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COMMERCIAL USE REVIEW & REPRODUCTION

April 8, 2009

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Abel Lopez
FOIA Officer
United States Department of Energy
1000 Independence Avenue, SW
Washington, DC 20585

Re: Freedom of Information Act Request

Via Certified Mail

Dear Mr. Lopez:

Pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. 552, I am requesting copies of specific documentation pertaining to the Advanced Light Water Reactor (ALWR) Program, a research and development initiative launched in the mid-1980s by the Department of Energy (DOE)'s Office of Nuclear Energy. This request has been authorized by the Electric Power Research Institute (EPRI), both for itself and on behalf of the Advanced Reactor Corporation (ARC). I am specifically requesting copies of the following ALWR-related documents, along with any and all supporting documentation, including but not limited to amendments or modifications, subcontracts, negotiation history documents, correspondence, reports, records of fund transfers, and cost reporting documentation.

- **June 10, 1988 Cooperative Agreement between EPRI and DOE.** This agreement coordinated EPRI's and DOE's respective efforts at advanced reactor testing and design into a unified set of objectives.

- **February 1990 Cooperative Agreement between Westinghouse and DOE.** This cooperative agreement likely covers Westinghouse's design and/or construction of the AP600 advanced light water reactor, in accordance with EPRI's and DOE's work to develop Nuclear Regulatory Commission (NRC) certification of advanced reactor designs.

- **April 1990 Memorandum of Understanding among DOE, EPRI, and Westinghouse.** This document summarizes the relationship among DOE, EPRI, and Westinghouse as it pertains to development of NRC certification of advanced reactor designs.

- **February 14, 1992 First-of-a-Kind Engineering (FOAKE) Cooperative Agreement DE-FC02-92NE34267 between DOE and ARC.** This agreement outlines a partnership

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between DOE and ARC to promote the development of standardized designs for ALWRs through a process that is termed First of a Kind Engineering (FOAKE). It appears that this contract was administered out of the DOE Chicago Field Office.

In addition, I am requesting copies of any and all documentation from 1988 to the present concerning DOE's policy regarding recoupment of federal funds contributed for nuclear power development through cooperative agreements.

I understand that at least some ALWR-related contracts were administered through DOE's Chicago Field Office, and I therefore request that your search for responsive records encompass materials that may be held at the Chicago Field office or at any other DOE or contractor organization (such as Argonne National Laboratory) that may have been involved in the ALWR Program.

To the extent that any relevant documents are classified, I request that they be declassified and/or sanitized for my review. If there are classified documents that will not be declassified and/or sanitized, I request that you identify any and all such documents by listing date, author, recipient(s) and unclassified subject matter. I would also appreciate receiving any materials that can be released as soon as possible, rather than waiting for all responsive documents to clear the review process.

I understand that the volume of records responsive to this request is potentially large. History Associates Incorporated (HAI) agrees to pay all reasonable and standard processing fees authorized by 5 U.S.C. 552(a)(4)(A) and the applicable regulations up to $250. Should the fees exceed this amount, please call me with an estimate of the total costs and the volume of responsive material in order that specific expenditures beyond $250 can be authorized.

Should you have any questions or concerns regarding this request, please contact me at (301) 279-9697 or jrandazzo@historyassociates.com.

Sincerely,

Jennifer Randazzo
Historian

JR