



FOIA - 96-434

RESPONSE TYPE

FINAL

☒ PARTIAL

DATE

APR 07 1997

DOCKET NUMBER(S) (if applicable)

RESPONSE TO FREEDOM OF
INFORMATION ACT (FOIA) REQUEST

REQUESTER

Ma Brenda Sauro

PART I.—AGENCY RECORDS RELEASED OR NOT LOCATED (See checked boxes)

☐ No agency records subject to the request have been located.☐ No additional agency records subject to the request have been located.☐ Requested records are available through another public distribution program. See Comments section.☐ Agency records subject to the request that are identified in Appendix(es) _____ are already available for public inspection and copying at the NRC Public Document Room, 2120 L Street, N.W., Washington, DC.☒ Agency records subject to the request that are identified in Appendix(es) R are being made available for public inspection and copying at the NRC Public Document Room, 2120 L Street, N.W., Washington, DC, in a folder under this FOIA number.☐ The nonproprietary version of the proposal(s) that you agreed to accept in a telephone conversation with a member of my staff is now being made available for public inspection and copying at the NRC Public Document Room, 2120 L Street, N.W., Washington, DC, in a folder under this FOIA number.☐ Agency records subject to the request that are identified in Appendix(es) _____ may be inspected and copied at the NRC Local Public Document Room identified in the Comments section.☐ Enclosed is information on how you may obtain access to and the charges for copying records located at the NRC Public Document Room, 2120 L Street, N.W., Washington, DC.☒ Agency records subject to the request are enclosed.☐ Records subject to the request have been referred to another Federal agency(ies) for review and direct response to you.

Fees

☐ You will be billed by the NRC for fees totaling \$ _____.☐ You will receive a refund from the NRC in the amount of \$ _____.☐ In view of NRC's response to this request, no further action is being taken on appeal letter dated _____, No. _____.

PART II. A—INFORMATION WITHHELD FROM PUBLIC DISCLOSURE

☐ Certain information in the requested records is being withheld from public disclosure pursuant to the exemptions described in and for the reasons stated in Part II, B, C, and D. Any released portions of the documents for which only part of the record is being withheld are being made available for public inspection and copying in the NRC Public Document Room, 2120 L Street, N.W., Washington, DC in a folder under this FOIA number.

COMMENTS

The review of additional records subject to your request is continuing.

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SIGNATURE, DIRECTOR, DIVISION OF FREEDOM OF INFORMATION AND PUBLICATIONS SERVICES

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PDR FOIA
SAURO96-434 PDR



**APPENDIX K
RECORDS BEING RELEASED IN THEIR ENTIRETY**

<u>NO.</u>	<u>DATE</u>	<u>DESCRIPTION/(PAGE COUNT)</u>
1.	03/28/94	Memorandum for File from WLFisher, Subject: Fort St. Vrain Report of Falsified Survey Records (3 pages)
2.	03/29/94	Allegation Assignment Form (1 page)
3.	12/94	Report of Independent Counsel Investigation Concerning Issues at the Fort St. Vrain Nuclear Generating Station Decommissioning Project for Public Service Company of Colorado (337 pages)
4.	03/22/95	Letter to M. J. Fisher from M. J. Malone (1 page)


To QA, DRP, Micro:

April 15, 1997

To: File

FOIA 96-434 for Sauro, 5th partial dated 970407. Attachment K/3, PSC report data Dec 1994, "Report of Independent Counsel Investigation Concerning Issues at Fort St. Vrain Nuclear Generating Station Decommissioning Project," supposed to have 337 pages. Contains only 289 pages. It is okay per Gigi Rammling, NRC/FOIA Branch on April 15, 1997. It is all that is available.

Darlene Huyer



Discard this page
after filming.

Haligman and Lottner

A Professional Corporation
Attorneys at Law

FOIA/PA REQUEST

Case No:

96-434

Date Rec'd:

10-23-96

Action Off:

Rec'd

Related Case

First Interstate Tower North
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Denver, Colorado 80202-3635

Telephone (303) 292-1200
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Brenda M. Sauro
Terri Beth Cohen
Michael S. Friedman
K. Harsha Krishnan
Jennifer S. Fox

October 15, 1996

Director

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

Re: Freedom of Information Act Request

To the Director:

Pursuant to the Freedom of Information Act and Federal Regulations, we request copies of the following records:

1. All files, records, correspondence, documents, exhibits, transcripts, witness statements, witness interview transcripts or any other information relating to:

(a) Notice of Violation dated October 30, 1995 addressed to Scientific Ecology Group regarding NRC Inspection Report 50-267/94-03 and Office of Investigations Reports 4-94-010 and 4-95-015.;

(b) NRC Inspection Report 50-267/94-03 (issued June 15, 1994);

(c) Office of Investigations Reports 4-94-010 and 4-95-015;

(d) Notice Of Violation addressed to Kenneth Zahrt dated October 30, 1995, IA 95-046, NRC Investigation No. 4-94-010; and

(e) Any other information relating to Case Nos. EA 95-185 and EA 95-164.

2. All files, records, documents, exhibits, correspondence, transcripts, witness statements, witness interview transcripts or any other information related to the Revised Notice of Violation sent to Scientific Ecology Group, Inc., EA 95-164, NRC Inspection Report 50-267/94-03 and Office of Investigations Report 4-94-010 and 4-95-015 dated April 2, 1996.

93467.1/23340-1/MBWI
Washington D.C. Office
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Washington, D.C. 20036

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Director

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3. Letter from the NRC dated August 8, 1995 to Scientific Ecology Group, Inc. (to the attention of Don Neely, Vice President, 628 Gallaher Road, Oak Ridge, Tennessee 37763).

4. Any communication between the NRC and Kenneth Zahrt and/or his attorney regarding the Notice of Violation issued to Mr. Zahrt or appeal thereof.

5. All documents delivered to NRC by Kenneth Zahrt or his counsel regarding the Notice of Violation IA 95-046, NRC Investigation No. 4-94-010, or any appeal thereof.

Please forward copies of these records to Jeffrey A. Hyman, Esquire and Brenda M. Sauro, Esquire, Halgiman and Lottner, P.C., 633 Seventeenth Street, Suite 2700, Denver, Colorado 80202.

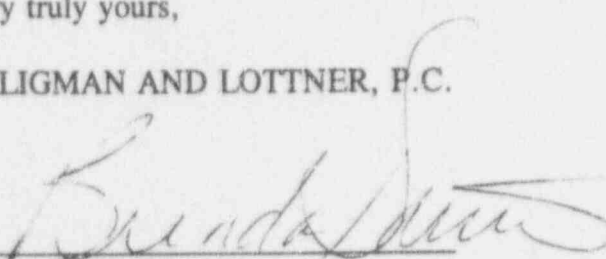
If the amount of fees involved to process this request is in excess of \$250.00, please contact Jeffrey A. Hyman or Brenda M. Sauro at (303) 292-1200. Any amount less than \$250.00 is acceptable and we agree to pay such amount when required.

Thank you for your cooperation.

Very truly yours,

HALIGMAN AND LOTTNER, P.C.

By


Brenda M. Sauro

BMS:cg