

SHAW PITTMAN
POTTS & TROWBRIDGE
PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

2300 N Street, N.W.
Washington, D.C. 20037-1128
202.663.8000
Facsimile 202.663.8007

ERNEST L. BLAKE, JR., P.C.
202.663.8084
ernest_blake@shawpittman.com

New York
Virginia

May 15, 1998

Administrative Judge G. Paul Bollwerk, Chairman
Administrative Judge Jerry R. Kline
Administrative Judge Peter S. Lam
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

**In the Matter of Private Fuel Storage L.L.C.(Private Fuel Storage Facility),
Docket No. 72-22, ASLBP No. 97-732-02-ISFSI, Joint Status Report**

Dear Chairman Bollwerk and Judges Kline and Lam:

In your Memorandum and Order (Rulings on Standing, Contentions, Rule Waiver Petition, and Procedural/Administrative Matters) of April 22, 1998, you requested the parties to file with the Board a joint status report reflecting discussions regarding a proposed schedule for future proceedings in this matter. This request followed up on the parties' desire, expressed at the prehearing conference in January, to be provided an opportunity to try to reach some agreement about future scheduling after the Board's rulings on intervention and admissibility of contentions.

Counsel for the parties discussed a proposed schedule for discovery and the other matters identified in the Board's Memorandum and Order and agreed upon the following status report. The parties will be prepared to discuss each of these matters in greater detail at the prehearing conference next Tuesday.

Discovery Schedule The parties propose that the Board establish a six-month period for informal discovery as described in the Board's April 22 Memorandum and Order. This six-month period would begin to run upon the Board's ruling on the various motions for reconsideration and clarification that have been filed with respect to the April 22 Order (although the parties could begin discovery before then on admitted contentions for which no request for reconsideration or clarification has been filed). At the end of the six-month period, the parties would again get together and file a joint status report and further proposed schedule. Presumably, that schedule would cover formal discovery, however, additional informal discovery, particularly on new information, could be included.

Administrative Judge G. Paul Bollwerk, Chairman
Administrative Judge Jerry R. Kline
Administrative Judge Peter S. Lam
May 15, 1998
Page 2

Dispositive Motions The parties have identified no prediscovery dispositive motions at this time (although that could change upon the Board's ruling on the motions for reconsideration). The parties do not believe that the Board needs to set a schedule for the filing of dispositive motions, but rather the parties should be able to file dispositive motions whenever particular matters are ripe for such a motion. The parties have agreed to discuss among themselves whether a matter may be ripe for a dispositive motion prior to the filing of any such motions.

Time for Trial of Admitted Contentions The parties believe that it is too early to estimate the time needed to try each of the admitted contentions. Although the parties know that the time for direct testimony will be minimal by virtue of prefiling the direct testimony, it is not possible to estimate the time for cross examination or rebuttal testimony.

Settlement Negotiations Applicant and the State are discussing a potential settlement with respect to Utah Contention T and the related Castle Rock contentions which would involve describing in the Environmental Report the permits that the intervenors believe to be necessary together with the Applicant's statement of its position that some of those permits are not required. The parties do not believe that seeking an opinion or judgment in some other judicial forum relative to whether certain State or other permits are required is presently a viable option. Nor do the parties believe that a settlement judge is necessary with respect to this potential settlement.

With respect to segmentation of the SER, on which the Board also requested information, the Staff has not yet decided whether to segment, or not to segment, the SER. The Staff will make that judgment when it is further along in its review. The Staff notes that it transmitted a request for additional information to the Applicant on April 1, 1998, concerning SER issues, and is awaiting PFS' response to the RAI. With respect to the EIS, the Staff has initiated its environmental review, and will conduct an EIS scoping meeting on June 2, 1998. The Staff does not currently project any change in the estimated SER and EIS completion dates reported in the Staff's status report of October 1, 1997 (at 5).

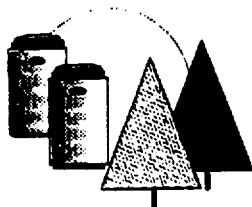
Administrative Judge G. Paul Bollwerk, Chairman
Administrative Judge Jerry R. Kline
Administrative Judge Peter S. Lam
May 15, 1998
Page 3

Finally, attached to this report for the Board's information is a schedule of the Applicant's responses to the NRC Staff's requests for additional information.

Respectfully,

Ernest Blake *PAL*
Ernest L. Blake
Counsel for Applicant

cc: Service List



Private Fuel Storage, LLC

P.O. Box C4010, La Crosse, WI 54602-4010

John D. Parkyn, Chairman of the Board

April 29, 1998

Director
Office of Nuclear Material Safety and Safeguards
U. S. Nuclear Regulatory Commission
Washington, D.C. 20555

**PRIVATE FUEL STORAGE LLC
APPLICATION FOR 10 CFR PART 72 LICENSE
DOCKET NO. 72-22
RESPONSE TO REQUEST FOR ADDITIONAL INFORMATION
TAC NO. L22462**

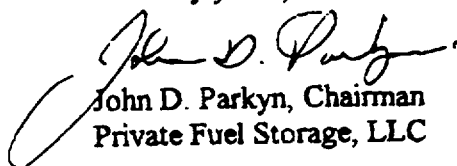
REFERENCES: (1) NRC Letter Delligatti to Parkyn, dated April 1, 1998
Request for Additional Information on License Application

We are in receipt of your request for additional information in Reference 1. We have completed a review of the individual information requests and the responses required to address them. Preparation of these responses is currently underway. However, it is our belief that to completely address each of the requests with the appropriate detail, certain project activities will need to be completed. We, therefore, provide the attached schedule of responses which indicates the expected submittal date for the response for each question.

The reference letter requested that Private Fuel Storage commit to fabricate to the recognized national standards which are identified in the Safety Analysis Report, Chapter 3, "Principal Design Criteria". We agree to this commitment, which will be incorporated in a subsequent revision of the Safety Analysis Report.

If you have any questions regarding this response, please contact me at (608) 787-1236 or our Project Director, John Donnell, at (303) 741-7009.

Sincerely yours,


John D. Parkyn, Chairman
Private Fuel Storage, LLC

JDP:cls
Attachment

cc: Mr. Mark Delligatti

Schedule for Response to Requests for Additional Information

RAI Reference (License Application)	Scheduled for Submission	RAI Reference (Safety Analysis Report)	Scheduled for Submission
LA 1-1	09-15-98	SAR 2-5 (d)	12-15-98
LA 1-2	09-15-98	SAR 2-6 (a)	05-15-98
LA 1-3 (a)	05-15-98	SAR 2-6 (b)	05-15-98
LA 1-3 (b)	05-15-98	SAR 2-7	12-15-98
LA 1-4 (a)	09-15-98	SAR 2-8	05-15-98
LA 1-4 (b)	09-15-98	SAR 3-1	05-15-98
LA 1-5 (a)	05-15-98	SAR 3-2	05-15-98
LA 1-5 (b)	05-15-98	SAR 3-3	05-15-98
LA 1-6 (a)	06-15-98	SAR 3-4	05-15-98
LA 1-6 (b)	06-15-98	SAR 3-5	12-15-98
LA 1-7	05-15-98	SAR 3-6	05-15-98
LA 1-8 (a)	05-15-98	SAR 3-7	05-15-98
LA 1-8 (b)	05-15-98	SAR 3-8 (a)	05-15-98
LA 9-1	05-15-98	SAR 3-8 (b)	05-15-98
<u>(Safety Analysis Report)</u>		SAR 4-0	12-15-98
SAR 1-1	05-15-98	SAR 4-1	05-15-98
SAR 2-1 (a)	05-15-98	SAR 4-2 (a)	12-15-98
SAR 2-1 (b)	05-15-98	SAR 4-2 (b)	12-15-98
SAR 2-1 (c)	05-15-98	SAR 5-1	05-15-98
SAR 2-2	05-15-98	SAR 5-2 (a)	05-15-98
SAR 2-3 (a)	06-15-98	SAR 5-2 (b)	05-15-98
SAR 2-3 (b)	06-15-98	SAR 6-1	05-15-98
SAR 2-3 (c)	06-15-98	SAR 7-1 (a)	05-15-98
SAR 2-3 (d)	06-15-98	SAR 7-1 (b)	05-15-98
SAR 2-3 (e)	06-15-98	SAR 7-1 (c)	05-15-98
SAR 2-4	06-15-98	SAR 7-2 (a)	05-15-98
SAR 2-5 (a)	12-15-98	SAR 7-2 (b)	05-15-98
SAR 2-5 (b)	12-15-98	SAR 7-3 (a)	05-15-98
SAR 2-5 (c)	12-15-98		

Schedule for Response to Requests for Additional Information

RAI Reference (Safety Analysis Report)	Scheduled for Submission	RAI Reference (Safety Analysis Report)	Scheduled for Submission
SAR 7-3 (b)	05-15-98	SAR 9-10 (b)	05-15-98
SAR 7-4	05-15-98	SAR 9-10 (c)	05-15-98
SAR 7-5	05-15-98	SAR 9-11 (a)	05-15-98
SAR 8-1 (a)	05-15-98	SAR 9-11 (b)	05-15-98
SAR 8-1 (b)	05-15-98	SAR 9-12	05-15-98
SAR 8-2	05-15-98	SAR 9-13 (a)	05-15-98
SAR 8-3	05-15-98	SAR 9-13 (b)	05-15-98
SAR 8-4	05-15-98	SAR 9-14	06-15-98
SAR 8-5 (a)	05-15-98	SAR 9-15	05-15-98
SAR 8-5 (b)	05-15-98	SAR 10-1 (a)	05-15-98
SAR 8-6	05-15-98	SAR 10-1 (b)	05-15-98
SAR 8-7	05-15-98	SAR 10-2 (a)	05-15-98
SAR 8-8	05-15-98	SAR 10-2 (b)	05-15-98
SAR 8-9	05-15-98	SAR 10-3 (a)	05-15-98
SAR 9-1	05-15-98	SAR 10-3 (b)	05-15-98
SAR 9-2	05-15-98	SAR 10-4	05-15-98
SAR 9-3 (a)	05-15-98	SAR 10-5 (a)	05-15-98
SAR 9-3 (b)	05-15-98	SAR 10-5 (b)	05-15-98
SAR 9-4 (a)	05-15-98	SAR 10-6	05-15-98
SAR 9-4 (b)	05-15-98	SAR 10-7	05-15-98
SAR 9-5	05-15-98		
SAR 9-6	05-15-98		
SAR 9-7	05-15-98		
SAR 9-8	05-15-98		
SAR 9-9	05-15-98		
SAR 9-10 (a)	05-15-98		

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
Before the Atomic Safety and Licensing Board

In the Matter of)

PRIVATE FUEL STORAGE L.L.C.)

(Private Fuel Storage Facility))

Docket No. 72-22

ASLBP No. 97-732-02-ISFSI

CERTIFICATE OF SERVICE

I hereby certify that copies of the Joint Status Report dated May 15, 1998, were served on the persons listed below (unless otherwise noted) by e-mail with conforming copies by U.S. mail, first class, postage prepaid, this 15th day of May, 1998.

G. Paul Bollwerk III, Esq., Chairman
Administrative Judge
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
e-mail: GPB@nrc.gov

Dr. Jerry R. Kline
Administrative Judge
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
e-mail: JRK2@nrc.gov

Dr. Peter S. Lam
Administrative Judge
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
e-mail: PSL@nrc.gov

* Adjudicatory File
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Catherine L. Marco, Esq.
Sherwin E. Turk, Esq.
Office of the General Counsel
Mail Stop O-15 B18
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555
e-mail: SET@nrc.gov; CLM@nrc.gov

* Charles J. Haughney
Acting Director, Spent Fuel Project Office
Office of Nuclear Material Safety and
Safeguards
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Denise Chancellor, Esq.
Assistant Attorney General
Utah Attorney General's Office
160 East 300 South, 5th Floor
P.O. Box 140873
Salt Lake City, Utah 84114-0873
e-mail: dchancel@state.UT.US

John Paul Kennedy, Sr., Esq.
Confederated Tribes of the Goshute
Reservation and David Pete
1385 Yale Avenue
Salt Lake City, Utah 84105
e-mail: john@kennedys.org

Clayton J. Parr, Esq.
Castle Rock, et al.
Parr, Waddoups, Brown, Gee & Loveless
185 S. State Street, Suite 1300
P.O. Box 11019
Salt Lake City, Utah 84147-0019
e-mail: karenj@pwlaw.com

Diane Curran, Esq.
Harmon, Curran, Spielberg &
Eisenberg, L.L.P.
2001 S Street, N.W.
Washington, D.C. 20009
e-mail: DCurran.HCSE@zzapp.org

Martin S. Kaufman, Esq.
Senior Vice President/General Counsel
Atlantic Legal Foundation
205 E. 42nd Street
New York, New York 10017
e-mail: mskaufman@yahoo.com

Joro Walker, Esq.
Land and Water Fund of the Rockies
165 South Main, Suite 1
Salt Lake City, UT 84111
e-mail: joro61@inconnect.com

Danny Quintana, Esq.
Skull Valley Band of Goshute Indians
Danny Quintana & Associates, P.C.
50 West Broadway, Fourth Floor
Salt Lake City, Utah 84101
e-mail: quintana@xmission.com

*Office of the Secretary
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
Attention: Rulemakings and Adjudications
Staff
e-mail: SECY@NRC.GOV
(Original and two copies)

Richard Wilson
Department of Physics
Harvard University
Cambridge, Massachusetts 02138
e-mail: wilson@huhepl.harvard.edu

* By U.S. mail only


Paul A. Gaukler