



Nuclear Information and Resource Service

1346 Connecticut Avenue NW, 4th Floor, Washington, D.C. 20036 (202) 296-7552

November 28, 1984

James M. Felton, Director
Division of Rules and Records
Office of Administration
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

FREEDOM OF INFORMATION
ACT REQUEST
FOIA-84-885
Rec'd 11-29-84

FREEDOM OF INFORMATION ACT REQUEST

Dear Mr. Felton:

Pursuant to the Freedom of Information Act, 5 U.S.C. 522, as amended, the Nuclear Information and Resource Service requests the following documents regarding San Onofre Nuclear Generating Station Unit 1 (SONGS-1). Please consider "documents" to include reports, studies, test results, correspondence, memoranda, meeting notes, meeting minutes, working papers, graphs, charts, diagrams, notes and summaries of conversations and interviews, computer records, and any other forms of written communication, including internal NRC Staff memoranda. The documents are specifically requested from, but not limited to, the Office of the Executive Legal Director (OELD); Office of Nuclear Reactor Regulation (NRR); and the Office of the General Counsel (OGC).

Pursuant to this request, please provide all documents prepared or utilized by, in the possession of, or routed through the NRC related to:

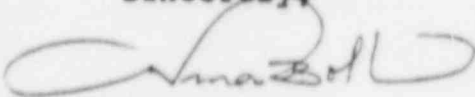
1. The legal and technical questions, analyses and opinions of the NRC Staff and NRC attorneys in OELD and OGC regarding the restart of SONGS-1, in particular documents which address the matter of restart prior to 100% completion of seismic upgrades;
2. The Commission's November 21, 1984 decision to allow the restart of operation of the San Onofre Nuclear Generating Station Unit 1 including particularly all memoranda, draft and final, written by the OGC; and
3. Communications (written or oral) of Southern California Edison Company, the licensee, with the NRC Staff and the Commissioners prior to the Commission meeting on November 21, 1984 that concern restart of construction prior to 100% completion of seismic upgrades.

In our opinion, it is appropriate in this case for you to waive search charges, pursuant to 5 U.S.C. 552(a)(4)(A) "because

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furnishing the information can be considered as primarily benefiting the general public." The Nuclear Information and Resource Service is a non-profit organization serving local organizations concerned about nuclear power and providing information to the general public. Information required by 10 CFR 9.14a was provided by letter dated August 3, 1984. NIRS is requesting this legal and technical analysis done by or for the NRC Staff and the Commissioners for the purpose of assessing the legality of the Commission's decision to allow restart of SONGS-1. The documents requested will be provided to concerned citizens and interested media. If there are any questions regarding a fee waiver in this case I request immediate notification of same.

Sincerely,

A handwritten signature in dark ink, appearing to read "Nina Bell", with a stylized, flowing script.

Nina Bell
Assistant Director

cc: File