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Princeton University

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FEB 02 1998 06

Chief of FOI and Privacy Acts  
Office of Administrative Services  
US Department of Energy  
Washington, DC 20545

2 January 1998  
PLEASE REF: PRIN98-01

EXECUTIVE SECRETARIAT  
OFFICE OF  
GENERAL COUNSEL  
U.S. DEPARTMENT OF ENERGY

FEB 02 1998 11:15

RECEIVED

Dear Sir or Madam:

This is a request under the Freedom of Information Act (FOIA 5 U.S.C. 552, as amended). I request copies of the following:

- documents, letters, or memorandums which list the special nuclear material production program of the Atomic Energy Commission for FY 1954 to FY 1970 for utilization in reactor facilities.

I include a copy of a reference, a 24 June 1958 letter from the Chairman of the AEC to Mr. Durham which describes the information I seek. Release of similar letters for the dates indicated would satisfy my request.

I ask that you waive all fees for this request. This request is part of ongoing research into the Department of Energy and other executive branch agencies' components, organization, and operations relating to questions of national security. These materials and documents are a primary source for an understanding this topic and thus the release of the information I have requested will make an unique contribution to the public's understanding of the operations of the government.

This request is being made on behalf of Princeton University's Research Program on Nuclear Policy Alternatives. For over 20 years this Program has conducted public policy research on energy, environmental, and national security policy questions. The materials requested will benefit the general public by illuminating aspects of national security policy.

The public interest is what will benefit from the release of the information requested. The Program on Nuclear Policy Alternatives has no commercial interests in the material requested. The Program works to promote a more informed public debate and our practice is to inform the public widely through our publications, such as our research reports, or through articles, op-eds, the media, or Congress. This request clearly meets the requirements for a fee waiver set forth in FOIA regulations.

In the event that fees are not waived, I ask that you inform me of the specific basis for such a decision. If you also decline to waive fees on appeal, we are willing to pay all reasonable fees.

If you regard any of these records as exempt from required disclosure under the Act, we ask that you exercise your discretion to disclose them nonetheless if "no governmental interest will be jeopardized by the release of the record."

n/a

Joan

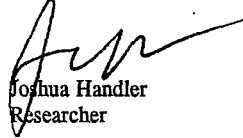
If the documents include classified or otherwise restricted information and the volume of this material makes a lengthy declassification review necessary, I request the segregation and prompt release of all elements of the documents portion-marked Unclassified, For Official Use Only, or Declassified. Additionally, I request that the remaining classified portions undergo a careful review for the purpose of declassification, in whole or in part, and that you release to me all reasonably segregable portions of the classified record, except those portions which could damage the national security.

As you know, an agency cannot rely simply on the markings of a document to deny its release. In order that a document be withheld under Exemption 1, it must be reviewed and found to be in fact properly classified pursuant to both procedural and substantive criteria found in the governing Executive Order, E.O. 12958.

Finally, on October 4, 1993, President Clinton sent a Memorandum for Heads of Departments and Agencies on the topic of the Freedom of Information Act. In this memo he noted, "The use of the Act by ordinary citizens is not complicated, nor should it be. The existence of unnecessary bureaucratic hurdles has no place in its implementation.

I appreciate your help in obtaining this information. If you have any questions, I can be reached through the phone number listed above or at my direct line of (609) 258-3744. I look forward to hearing from you within ten working days, as the law stipulates. Thank you.

Sincerely,



Joshua Handler  
Researcher

Princeton University

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Washington, DC 20545

3 January 1998

PLEASE REF: PRIN98-02

Dear Sir or Madam:

This is a request under the Freedom of Information Act (FOIA 5 U.S.C. 552, as amended). I request copies of the documents which list the following:

- The list of nuclear warheads broken down by type and their Phase Status by Fiscal Year from 1989 to present.
- The list of nuclear warheads that entered Phase VI from 1989 to present broken down by warhead type and year.
- The list of nuclear warheads that finished Phase VI broken down by warhead type and year.
- The list of nuclear warheads in Phase III (Engineering Development) broken down by warhead type.

I ask that you waive all fees for this request. This request is part of ongoing research into the Department of Energy and other executive branch agencies' components, organization, and operations relating to questions of national security. These materials and documents are a primary source for an understanding this topic and thus the release of the information I have requested will make an unique contribution to the public's understanding of the operations of the government.

This request is being made on behalf of Princeton University's Research Program on Nuclear Policy Alternatives. For over 20 years this Program has conducted public policy research on energy, environmental, and national security policy questions. The materials requested will benefit the general public by illuminating aspects of national security policy.

The public interest is what will benefit from the release of the information requested. The Program on Nuclear Policy Alternatives has no commercial interests in the material requested. The Program works to promote a more informed public debate and our practice is to inform the public widely through our publications, such as our research reports, or through articles, op-eds, the media, or Congress. This request clearly meets the requirements for a fee waiver set forth in FOIA regulations.

In the event that fees are not waived, I ask that you inform me of the specific basis for such a decision. If you also decline to waive fees on appeal, we are willing to pay all reasonable fees.

If you regard any of these records as exempt from required disclosure under the Act, we ask that you

exercise your discretion to disclose them nonetheless if "no governmental interest will be jeopardized by the release of the record."

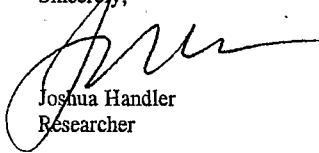
If the documents include classified or otherwise restricted information and the volume of this material makes a lengthy declassification review necessary, I request the segregation and prompt release of all elements of the documents portion-marked Unclassified, For Official Use Only, or Declassified. Additionally, I request that the remaining classified portions undergo a careful review for the purpose of declassification, in whole or in part, and that you release to me all reasonably segregable portions of the classified record, except those portions which could damage the national security.

As you know, an agency cannot rely simply on the markings of a document to deny its release. In order that a document be withheld under Exemption 1, it must be reviewed and found to be in fact properly classified pursuant to both procedural and substantive criteria found in the governing Executive Order, E.O. 12958.

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Sincerely,



Joshua Handler  
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Washington, DC 20545

4 January 1998

PLEASE REF: PRIN98-03

Dear Sir or Madam:

This is a request under the Freedom of Information Act (FOIA 5 U.S.C. 552, as amended). I request copies of the documents which list the following:

- the document(s) which list the number of nuclear warheads dismantled at the Pantex facility per year from 1952 to the end of 1997 and type of warhead dismantled.

I ask that you waive all fees for this request. This request is part of ongoing research into the Department of Energy and other executive branch agencies' components, organization, and operations relating to questions of national security. These materials and documents are a primary source for an understanding of this topic and thus the release of the information I have requested will make a unique contribution to the public's understanding of the operations of the government.

This request is being made on behalf of Princeton University's Research Program on Nuclear Policy Alternatives. For over 20 years this Program has conducted public policy research on energy, environmental, and national security policy questions. The materials requested will benefit the general public by illuminating aspects of national security policy.

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If you regard any of these records as exempt from required disclosure under the Act, we ask that you exercise your discretion to disclose them nonetheless if "no governmental interest will be jeopardized by the release of the record."

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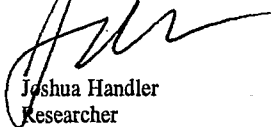
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Sincerely,



Joshua Handler  
Researcher