

April 21, 1981

FREEDOM OF INFORMATION
ACT REQUEST

FOIA-81-161
Rec'd 4-27-81

Mr. J. M. Felton
Director
Division of Rules and Records
Office of Administration
U.S. Nuclear Regulatory Commission
Washington, D.C. 20036

Re: Freedom of Information Act Request

Dear Mr. Felton:

On May 23, 1980, the Commission issued a Memorandum and Order designated CLI-80-21. At Page 6, Line 23 of that Memorandum and Order it referenced "the record" in the proceeding.

Pursuant to the Freedom of Information Act (5 U.S.C. §552) and NRC Regulations (10 C.F.R. Part 9), Debevoise & Liberman requests a list and copies of all documents comprising "the record" in the CLI-80-21 proceeding, as such term is used in the May 23, 1980 Commission Memorandum and Order.

We have been attempting since last November to secure documents forming the basis of CLI-80-21 and other related Commission and/or Staff issuances. In those instances in which we have filed formal Freedom of Information Act requests, we have often waited several months without any NRC response. Moreover, when documents are finally released, they often are not responsive to our requests.

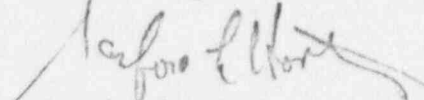
The failure of NRC to respond properly to our requests is particularly disturbing in light of our efforts to frame such requests as specifically as possible, as well as our prior willingness not to insist upon literal compliance with the deadlines for responding imposed by your own regulations.

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The request set forth in this letter is essential if we are to understand the basis for CLI-80-21. It is also a request clearly authorized by the Freedom of Information Act. Since time is of the essence, we strongly urge that you respond to this request within the ten day period provided by 10 C.F.R. Part 9.

Sincerely,



Sanford L. Hartman

SLH/kjh