

**FOIA/FA REQUEST**

Case No.: 2011-0121  
Date Rec'd: 3-17-11  
Specialist: Christian  
Related Case: \_\_\_\_\_

March 16, 2011

Roger Hannah, Senior Public Affairs Officer  
Region II-Division of Regional Administrator

Mr. Hannah:

Under provisions of the Freedom of Information Act and under the Electronic Freedom of Information Act, 5 U.S.C 552, I am seeking copies of the following records:

- 1.) Any correspondence, e-mail or other documents created by NRC officials since March 11, 2011, referencing the words "Vogtle" and "Japan";
- 2.) Any correspondence, e-mail or other documents created by NRC officials since March 11, 2011, referencing the words "Summer" and "Japan".

Please consider this an expedited request. I meet the definition of "compelling need" as defined by your agency. This information is sought to inform the public concerning the safety of proposed nuclear power projects following a devastating earthquake and partial meltdown in Japan. The information is urgently needed by The Associated Press, which is engaged in disseminating information in order to inform the public about safety and health issues.

Whether an "urgency to inform" exists, according to the courts, depends on several factors: (1) whether the information relates to a currently unfolding story, (2) whether delaying release of the information harms the public interest, and (3) whether the request concerns federal governmental activity. *Al-Fayed v. CIA*, 245 F.3d 300 (D.C. Cir. 2001). In addition, "the credibility of a requestor" also is a "relevant consideration." *Id.* These factors underscore that an "urgency to inform" undeniably exists for the information sought by my request, that is not currently available to the public.

This request meets the standard of "urgency to inform" because it involves regulatory and safety decisions concerning the nuclear power industry. Delaying a response to this request would compromise the significant interest of the public to learn about how federal regulators are handling safety concerns after a historic nuclear crisis in Japan. This request concerns federal government activity. Finally, as the world's oldest and largest news organization, the AP is a credible requestor.

Please release any information pursuant to my requests as it is received and/or reviewed by your office, rather than waiting to send me all the material I have requested.

If there are any fees for searching for, or copying, the records I have requested, please supply the records without informing me if the fees do not exceed \$200.

As you know, the Act permits you to reduce or waive the fees when the release of the information is considered as "primarily benefiting the public." I believe that this request fits that category and I therefore ask that you waive any fees.

If all or any part of this request is denied, please cite the specific exemption(s) that you think justifies your refusal to release the information and inform me of your agency's administrative appeal procedures available to me under the law.

I would appreciate your handling this request as quickly as possible, and I look forward to hearing from you.

**I declare under penalty of perjury that the foregoing is true and correct. Executed on March. 16, 2011.**

Sincerely,

Ray Henry  
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