

GARDE LAW OFFICE

BILLIE PIKNER GARDE*

130 NORTH MORRISON STREET
APPLETON, WISCONSIN 54911

(414) 730-5538
FAX (414) 730-8841

*OF COUNSEL TO

HARDY & JOHNS
HOUSTON, TEXAS

Also admitted in Texas

January 17, 1997

FOIA/PA REQUEST

Case No: 97-0017
Date Rec'd: 1-17-97
Action Off: Pugh
Related Case: _____

U.S. Nuclear Regulatory Commission
Office of Administration
Division of Freedom of Information
and Publications Services
Washington, D.C. 20555

ATTN: Russell A. Powell, Chief (By Fax: 301-415-5130)
FOIA/LPDR Branch

RE: Freedom of Information Act Request

Dear Mr. Powell:

Pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. 552, as amended, I am requesting on behalf of my client, Dr. Samuel Agbe, copies of any and all agency records and information, including but not limited to, notes, letters, memoranda, drafts, press releases, studies, audits, reports, photographs, minutes, diaries, logs, calendars, tapes, transcripts, summaries, procedures, instructions, analyses, drawings, files, data sheets, notebooks, telephone messages, audits, investigations, inspections, licenses, and applications for licenses, and all other relevant and/or related information reflecting, relevant to, referred to in, reviewed in connection with, or generated in connection with:

The NRC's entire file regarding the use of radioactive materials at Texas Southern University ("TSU") and/or TSU's College of Pharmaceutical and Health Sciences, including but not limited to the following: Applications for license, any licenses issued to TSU, inspection reports, investigation reports, audit reports, notices of violation, or any other similar documents monitoring or investigating the use of radioactive materials at TSU.

This request includes all agency records as defined in the Code of Federal Regulations and the agency manual, whether they currently exist in the official "working" investigative or other files, or at any other location, including private residences.

9703030437 970221
PDR FOIA
GARDE97-17 PDR

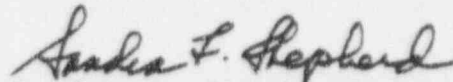
If any records covered by this request have been destroyed and/or removed after this request, please provide all surrounding records, including but not limited to a list of all records which have been or are destroyed and/or removed, a description of the action(s) taken, and those relevant to or generated in connection with implementing the action(s).

For any documents or portions of documents that you deny due to a specific FOIA exemption, please provide an index itemizing and describing the documents or portions of documents withheld. The index should provide a detailed justification of your grounds for claiming each exemption, explaining why each exemption is relevant to the document or portion of the document withheld. This index is required under Vaughn v. Rosen (I), 484 F.2d 820 (D.C. Cir. 1973), cert. denied, 415 U.S. 977 (1974).

Please send your response to this request, and direct all inquiries to Sandra L. Shepherd in my Washington, D.C. office, at One Massachusetts Avenue, N.W., Suite 800, Washington, D.C. 20001; the telephone number is (202) 289-8990.

Thank you for your attention to this request. We anticipate a complete or partial response to this request within ten working days, as required by the FOIA.

Sincerely,


Sandra L. Shepherd for
Billie Pirner Garde

cc: Leonard Callan
Region IV Administrator
Arlington, TX
(By Fax: 817-860-8122)