

LAW OFFICES
STARK AND GORDON

ALLISON J. STARK
DEBORAH L. GORDON
BRIAN H. SMITH

1600 FORD BUILDING
DETROIT, MICHIGAN 48226
TELEPHONE (313) 962-3784

February 28, 1985

Nuclear Regulatory Commission:
Region Three
Attention: Ms. Rose Douglas
799 Roosevelt Rd.
Glen Allen, Illinois 60137

FREEDOM OF INFORMATION
ACT REQUEST

FOIA-85-140

rec'd 03/05/85

Dear Ms. Douglas:

Pursuant to the Freedom Of Information Act, 5 U.S.C. Section 522 et seq., I hereby respectfully request that you produce copies of the following documents:

1) Any and all notes, reports, or other memoranda generated by Ms. Toy Simmons or any other NRC employee, agent, or representative in connection with the inspection of the clinics run by Dr. Ramasami Gunabalan in the Detroit metropolitan area, in or around August and November 1984, including the following clinics:
a) Woodward Nuclear Laboratory P.C.
b) Radiological Imaging Consultants.

2) Any and all memoranda generated by Dr. Gunabalan, the above-named clinics or any person acting on behalf of Dr. Gunabalan, in response to any inquiries, reports, or correspondence sent to Dr. Gunabalan from the NRC.

3) Any and all memoranda generated by the NRC's Office of Investigation with regard to Dr. Gunabalan, the above-named clinics or any other clinics with which Dr. Gunabalan is affiliated (if such "other clinics" are known).

The reason I am requesting this documentation is for purposes of determining whether Dr. Gunabalan complied with applicable federal regulatory laws in operating his clinic. I am an attorney in Detroit, and I represent a former employee of Dr. Gunabalan's, Leslie Bierlein, in a lawsuit against Dr. Gunabalan and Woodward Nuclear Lab. As one component of Leslie's claims against Dr. Gunabalan, I have alleged that he retaliated against her, at least in part, for participating in a proceeding which led to the NRC inspection of his clinics last year.

In that regard, I am extremely interested in obtaining any information I can from the NRC as a reliable, impartial third

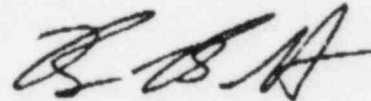
NRC
February 28, 1985
Page two

party. In addition to the above-requested documents, I would very much like to know what the present status of the NRC's inspection/investigation of Dr. Gunabalan and/or his clinics is. I would be happy to pay any reasonable copying costs incurred in processing my request.

If for some reason you are unable to process my request, I would appreciate it if you would contact me at the above address by mail or phone me at (313) 962-3784 to let me know why. Thank you very much for your anticipated cooperation in this matter. If you have any questions about anything I have raised in this letter, or any problems arise, please do not hesitate to call.

Sincerely,

STARK AND GORDON

A handwritten signature in dark ink, appearing to read 'BBS' with a stylized flourish at the end.

Brian B. Smith

BBS:mkc
cc: Leslie A. Bierlein

DEPOSITION SUBPOENA

JUDGE HART

United States District Court

DISTRICT
NORTHERN DISTRICT OF ILLINOISBELLE EFROS
EVE MARKIEWICH

DOCKET NO.

TYPE OF CASE

☒ CIVIL☐ CRIMINAL

SUBPOENA FOR

☒ PERSON☒ DOCUMENT(S) or OBJECT(S)V.
WILLIAM B. DICKHONER, et al.TO NUCLEAR REGULATORY COMMISSION
999 Roosevelt Road
Glen Ellyn, Illinois 60137By: James E. Keppler, Darwin R. Hunte
Robert F. Warnick or Stuart D.
Ebnetter

YOU ARE HEREBY COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above-entitled case.

PLACE

SACHNOFF, WEAVER & RUBINSTEIN
30 South Wacker Drive, Suite 2900
Chicago, IL 60606

DATE AND TIME

March 18, 1985
10:00 a.m.YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):¹

The documents described in the annexed schedule.

☐ Please see additional information on reverse

Any subpoenaed organization not a party to this suit is hereby admonished pursuant to Rule 30 (b) (6), Federal Rules of Civil Procedure, to file a designation with the court specifying one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and shall set forth, for each person designated, the matters on which he will testify or produce documents or things. The persons so designated shall testify as to matters known or reasonably available to the organization.

U.S. MAGISTRATE (2) OR CLERK OF COURT

DATE

U.S. STUART CUNNINGHAM

(BY) DEPUTY CLERK

KAREN LEDWELL

This subpoena is issued upon application of the:

☒ Plaintiff☐ Defendant☐ U.S. Attorney

ATTORNEY'S NAME AND ADDRESS

WOLF HALDENSTEIN ADLER FREEMAN & HERZ
270 Madison Avenue
New York, New York 10016

1. If not applicable, enter "none."

(2) A subpoena shall be issued by a magistrate in a proceeding before him, but need not be under the seal of the court. (Rule 17(b), Federal Rules of Criminal Procedure.)

WILLIAM B. DICKHONER