



UNION ASSOCIATES
Chicago and New York City

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January 18, 1988

Mr. Donnie H. Grimsley
Director
Division of Rules and Records
Office of Administration
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

FREEDOM OF INFORMATION
ACT REQUEST

FOIA-88-56
Rec'd 1-26-88

RE: FREEDOM OF INFORMATION ACT REQUEST

Dear Mr. Grimsley:

This request is made pursuant to the Freedom of Information Act (FOIA), 5 U.S. C. 522, as amended. UNION ASSOCIATES submits this request to the Nuclear Regulatory Commission (NRC) to obtain documents regarding the following:

ON MARCH 5, 1985, MR. WILLIAM JAMES LAZARUS OF 631 PARK AVENUE, KING OF PRUSSIA, PENNSYLVANIA 19406 CONDUCTED AN INTERVIEW ON BEHALF OF THE NRC WITH W. GORDON DICK IN REGARDS TO SAFETY AND QUALITY CONCERNS REGARDING NINE MILE POINT UNIT TWO. ALSO DURING THAT INTERVIEW, MR. DICK DISCUSSED CONCERNS ABOUT HIS SAFETY AND QUALITY CONCERNS AT THE SHOREHAM NUCLEAR PLANT AND WHAT HE CONSIDERED PROBLEMS WITH (LONG ISLAND LIGHTING COMPANY (LILCO) AND STONE & WEBSTER ENGINEERING CORP. (S&W) CARRYING OUT NRC INSTRUCTIONS FOR BRINGING SHOREHAM UP TO FUEL LOAD STANDARD. THIS FOIA SEEKS ALL DOCUMENTS REGARDING THE NRC'S INVESTIGATION OF MR. DICK'S ALLEGATIONS ABOUT S&W AND LILCO AS REGARDS THEIR CARRYING OUT OF NRC INSTRUCTIONS IN ORDER TO BRING THE SHOREHAM NUCLEAR PLANT UP TO FUEL LOAD STANDARDS.

In your response, the NRC should consider "documents" to mean any and all forms of written communication, including internal NRC staff memoranda. Your response should also include, but not be limited to, the following:

reports, studies, plans, graphs, charts, diagrams, memoranda, correspondence, test results, working papers, meeting notes and minutes, computer records and print-outs, notes and summaries of conversations and interviews.

These documents are specifically requested from, but not limited to, the following offices of the NRC:

Office of Investigations
Office of Inspection and Audit

880308J120 380118
PDR FOIA
PALASTCB-56 PDR

Office of Nuclear Reactor Research
Office of Inspection and Enforcement
Office of Nuclear Regulatory Research
Office of Analysis and Evaluation of Operational Data
Operating Reactors Branch of the Division of Licensing.

UNION ASSOCIATES requests the NRC to provide all documents prepared or utilized by, in the possession of, or routed through the NRC containing any and all information related to the following.

1. All meetings and/or conversations between the NRC and LILCO and/or S&W regarding Mr. Dick's allegations. Please include records or any telephone conversations as well as "person to person" conversations.
2. All participants in those meetings and/or conversations.
3. Any notes, minutes or other records generated by those meetings and/or conversations by the NRC, LILCO, S&W and/or other parties
4. All documents prepared by LILCO or S&W for use during those conversations or meetings.
5. All documents prepared by the NRC for use at the meeting(s) or during conversations with LILCO and/or S&W.
6. All documents prepared as a result of inspections performed by the NRC as follow-up to Mr. Dick's allegations.
7. All documents showing the conclusions reached by the NRC regarding Mr. Dick's allegations.

In your response, please identify which documents correspond to each request itemized above. If any of the material covered by this request has been destroyed and/or removed, please provide all surrounding documentation, including, but not limited to a description of the action(s) taken, relevant date(s) and justification(s) for the action(s).

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Mr. Donnie Grimsley
January 8, 1988

For any documents or portions of documents you deny due to a specific FOIA exemption, please provide an index itemizing and describing the documents or portions of documents withheld. Pursuant to Vaughn v. Rosen (I), 484 F.2d 280 (D.C. Cir. 1973), cert. denied, 415 U.S. 977 (1974), the index is required to provide a detailed justification of your grounds for claiming each exemption and an explanation of why each exemption is relevant to the document or portion of the document withheld.

We look forward to your answer within ten days. Thank you for your attention to this matter.

Sincerely,

Gregory A. Palast
Senior Associate

GAP/sl