FOIA-2009-000084

Department of Energy
Washington, DC 20585

March 26, 2009

Charles D. Saunders

Re: Freedom of Information Act Request FOIA-2009-000084

Dear Mr. Saunders:

This letter is in response to the request for information that you submitted to the Department of Energy under the Freedom of Information Act (FOIA), 5 U.S.C. 552, in which you asked for a copy of the Criticality Engineer's Log Book for the time period between January 1, 1984 and December 31, 1984 depicting jobs done on Plant Site out of Building 886 for Building 707.

The Office of Legacy Management performed a search of all available records and determined that the enclosed documents are responsive to your request. In an effort to exhaust all available resources, we reviewed not only those Criticality Engineer's Log Books from Building 886 but also the entire Rocky Flats site for the above time period. The two documents being produced to you are the only reference we were able to locate of either the X Y Retriever or the overhead chainveyor in Building 707. These documents are provided in their entirety as noted on the attached enclosure list.

The FOIA provides for the assessment of fees for the processing of requests of documents. See 5 U.S.C. § 552(a)(4)(A)(i); *see also* 10 C.F.R. § 1004.9(a). According to allowable FOIA processing fees, there will be no charge for our document production.

You may challenge the adequacy of this search for responsive documents by submitting a written appeal to the Director, Office of Hearings and Appeals, HG-l/L'Enfant Plaza Building, U.S. Department of Energy, 1000 Independence Avenue, SW, Washington, DC 20585-1615. You should submit the appeal within 30 calendar days of receipt of this determination.

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 C.F.R. § 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 you have your principal place of business, or (4) in the district where the DOE records are located.

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I appreciate the opportunity to assist you. If you have any questions, please contact me at (304) 285-0937.

Sincerely,

John V. Montgomery
Freedom of Information Officer
Office of Legacy Management

Enclosures

cc: Kevin T. Hagerty, Director
Office of Information Resources