Department of Energy
Idaho Operations Office
1955 Fremont Avenue
Idaho Falls, ID 83415

March 25, 2010

Vic Erickson
1295 Ada Ave.
Idaho Falls, ID
83402

SUBJECT: Freedom of Information Act Request (10-018) (OM-PA-10-013)

Dear Mr. Erickson:

This is in response to your FOIA request for:

- A copy of PLN-174 "Idaho National Engineering and Environmental Laboratory Site Beryllium Contamination Sampling and Analysis Plan (Revision 1)
- Copies of ATR exposure assessment reports and associated sample data
- Response to DOE-ID request for Beryllium Exposure Assessment and Monitoring Data, including sample locations and analytic reports
- Projected ATR shutdown schedule for 2010
- Documentation regarding the ATR Beryllium Reflector Change Out – 1972

We have concluded that the first four bulleted requests are fully releasable are provided to you as an enclosure. With regard to the lasted bulleted item, we were unable to locate an ATR Be reflector block size reduction request submitted to the ETR (Test Reactor Area) machine shop in 1972. The enclosed Aerojet Nuclear Company General Work Authorization titled "ATR Beryllium Changeout" and the associated interoffice correspondence does not constitute a work order/request; however it is the only available relevant documentation. Under the records retention rules in effect at the time (1972), machine shop work requests were retained for a maximum of only three years. Therefore, if such a work request existed, it would have been destroyed in 1975.

You may appeal, pursuant to 391 F. Supp. 2d 115 (D.D.C. 2005), the adequacy of search by the Department of Energy. The appeal must be made within 30 calendar days of receipt of a letter denying any portion of the request. The appeal should be sent to the Director, Office of Hearings and Appeals, HG-I, U.S. L'Enfant Plaza Building, U.S. Department of Energy, 1000 Independence Avenue, SW, Washington, DC, 20585-1615.

The written appeal, including the envelope, must clearly indicate that a Freedom of Information Act Appeal is being made. The appeal must contain all the elements required by 10 CFR 1004.8 to the extent applicable. Judicial review will thereafter be available to you: (1) in the District of Columbia; (2) in the district where you reside; (3) in the district where your principal place of business is located; or (4) in the district where the DOE records are located.

I appreciate the opportunity to assist you with this matter. If you have any questions about this correspondence, please contact me at 208-526-5190.

Sincerely,

Clayton Ogilvie
Freedom of Information Officer, DOE-ID

Enclosures