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March 20, 1985

FOIA-85-199
rec'd 03/26/85

FREEDOM OF INFORMATION
ACT REQUEST

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

Re: 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 CFR Part 9, copies of written materials in the possession or control of the NRC, whether in the Commissioners' offices, the Office of General Counsel, the Office of the Executive Director of Operations, or any other other NRC office, which relate in any manner to the following:

1. Any investigation or analysis of severe accident source terms for BWR reactors with Mark II containments designed by Stone & Webster Engineering Corporation;
2. Any investigation or analysis of severe accident source terms for the Shoreham Nuclear Power Plant performed by Stone & Webster Engineering Corporation, or any other persons or entities, including the NRC or its contractors;
3. Any probabalistic risk data or analysis, or severe accident consequence data or analysis, for the Shoreham Nuclear Power Plant (other than the document entitled, "Probabalistic Risk Assessment Shoreham Nuclear Power Station Long Island Lighting Company Final Report, Revision 1" by Science Applications, Inc., submitted to the NRC on June 24, 1983);

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KIRKPATRICK & LOCKHART

Director
Office of Administration
March 20, 1985
Page Two

4. Any studies, reviews, analyses, comments, discussions, questions, reports, testimony, or other documents relating to any probabilistic risk data or analysis, or severe accident consequence data or analysis, for the Shoreham Nuclear Power Plant;
5. Any documents relating to:
 - a. possible or proposed regulatory changes;
 - b. proposed or possible exemptions from or exceptions to regulatory requirements; or
 - c. proposed or possible waivers of regulatory requirementsarising out of, or based upon, in whole or in part, severe accident source term data or analyses;
6. Any documents relating to:
 - a. possible applications or interpretations of regulatory requirements; or
 - b. exemptions from, exceptions to, or waivers of regulatory requirements,for the Shoreham Nuclear Power Plant, arising out of or based upon, in whole or in part, severe accident source term data or analyses;
7. Any correspondence or other materials exchanged between or among
 - a. the NRC, and
 - b. LILCO or Stone & Webster Engineering Corporation, or any agent, employee or representative of either LILCO or Stone & Webster Engineering Corporation,pertaining to severe accident source term data or analyses relating to the Shoreham Nuclear Power Plant.

KIRKPATRICK & LOCKHART

Director
Office of Administration
March 20, 1985
Page Three

To assist you in your search, but not to limit that search or this request in any way, we believe that such documents may be in the possession of the Office of Policy Evaluation, the Office of Nuclear Regulatory Research, the Office of Nuclear Reactor Regulation, including the Reliability and Risk Assessment Branch, the Systems Integration Division, and the Severe Accident Research Program.

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 CFR § 9.10(b).
- B. Segregate the non-exempt from the allegedly exempt portions of all materials and release the former, as required by 10 CFR § 9.5(b).
- 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 the 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 - 827 (D.C. Cir. 1973).
- D. Separately state your reasons for not invoking your discretionary power to release the allegedly exempt materials. 10 CFR § 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 NRC regulations at 10 CFR § 9.14. If search and copying fees to be incurred by the undersigned will exceed \$500, please notify the undersigned before this sum is exceeded.

KIRKPATRICK & LOCKHART

Director
Office of Administration
March 20, 1985
Page Four

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 forth at 10 CFR § 9.8.

Sincerely,


Robert R. Belair

RRB:so