



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

PDR-06

AUG 13 1985

Mr. Steven B. Litzell
Software AG
11490 Commerce Park Drive
Suite 200
Reston, VA 22091

IN RESPONSE REFER
TO FOIA-85-469

Dear Mr. Litzell:

This is in response to your letter dated June 27, 1985, in which you requested, pursuant to the Freedom of Information Act (FOIA), four categories of records related to Request for Proposal (RFP) RS-ORM-85-312.

In response to category one of your request, the document identified on the enclosed Appendix A is now available for public inspection and copying at the NRC Public Document Room (PDR) in file FOIA-85-469 under your name.

In response to category two of your request, the two documents identified on the enclosed Appendix B are predecisional documents of the source evaluation panel which are being withheld from public disclosure. In response to categories three and four of your request, a portion of the document identified on the enclosed Appendix C is being withheld from public disclosure. These three documents contain information created and considered during the deliberative process of evaluating proposals, forming and exchanging opinions, and making recommendations concerning contract award; therefore, the information is exempt from mandatory disclosure and is being withheld pursuant to Exemption 5 of the FOIA (5 U.S.C. 552(b)(5)) and 10 CFR 9.5(a)(5) of the Commission's regulations. The two documents identified on Appendix B are being withheld in their entirety. The released portion of the document identified on Appendix C is now available in the PDR in file folder FOIA-85-469.

Pursuant to 10 CFR 9.9 of the NRC's regulations, it has been determined that the information withheld is exempt from production of disclosure, and that its production or disclosure is contrary to the public interest. The persons responsible for this denial are the undersigned and Mr. Edward L. Halman, Director, Division of Contracts, Office of Administration.

This denial may be appealed to the NRC's Executive Director for Operations within 30 days from the receipt of this letter. As provided in 10 CFR 9.11, any such appeal must be in writing, addressed to the Executive Director for Operations, U.S. Nuclear Regulatory Commission, Washington, DC 20555, and should clearly state on the envelope and in the letter that it is an "Appeal from an Initial FOIA Decision."

Sincerely,

J. M. Felton, Director
Division of Rules and Records
Office of Administration

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PDR FOIA
LITZELL85-469 PDR

Enclosures: As stated

Re: FOIA-85-469

APPENDIX A

RECORD IN PDR FILE 85-469

1. 11/14/84 Bid/Proposal Log, Division of Contracts (1 page)

Re: FOIA-85-469

APPENDIX B

DOCUMENTS SUBJECT TO FOIA-85-469 WITHHELD IN THEIR ENTIRETY

1. Undated Proposal Scoring, RFP-RS-ORM-85-312 (3 pages)
2. Undated SEP Summary Score Sheet (4 pages)

Re: FOIA-85-469

APPENDIX C

DOCUMENT SUBJECT TO FOIA-85-469 WITH PORTION PARTIALLY WITHHELD

1. 06/12/85 "Technical Assistance in Support of the NRC ADP Planning Function- Technical Evaluation of Database Management Systems, Final Report," The Maxima Corporation
(6 pages released)

BID/PROPOSAL LOG
DIVISION OF CONTRACTS

FORM 100-10

RS-085-85-312

DATE AND TIME DUE

5:00 PM, Local Time, 11/13/84

DATE
RECEIVED

DATE
MODIFIED

DATE
WITHDRAWN

OFFEROR'S ADDRESS

NAME OF OFFEROR'S ORGANIZATION

NUMBER
SOLICITED

2 Bids

Applied Data Research, Inc.

1 Bid

Cullinet Software, Inc.

1 Bid

Information Builders, Inc.

3 Bids

CompuLink Corp. of America

1 Bid

D4 B Computing Service

2 Bids

Software AG of North America, Inc.

~~RELEASABLE~~

FOIA-85-469
A/I

SIGNATURE - BID OPENING OFFICER/CONTRACT SPECIALIST

William Davis

DATE

11/14/84