology Assessment;
- (6) the Federal Emergency Management Agency;
- (7) members of Congress or Congressional staff;
- (8) any other federal or state agencies;
- (9) any other persons or organizations

2. All materials relating to the Regional Assistance Committee's ("RAC") review of LILCO's Transition Plan for offsite response to a radiological emergency at Shoreham. The NRC need not provide us with a copy of LILCO's Transition Plan.

3. All materials relating to that part of a memorandum from Nunzio J. Palladino to the NRC Commissioners dated March 20, 1984, concerning licensing delays involving Shoreham, including, but not limited to, a proposal from NRC's Office of General Counsel for an expedited hearing on the diesel issue, and any responses to the memorandum.

In the event that access is denied to any part of the requested materials, please supply the following information:

a. Identify the withheld or deleted material and specify the statutory basis for the denial, as well as your reasons for believing that an exemption applies, as required by 10 C.F.R. § 9.10(b).

b. Segregate the nonexempt from the allegedly exempt portions of all materials and release the former, as required by 10 C.F.R. § 9.5(b).

3.

c. Supply a detailed statement of the content of the withheld or deleted material, along with the date on which the material was written; its title or section heading; its author; the author's title; and an identification of any persons or entities who have received copies of such material, as required by applicable case law. Vaughn v. Rosen, 484 F.2d 820, 826-27 (D.C. Cir. 1973).

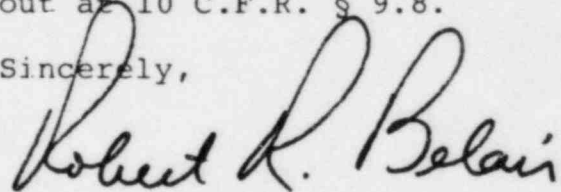
d. Separately state your reason(s) for not invoking your discretionary power to release the allegedly exempt materials. 10 C.F.R. § 9.9.

The undersigned is willing to inspect the requested material prior to its reproduction in order to identify specific material for reproduction.

The undersigned will pay charges for search time and copying fees, as provided by Commission regulation 10 C.F.R. § 9.14. If search and copying fees to be incurred by the undersigned will exceed \$500.00, please notify the undersigned before this sum is exceeded.

We expect to receive your response to this FOIA request within ten (10) working days of your receipt of this request, as required under the FOIA and as set out at 10 C.F.R. § 9.8.

Sincerely,

A handwritten signature in dark ink, reading "Robert R. Belair". The signature is fluid and cursive, with the first name "Robert" and last name "Belair" clearly legible.

Robert R. Belair