



pennsylvania

DEPARTMENT OF ENVIRONMENTAL
PROTECTION

June 3, 2015

Mr. Eric Epstein
Rock the Capital
4100 Hillsdale Road
Harrisburg, PA 17112

Re: Right-to-Know Request Number 1400-15-150

Dear Mr. Epstein:

On May 27, 2015, the open-records officer of the Department of Environmental Protection (Department) received your written request for records. The Department is responding to your request under the Pennsylvania Right-to-Know Law, 65 P.S. §§ 67.101-67.3104 (RTKL).

You requested as follows:

Request 1: Please identify all cases relating to Exelon, PECO or any of Exelon's subsidiaries in which Michael Krancer cast a vote as a Judge or Chief Judge and Chairman of the Environmental Hearing Board.

Request 2: Please identify all cases relating to Exelon, PECO or any of Exelon's subsidiaries in which Michael Krancer wrote an opinion as a Judge or Chief Judge and Chairman of the Environmental Hearing Board.

Request 3: Please identify all cases in which Michael Krancer recused himself from participating when he served as a Judge or Chief Judge and Chairman of the Environmental Hearing Board due to conflict(s) of interest.

Request 4: Please identify all cases that Frank Tamulonis participated in relating to Exelon, PECO Energy or any of Exelon's subsidiaries as an employee of the Department of Environmental Protection.

Request 5: Please provide all briefings, documents, correspondence, data discussions, minutes and work notes relating to the above identified information in Epstein Request 4 cases when Frank Tamulonis was an employee of the Department of Environmental Protection.

Request 6: Please provide all records of all briefing documents, correspondence, data, discussions, minutes and work notes of Michael Krancer relating to Peach Bottom's Extended Power Uprate ("EPU") while he served as Acting Secretary and Secretary of the Department of Environmental Protection ("DEP").

Request 7: Please provide all briefing documents, correspondence, data, discussions, minutes and work notes involving Michael Krancer relating to the

Peach Bottom Atomic Power Station while Michael Krancer served as Assistant General Counsel to Exelon Corporation.

Request 8: Please provide all data, minutes and notes from all meetings between Exelon, and Exelon's agents or representatives involving Michael Krancer relating to Peach Bottom's Extended Power Uprate while he served as Acting Secretary and Secretary of the Department of Environmental Protection.

Request 9: Please provide all briefing documents, correspondence, data, discussions, minutes, and work notes involving John Hanger relating to Peach Bottom's Extended Power Uprate while he served as Acting Secretary and Secretary of the Department of Environmental Protection.

Request 10: Please provide dates, minutes and notes from all meetings between Exelon and Exelon's agents or representatives involving John Hanger relating to Peach Bottom's Extended Power Uprate while he served as Acting Secretary and Secretary of the Department of Environmental Protection.

Request 11: Please provide all records of all correspondence and discussions involving John Quigley relating to Peach Bottom's Extended Power Uprate while he served as Acting Secretary and Secretary of the Department of Environmental Protection.

Request 12: Please provide dates, minutes and notes from all meetings between Exelon, and/or Exelon's agents or representatives involving John Quigley relating to Peach Bottom's Extended Power Uprate while he served as Acting Secretary and Secretary of the Department of Environmental Protection.

Request 13: Please provide records of all correspondence, briefing documents and discussions involving Mr. Krancer relating to Peach Bottom's EPU while he was an agent, employee or representative of Exelon or PECO under contract to represent Exelon any of its subsidiaries.

Request 14: Please provide records of all correspondence and discussions involving Mr. Krancer relating to the Internal Meeting Regarding the Update on Peach Bottom 3 Year Study held on December 5, 2012.

Under the RTKL, a written response to your request is due on or before June 3, 2015.

This is an interim response, not a final response, to your request. Under the provisions of 65 P.S. §67.902(b)(2), you are hereby notified that your request is being reviewed for the reason(s) listed below and this Department will require up to an additional 30 days, i.e., until July 6, 2015, in which to respond to your request.

- Compliance with your request may require the redaction of certain information that is not subject to access under RTKL.

□ Your request is under legal review to determine whether a requested record is a “public record” for purposes of the RTKL.

□ The extent or nature of the request precludes a response within the required time period.

Lastly, the estimated or actual total for any fees owed when the record becomes available will be included in the Department’s subsequent response. Prepayment is required before providing access when the estimated cost to fulfill a request exceeds \$100.00. 65 P.S. § 67.1307(h).

If you have any questions regarding this letter, please contact me.

Sincerely,



Dawn Schaeff
Agency Open Records Officer

cc: RTK CO Legal via email
RTK CO SECY PO WARR via email