10-2012)	RM 464 Part I	U.S. NUCLEAR REGULATORY COMMISSION	FOIA/PA	RESPONSE NUMBER
, <u>, , , , , , , , , , , , , , , , , , </u>	TO FI C S	RESPONSE TO FREEDOM OF INFORMATION ACT (FOIA) / PRIVACY	2011-****/ 2012-****	See Part I.C.
		ACT (PA) REQUEST	RESPONSE FINAL	
REQUES			DATE	
See Par	tl.C			
		PART I INFORMATION RELEASED	D	
	No additional a	gency records subject to the request have been located.		
	Requested rec	ords are available through another public distribution program.	See Comments section.	
	APPENDICES	Agency records subject to the request that are identified in the public inspection and copying at the NRC Public Document Ro		ly available for
$\checkmark$	APPENDICES BS	Agency records subject to the request that are identified in the public inspection and copying at the NRC Public Document Ro		made available for
		ormation on how you may obtain access to and the charges for o m, 11555 Rockville Pike, Rockville, MD 20852-2738.	copying records located at th	e NRC Public
	APPENDICES	Agency records subject to the request are enclosed.		
		ct to the request that contain information originated by or of inter agency (see comments section) for a disclosure determination a		y have been
V	We are continu	uing to process your request.		
	See Comments	S.		
		PART I.A FEES		
	<b>۱</b> Τ*	You will be billed by NRC for the amount listed.	None. Minimum fee thresho	ld not met.
See of for de	comments etails	You will receive a refund for the amount listed.	Fees waived.	
			D FROM DISCLOSURE	
		PART I.B INFORMATION NOT LOCATED OR WITHHEL		
	categories of la (2006 & Supp.	cords subject to the request have been located. For your informative enforcement and national security records from the requirem IV (2010). This response is limited to those records that are subotification that is given to all our requesters and should not be ta	ents of the FOIA. See 5 U.S bject to the requirements of t	.C. § 552(c) he FOIA. This
	categories of la (2006 & Supp. is a standard r do, or do not, e Certain inform	cords subject to the request have been located. For your informative enforcement and national security records from the requirem IV (2010). This response is limited to those records that are subotification that is given to all our requesters and should not be ta	ents of the FOIA. See 5 U.S bject to the requirements of f aken as an indication that ex	C. § 552(c) he FOIA. This cluded records
	categories of la (2006 & Supp. is a standard r do, or do not, e Certain inform and for the rea This determina	cords subject to the request have been located. For your informative enforcement and national security records from the requirem IV (2010). This response is limited to those records that are subtotification that is given to all our requesters and should not be taxist.	ents of the FOIA. See 5 U.S bject to the requirements of f aken as an indication that ex pursuant to the exemptions Officer, U.S. Nuclear Regula	.C. § 552(c) he FOIA. This cluded records described in tory Commission,
	categories of la (2006 & Supp. is a standard r do, or do not, e Certain inform and for the rea This determina	cords subject to the request have been located. For your informative aw enforcement and national security records from the requirem IV (2010). This response is limited to those records that are sub- notification that is given to all our requesters and should not be ta- exist. ation in the requested records is being withheld from disclosure asons stated in Part II. ation may be appealed within 30 days by writing to the FOIA/PA	ents of the FOIA. See 5 U.S bject to the requirements of f aken as an indication that ex pursuant to the exemptions Officer, U.S. Nuclear Regula hat it is a "FOIA/PA Appeal."	.C. § 552(c) he FOIA. This cluded records described in tory Commission,
<ul> <li>Image: A start of the start of</li></ul>	categories of la (2006 & Supp. is a standard r do, or do not, e Certain inform and for the rea This determina Washington, D eased portions	cords subject to the request have been located. For your information and national security records from the requirem IV (2010). This response is limited to those records that are sumotification that is given to all our requesters and should not be taxexist. ation in the requested records is being withheld from disclosure asons stated in Part II. ation may be appealed within 30 days by writing to the FOIA/PA DC 20555-0001. Clearly state on the envelope and in the letter the	ents of the FOIA. See 5 U.S bject to the requirements of f aken as an indication that ex- pursuant to the exemptions Officer, U.S. Nuclear Regula hat it is a "FOIA/PA Appeal."	.C. § 552(c) he FOIA. This cluded records described in tory Commission,
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NRC FORM 464 Part 1	U.S. NUCLEAR REGULATORY COMMISSION	FOIA/PA	RESPONSE NUMBER				
(10-2012)	RESPONSE TO FREEDOM OF	2011-****/ 2012-****.	See Part I.C.				
	INFORMATION ACT (FOIA) / PRIVACY ACT (PA) REQUEST (Continued)	RESPONSE FINAL					
REQUESTER See Part I.C		DATE					
PART I.C COMMENTS	(Continued)						
The released portions	of Group CBSrecords relating to the following FOIA/PA reques	at are being publicly availab	le;				
2011 FOIA/PA Request(s): FOIA/PA-2011-0140- Bill Dedman, Response #105							
FOIA/PA-2011-0147	- Jim Riccio, Response #110						
FOIA/PA-2011-0148	- Takeshi Yamashina, Response #108						
FOIA/PA-2011-0166	- Brad Heath, Response #110						
FOIA/PA-2011-0184	- Takao Ikeuchi, Response #110						
FOIA/PA-2011-0189	- Jonathan McLaughlin/ Geoffrey H. Fettus, Response #110						
FOIA/PA-2011-0191	- Roberta Rampton, Response #113						
FOIA/PA-2011-0195- Hannah Marie Northey, Response #110							
FOIA/PA-2011-0215	- Rebecca Smith, Response #110						
FOIA/PA-2011-0267	- Tetsuro Yamada, Response #110						
FOIA/PA-2011-0309- Deborah Solomon, Response #10							
2012 FOIA/PA Requ FOIA/PA-2012-0069	est(s): 9- Deborah Solomon, Response #68						
FOIA/PA-2012-0172	2- Takanori Eto, Response #26						
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RESPONSE TO FREEDOM OF INFORMATION ACT (FOIA) / PRIVACY ACT (PA) REQUEST         2011-**** / 2012-****           PAPENDICES         Records subject to the request that are described in the enclosed Appendices are being withheld in their entirety or in part and Exemption No.10 of the PA and/or the FOIA as indicated below (JUS.C. 552 and/or SUS.C. 552(JU)).           Exemption 1: The withheld information is properly classified pursuant to Executive Order 12958.           Exemption 3: The withheld information is specifically exempted from public disclosure by statute indicated.           Sections 141-145 of the Atomic Energy Act, which prohibits the disclosure of Destinided Data or Formerly Restricted Data (42 U.S.C. 216(2), 1000000000000000000000000000000000000	IRC FORM 464 Part II	U.S. NUCLEAR REGULATORY COMMISSION	FOIA/PA	DATE
Description         Exercise         Control of the PA and/or the POA as indicated below (U.S.C. 552 and/or SU.S.C. 552(b)).           Exemption 1: The withheld information is properly classified pursuant to Executive Order 12558.         Exemption 2: The withheld information is specifically exempted from public diaclosure by statule indicated.           Sections 141-145 of the Atomic Energy Act, which prohibits the disclosure of Creative Data or Formerly Restricted Data (2 U.S.C. 2167).           141 U.S.C. Section 747 of the Atomic Energy Act, which prohibits the disclosure of Unclassified Steguards Information (42 U.S.C. 2167).           141 U.S.C. Section 7470(b), prohibits the disclosure of contractor proposals in the possession and control of an executive agency to any person under section 552 of Title 5. U.S.C. (me FOIA), except when incorporated into the contract between the agenc thromation is considered to be confidential business (propertary information.           The information is considered to be confidential business (propertary information.         The information is considered to be confidential business (propertary information.           The information is considered to be confidential business (propertary information.         The information is considered to be confidential business (propertary information.           The information is considered to be confidential business (propertary information.         The information is considered to be confidential business (propertary information.           The information is considered to be confidential business (propertary information.         The information is considered to be confidential businese (propertary as information.           <	<b>RESPONSE TO F</b>		2011-**** / 2012- ****	
55         Exemption No.(s) of the PDA and/or the PDA as indicated below (s) U.S.C. 452a and/or 5.U.S.C. 452a (s).           Exemption 1: The withheld information is properly classified pursuant to Executive Order 12958.           Exemption 3: The withheld information relates solely to the internal personnel rules and practices of NRC.           Exemption 3: The withheld information relates solely to the internal personnel rules and practices of NRC.           Sectors 141-145 of the Atomic Energy Act, which prohibits the disclosure of Rastricted Data or Formerly Restricted Data (42 U.S.C. 2167).           41 U.S.C., Section 4702(b), prohibits the disclosure of contractor proposals in the possession and control of an executive agency to any person under section 552 of Title 3.U.S.C. (the FOIA), except when incorporated into the contract between the agenc the summer of the proposal.           Exemption 1: The withheld information is a trade secret or commercial or financial information that is being withheld for the reason(s) indice the information is a trade secret or commercial or financial information.           The information is considered to be confidential business (c) proprietary information.           The information is considered to be confidential business (c) proprietary information.           The information was submitted by a proprietary information.           Exemption 1: The withheld information or submittin proprietary information.           The information second transfer proprietary information.           The information is considered to be confidential business (c) intragency contragency or intragency intragency in specicant 2.900(3/2).				hhold in their entirely or in part water th
Exemption 2: The withheld information relates solely to the internal personnel rules and practices of NRC.         Exemption 3: The withheld information is specifically exempted from public disclosure by statute indicated.         Sections 141-143 of the Atomic Energy Act, which prohibits the disclosure of Restricted Data or Formerly Restricted Data (42 U.S.C. 2167).         41 U.S.C., Section 4702(b), prohibits the disclosure of contractor proposals in the possession and control of an executive agency to any person under section 552 of Thit 5. U.S.C. (the FOIA), except when incorporated into the contract between the agency the submitted the proposal.         Exemption 4: The withheld information is a trade secret or commercial or financial information that is being withheld for the reason(s) individual accounting program for special nuclear material pursuant to 10 CFR 2.390(d)(1).         The information is considered to be confidential business (proprietary) information.         The information was submitted by a foreign source and necessie in confidence pursuant to 10 CFR 2.390(d)(2).         Disclosure will hormation on subsist of interagency or intragency records that are not available through discovery during litig: Applicable privilegis:         Montpartity process.       Disclosure of predictional information would tend to bribbit the open and frank exchange of ideas essential to indicrative process. Where records are withheld in their entirety, the facts an instrumed would permit an indirect inquiry into the predecisional process of the agency.         Attorney work-product privilegis:       Coolidence of predociational information because the release of the facts would permit an indirect inquiry into the predecisional proce	recolus si			
Exemption 3: The withheld information is specifically exempted from public disclosure by statute indicated.         Sections 141-145 of the Atomic Energy Act, which prohibits the disclosure of Restricted Data of Formerly Restricted Data (42 U.S.C. 2167).         41 U.S.C., Section 4702(b), prohibits the disclosure of Contractor proposals in the possession and control of an executive agency to any parson under section 552 of Title 5. U.S.C. (the FOIA), except when incorporated into the contract between the agenc the symptem of the proposal.         Image: Contract Description 141 Description 142 Description 141 Description 141 Description 142 Description 142 Description 141 Descripting 141 Description 141 Description 141 Descrip	Exemption 1: The with	held information is properly classified pursuant to l	Executive Order 12958.	
Sections 41-145 of the Atomic Energy Act, which prohibits the disclosure of Restricted Data or Formerly Restricted Data (42 U.S.C. 2167).         41 U.S.C., Section 4702(b), prohibits the disclosure of Unclassified Safeguards Information (42 U.S.C. 2167).         41 U.S.C., Section 4702(b), prohibits the disclosure of Unclassified Safeguards Information (42 U.S.C. 2167).         41 U.S.C., Section 4702(b), prohibits the disclosure of Unclassified Safeguards Information (an executive agency to any person under section 552 of Title 5. U.S.C. (the FOIA), except when incorporated into the contract between the agency to any person under section 552 of Title 5. U.S.C. (the FOIA), except when incorporated into the contract between the agency to any person under section 552 of Title 5. U.S.C. (the FOIA), except when incorporated into the contract between the agency to any person under section 500 of Title 5. U.S.C. (the FOIA).         Zeemption 4. The withheld information is a trade secret or commercial or financial information to considered to be proprietary because It one comes a licensee's or applicant's physical protection or material pursuant to 10 CFR 2.390(d)(2).         Disclosure will harm an identifiable private or governmental interest.         Exemption 5. The withheld information consists of interagency or intraagency records that are not available through discovery during liftight Applicable privileges:         Collective process. Under the entirety, the facts are interticably intertvined with the predecisional information would tend to inhibit the open and frank exchange of ideas essential to adiabrative process. Where records are withheld information to because the release of the facts would persuit an indirect inquiry into the predecisional informatino tender to the reason (2) indicated inform	Exemption 2: The with	held information relates solely to the internal perso	onnel rules and practices of NF	RC.
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Section 147 of the Atomic Energy Act, which prohibits the disclosure of Unclassified Safeguards Information (42 U.S.C. 2167).  U.S.C., Section 4702(b), prohibits the disclosure of contractor proposals in the possession and control of an executive agency to any person under section 552 of Title 5. U.S.C. (the FOIA), except when incorporated into the contract between the agenc the submitter of the proposal. Exemption 4: The withheld information is a trade secret or commercial or financial information that is being withheld for the reason(s) indu The information is considered to be confidential business (proprietary) information. The information is considered to be propriatary because It concerns a licensee's or applicant's physical protection or material control accounting program for special nuclear material pursuant to 10 CFR 2.390(d)(1). The information is considered to be proprietary because It concerns a licensee's or applicant's physical protection or material control accounting program for special nuclear material pursuant to 10 CFR 2.390(d)(2). Disclosure will harm an identifiable private or governmental interest. Exemption 5: The withheld information consists of interagency or intraagency records that are not available through discovery during ling: Applicable privileges: Applicable privileges: Applicable privilege: Actioner work-product privilege. (Documents prepared by an attorney in contemplation of litigation) Actorney-client privilege. (Conditential communications between an attorney and his/her client) Exemption 7: The withheld information consists of records compiled for law enforcement purposes and is being withheld for the reason(s) for Disclosure work-product privilege. (Documents prepared by an attorney in contemplation of litigation) Actorney-client privilege. (Conditential communications between an attorney and his/her client) Exemption 7: The withheld information consists of records compiled for law enforcement purposes and is being withheld for the reason(s) for Disclosure could reasonabl		of the Atomic Energy Act, which prohibits the disc	closure of Restricted Data or Fe	ormerly Restricted Data (42 U.S.C.
agency to any person under section 552 of Title 5. U.S.C. (the FOIA), except when incorporated into the contract between the agenc the submitter of the proposal.         Exemption 4. The withheld information is a trade secret or commercial or financial information that is being withheld for the reason(s) indi-         The information is considered to be proprietary because it concerns a licenses or applicant's physical protection or material control accounting program for special nuclear material pursuant to 10 CFR 2.390(d)(1).         ✓       The information is considered to be proprietary because it concerns a licenses or applicant's physical protection or material control accounting program in identifiable private or governmental interest.         ✓       Deliberative process. Disclosure of predecisional information would tend to inhibit the open and frank exchange of ideas essential to deliberative process. Disclosure of predecisional information would tend to inhibit the open and frank exchange of ideas essential to deliberative process. Disclosure of predecisional information would tend to inhibit the open and frank exchange of ideas essential to deliberative process. Where records are withheld in their entirety, the facts are inextricably interfwhered with the predecisional inform There also are no resonably segregable factual portions because the release of the facts would permit an indirect inquiry into the predecisional information because the release of the facts would result in a dearly unwarranted invision of personal privacy.         ✓       Attorney work-product privilege. (Documents prepared by an attorney in ontemplation of litigation)         ✓       Exemption 6: The withheld information consists of necords compiled for law enforcement purposes and is being withheld for the		e Atomic Energy Act, which prohibits the disclosure	e of Unclassified Safeguards Ir	nformation (42 U.S.C. 2167).
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Exemption 5: The withheld information consists of interagency or intraagency records that are not available through discovery during lilig:     Applicable privileges:     Deliberative process: Disclosure of predecisional information would tend to inhibit the open and frank exchange of ideas essential to     deliberative process: Disclosure of predecisional information would tend to inhibit the open and frank exchange of ideas essential to     deliberative process: Disclosure of predecisional information would tend to inhibit the open and frank exchange of ideas essential to     deliberative process: Disclosure of predecisional information because the release of the facts would permit an indirect inquiry into the     predecisional process of the agency.     Attorney work-product privilege. (Documents prepared by an attorney and his/her client)     Exemption 6: The withheld information is exempted from public disclosure because its disclosure would result in a clearly unwarranted     invasion of personal privacy.     Exemption 7: The withheld information consists of records compiled for law enforcement purposes and is being withheld for the reason(s)     indicated.     (A) Disclosure could reasonably be expected to interfere with an enforcement proceeding (e.g., it would reveal the scope, direction, ar     focus of enforcement efforts, and thus could possibly allow recipients to take action to shield potential wrong doing or a violation o     requirements from investigators).     (C) Disclosure could constitute an unwarranted invasion of personal privacy.     (D) The information consists of names of individuals and other information the disclosure of which could reasonably be expected to re     identities of confidential sources.     (F) Disclosure could reasonably be expected to interfere with an enforcement investigations or prosecutions, it has been determin     at the information withheld is exempt from production or disclosure, and that its production or orelaciosure is contrary to the public     tereso		, .	•	R 2.390(d)(2).
Applicable privileges:  Applicable privileges:  Applicable privileges:  Applicable privileges:  Applicable privileges:  Action of predectional information would lend to inhibit the open and frank exchange of ideas essential to deliberative process. Where records are withheld in their entirety, the facts are inextricably intertwined with the predectional information the predectional process of the agency.  Attorney work-product privilege. (Documents prepared by an attorney in contemplation of litigation)  Attorney-client privilege. (Confidential communications between an attorney and his/her client)  Exemption 6: The withheld information is exempted from public disclosure because its disclosure would result in a clearly unwarranted invasion of personal privacy.  Exemption 7: The withheld information consists of records compiled for law enforcement purposes and is being withheld for the reason(s) indicated.  (A) Disclosure could reasonably be expected to interfere with an enforcement purposes and is being withheld for the reason(s) indicated.  (A) Disclosure could reasonably be expected to interfere with an enforcement purposes and is being withheld for the reason(s) indicated.  (C) Disclosure could reasonably be expected to interfere with an enforcement purposes and is being withheld in the reading of personal privacy.  (D) The information consists of names of individuals and other information the disclosure of which could reasonably be expected to endanger the life or physical safety of an individual.  (F) Disclosure could reasonably be expected to endanger the life or physical safety of an individual.  (F) Disclosure could reasonably be expected to reasonably the discomptent on				lable through discovery during litigation
deliberative process. Where records are withheld in their entirety, the facts are inextricably intertwined with the predecisional inform: There also are no reasonably segregable factual portions because the release of the facts would permit an indirect inquiry into the predecisional process of the agency.   Attorney work-product privilege. (Documents prepared by an attorney in contemplation of litigation)   Attorney work-product privilege. (Confidential communications between an attorney and his/her client)   Exemption 6: The withheld information is exempted from public disclosure because its disclosure would result in a clearly unwarranted invasion of personal privacy.   Exemption 7: The withheld information consists of records compiled for law enforcement purposes and is being withheld for the reason(s) indicated.   (A) Disclosure could reasonably be expected to interfere with an enforcement proceeding (e.g., it would reveal the scope, direction, an focus of enforcement efforts, and thus could possibly allow reciprents to take action to shield potential wrong doing or a violation or requirements from investigators).   (C) Disclosure could constitute an unwarranted invasion of personal privacy.   (D) The information consists of names of individuals and other information the disclosure of which could reasonably be expected to reidential sources.   (F) Disclosure would reveal techniques and procedures for law enforcement investigations, or guidelines that could reasonably be expected to endanger the life or physical safety of an individual.   OTHER (Specify) <b>PART II.B - DENYING OFFICIALS PART II.B - DENYING OFFICIALS DENYING OFFICIAL TITLE/OFFICE RECORDS DENIED Appendix BS Color of the denial are those officials identified below as denying officials and the FOIA/PA Officer for </b>	Applical	ole privileges:		
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Patricia K Hirsch FOIA/PA Officer for Japan-Related FOIAs Appendix BS	DENYING OFFICIAL	TITLE/OFFICE	RECORDS	DENIED APPELLATE OFFICIA
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I.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, for action by the appropriate appellate official(s). You shou	ppeal must be made in wi	iting within 30 days of receipt of this response	se. Appeals should be mai	led to the FOIA/Privacy Act Officer

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