

KIRKLAND & ELLIS

A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATION

Rec'd 3/19/84

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March 15, 1984

Ms. Linda Robinson
Office of Administration
Division of Rules and Records
United States Nuclear Regulatory
Commission
Washington, D.C. 20555

*FOIA-84-96
Clarification of scope
of request and 2
additional categories*

Re: FOIA - 84-96

Dear Linda:

This letter summarizes the decisions made in our conference call of March 14, 1984, and clarifies our FOIA request of February 1, 1984.

We agreed to the following:

- Item 1 — We will defer our request until we review the materials under FOIA - 82-477.
- Item 2 — You will contact William Paton to determine if there are documents other than those in the Public Document Room ("PDR").
- Items 3, 5, 6 — The staff members will review their files for all documents that are not in the PDR. Each staff member will decide whether he wishes to search his files or have us review his files. Mr. Kane and Mr. Gallagher stated that they would prefer us to review their materials.
- Item 4 — The staff will determine if there are documents other than those in the PDR.

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FILE FOIA
RICE 84-96 PDR

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- Item 7 — You stated that Mr. Gallacher has retained only one box of Midland materials which we may review. You also informed us that Mr. Maxwell did not retain any materials other than the inspection report and that Mr. Phillip has retired.
- Item 8 — We will defer our request until we review the materials under the prior FOIA on these issues.
- Item 9 — The staff will look for documents responsive to item 9(a) other than correspondence between the NRC and Consumers Power Company. In addition, the staff will look for all documents responsive to items 9(b)-(d).
- Item 10 — The staff will search for documents relating to the second and third SALP reports. We will review the prior FOIA materials on SALP I.
- Items 11— and 12 — The staff will search for documents responsive to these requests.
- Item 13 — Withdrawn
- Item 14 — We will defer our request insofar as it relates to documents internal to the NRC until we review documents in the PDR and the NRC reevaluates its position on this subject.

In addition, we made two supplemental requests which you asked us to confirm in this letter. The requests are:

- (1) All documents relating to the actual or potential need for a management audit of Consumers Power Company, including but not limited to the NRC's consideration and decision to require such an audit, and

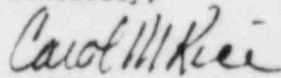
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- (2) All documents provided to or prepared in connection with any briefing of the NRC Commissioners relating to the Midland Nuclear Plant and all documents, including memoranda and notes, prepared by any of the Commissioners.

You said that you would respond to us on March 16, 1984. We look forward to that response.

Sincerely,



Carol M. Rice

CMR:ck