

**RESPONSE TO FREEDOM OF
INFORMATION ACT (FOIA) REQUEST**

2022-000129

1

RESPONSE
TYPE☐

INTERIM

☒

FINAL

REQUESTER:

Terence A. Check

DATE:

04/14/2022

DESCRIPTION OF REQUESTED RECORDS:

Summaries, logs, or the contents of FOIA requests (as more specifically described) by foreign governments or entities/ persons acting on behalf of foreign governments (such as foreign agents) for the past 10 years.

PART I. -- INFORMATION RELEASED

- ☒ The NRC has made some, or all, of the requested records publicly available through one or more of the following means: (1) <https://www.nrc.gov> ; (2) public ADAMS, <https://www.nrc.gov/reading-rm/adams.html>; (3) microfiche available in the NRC Public Document Room; or FOIA Online, <https://foiaonline.gov/foiaonline/action/public/home>.
- ☐ Agency records subject to the request are enclosed.
- ☐ Records subject to the request that contain information originated by or of interest to another Federal agency have been referred to that agency (See Part I.D -- Comments) for a disclosure determination and direct response to you.
- ☐ We are continuing to process your request.
- ☒ See Part I.D -- Comments.

PART I.A -- FEES

AMOUNT

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You will be billed by NRC for the amount indicated.

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You will receive a refund for the amount indicated.

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Fees waived.

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Since the minimum fee threshold was not met, you will not be charged fees.

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Due to our delayed response, you will not be charged search and/or duplication fees that would otherwise be applicable to your request.

PART I.B -- INFORMATION NOT LOCATED OR WITHHELD FROM DISCLOSURE

- ☐ We did not locate any agency records responsive to your request. *Note:* Agencies may treat three discrete categories of law enforcement and national security records as not subject to the FOIA ("exclusions"). See 5 U.S.C. 552(c). This is a standard notification given to all requesters; it should not be taken to mean that any excluded records do, or do not, exist.
- ☐ We have withheld certain information pursuant to the FOIA exemptions described, and for the reasons stated, in Part II.
- ☐ Because this is an interim response to your request, you may not appeal at this time. We will notify you of your right to appeal any of the responses we have issued in response to your request when we issue our final determination.
- ☒ You may appeal this final determination within 90 calendar days of the date of this response. If you submit an appeal by mail, address it to the FOIA Officer, at U.S. Nuclear Regulatory Commission, Mail Stop T-6 A60M, Washington, D.C. 20555-0001. You may submit an appeal by e-mail to FOIA.resource@nrc.gov. You may fax an appeal to (301) 415-5130. Please be sure to include on your submission that it is a "FOIA Appeal." Only a pre-registered user may file an appeal through FOIA Online, <https://foiaonline.gov/foiaonline/action/public/home>. A user who has not registered an account prior to filing the initial FOIA request may still submit an appeal by one of the above mentioned options.

PART I.C -- REFERENCES AND POINTS OF CONTACT

You have the right to seek assistance from the NRC's FOIA Public Liaison by submitting your inquiry at <https://www.nrc.gov/reading-rm/foia/contact-foia.html>, or by calling the FOIA Public Liaison at (301) 415-1276.

If we have denied your request, you have the right to seek dispute resolution services from the NRC's Public Liaison or the Office of Government Information Services (OGIS). To seek dispute resolution services from OGIS, you may e-mail OGIS at ogis@nara.gov, send a fax to (202) 741-5789, or send a letter to: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road, College Park, MD 20740-6001. For additional information about OGIS, please visit the OGIS website at <https://www.archives.gov/ogis>.

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PART I.D -- COMMENTS

The NRC does not maintain logs, or other compilations of FOIA requests submitted by foreign governments, foreign companies, or representatives of foreign governments. Since 2019, the NRC has published on its website, at <https://www.nrc.gov/reading-rm/foia/recent-requests/2022/foia-march.html>, a listing of all FOIA requests, which includes both the name of the requester and organizational affiliation, if any, as well as a description of the requested records and status information.

With respect to the earlier years you expressed interest in, the FOIA Office has processed many requests over the years for FOIA logs, all of which are already publicly available in NRC's official recordkeeping system, the Agencywide Documents and Management System [ADAMS]. Records with an ML accession number are publicly available in the NRC's Public Electronic Reading Room at <http://www.nrc.gov/reading-rm.html>. If you need assistance in obtaining these records, please contact the NRC's Public Document Room (PDR) at 301-415-4737, or 1-800-397-4209, or by email to PDR.Resource@nrc.gov. Here are the accession numbers:

Time Period	Accession Number
01/01/2012-12/31/2014	ML20030A191
11/05/2014-02/11/2015	ML15131A414
02/12/2015-06/16/2015	ML15189A188
06/17/2015-10/19/2015	ML15302A324
10/20/2015-02/24/2016	ML16060A394
02/25/2016-08/31/2016	ML16250A496
09/01/2016-12/31/2016	ML17024A408
01/01/2017-01/30/2017	ML18040A678
01/31/2017-09/25/2017	ML17289A406
09/26/2017-10/30/2017	ML18040A678
09/27/2017-03/22/2018	ML19066A255
01/01/2018-12/31/2019	ML20015A344

Each of these logs are text-searchable PDF records. We note that, unless the requester self-identified as a foreign government, foreign company, or representative of a foreign government, the FOIA Office would not know this information. The FOIA Office's management information system (currently, FOIAonline and prior to November 2017, FOIAXpress) does not include the functionality that would allow us to search for any emails written by FOIA staff discussing any requests made by a foreign government, foreign company, or representative of a foreign government. None of the NRC guidance documents for processing FOIA requests include any policies or procedures specifically addressing requests from a foreign government, a foreign company, or representative of a foreign government. You may also find these guidance documents on NRC's website: [1] Management Directive 3.1, (ML16110A398) at <https://www.nrc.gov/reading-rm/doc-collections/management-directives/volumes/vol-3.html>; [2] "How to Respond to an Initial FOIA Request" (ML060590485); and [3] FOIA Desk Guide (ML16083A096), <https://www.nrc.gov/reading-rm/foia/ML16083A096.pdf>.

Signature - Freedom of Information Act Officer or Designee

Stephanie A. BlaneyDigitally signed by Stephanie A. Blaney
Date: 2022.04.14 10:21:23 -04'00'