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A PROFESSIONAL CORPORATION

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"COMMERCIAL" SEARCH, REVIEW & REPRODUCTION

December 23, 2008

FOIA Officer
United States Department of Energy
1000 Independence Avenue, SW
Washington, D.C. 20585

RE: **Freedom of Information Act Request**

Dear Sir or Madam:

Pursuant to the Freedom of Information Act, 5 U.S.C. § 552, Babst, Calland, Clements & Zomnir, P.C. hereby requests the following information:

> Copies of any and all documents and correspondence relating to the Department of Energy's ("DOE") decision to deem United Nuclear Corporation's former nuclear fuel plant in Hematite, Missouri (the "Plant") a covered facility under the Energy Employees Occupational Illness Compensation Program Act, 42 U.S.C. § 7384 *et seq.*, (the "Act").

This request includes, but is not limited to, information regarding the specific factors the DOE considered in deciding to deem the Plant a covered facility under the Act as well as the general criteria for determining when a nuclear facility is to be included under the Act.

We understand that there are likely to be fees associated with locating, reviewing and copying these records. Accordingly, please forward an itemized list of these charges to me at the above-listed address.

If any part of this request is denied, please identify the categories of information you are withholding, cite each specific exemption you believe justifies your refusal to release the information and notify me of available appeal procedures.

FOIA-2009-000026

If you have any questions, please do not hesitate to contact me at (412) 394-6428. Thank you for your attention to this matter.

Very truly yours,

Margaret N. Boyle /tmp

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