



April 4, 2015

Freedom of Information Office
Savannah River Operations Office
P.O. Box A
Aiken, SC 29802

To Whom it Concerns:

This is a request filed under the Freedom of Information Act, as amended. Per the applicable law and Department of Energy regulations, I anticipate a response to this request within 20 days.

This request is being filed on behalf of Savannah River Site Watch (SRS Watch), a corporation duly registered with the State of South Carolina and duly certified as a 501(c)(3) non-profit organization by the Internal Revenue Service. Before working for SRS Watch, I filed many FOIA requests with DOE on behalf of other non-profit organizations, including Friends of the Earth, the Alliance for Nuclear Accountability, Greenpeace and the Nuclear Control Institute.

I request that any fees that may be associated with this request be waived. The information obtained in response to this request will be used solely for non-profit purposes in South Carolina, the United States and Germany. The information will contribute to the public's understanding of the manner in which DOE conducts its business and will specifically be used to inform the public about DOE's efforts to import spent nuclear fuel from Germany. The information obtained via this request will be provided to not only the public but also the media, the Savannah River Site Citizens Advisory Board (a duly embodied federal advisory panel) and members of the German government at both the state and federal levels. Over the years, I have demonstrated an ability to use information gathered via FOIA requests in a manner so as to educate the public about DOE and issues it is addressing. I request that the fee-waiver standard that has been applied to my requests in the past be applied to this request.

This request is a follow-up to earlier FOIA requests on the same matter. For those requests, from which documents were obtained, no fee was charged.

If any claim is made that any portion of any located documents are sensitive in nature or meet FOIA exclusions, I request that redacted copies of such documents be provided to me and that a full explanation be provided as to the reasons for any redactions. I request that documents be provided to me as they become available to staff and that the documents not be withheld until all pertinent documents are obtained.

This request applies to DOE agreements concerning reprocessing of spent fuel two German commercial reactors - the AVR and THTR gas-cooled reactors, both of which used graphite fuel. The spent fuel from those long-closed reactors, contained in over 450 casks, is now stored at Juelich and Ahaus, Germany. (Accompanied by Forschung Zentrum Juelich staff, I entered the Juelich facility on September 25, 2014 and viewed the storage of the CASTOR casks.)



This request applies to any contractors working for DOE, including Savannah River Nuclear Solutions, the Savannah River National Laboratory (SRNL), and supplied to DOE. This request applies to the DOE's Savannah River Operations Office and DOE's Office of Environmental Management.

I hereby request:

- Any legal analyses prepared by any DOE department, including the Office of General Counsel at the Savannah River Site or at DOE headquarters or the Office of Environmental Management, concerning the legality of Germany's export of graphite spent fuel to the US for reprocessing and storage. Such analyses would likely include a review of both German and European Union laws and regulations concerning export to a non-EU country of spent fuel for reprocessing and storage.
- Any legal analyses prepared by any DOE department, including the Office of General Counsel at the Savannah River Site or at DOE headquarters or the Office of Environmental Management, of any "Work for Others" agreements entered into between DOE and any Germany entity concerning research into the reprocessing at the Savannah River Site and export to the Savannah River Site of German graphite spent fuel.
- Any attachments or supporting documents to any legal analyses requested above.

Please get in touch if you have questions about this request. Thank you for your timely response.

Sincerely,



Tom Clements
Director, SRS Watch
1112 Florence Street
Columbia, SC 29201
tel. 803-834-3084
srswatch@gmail.com