

EXHIBIT 5

Mr. William J. Sinclair, Director
Department of Environmental Quality
Division of Radiation Control
State of Utah
168 North 1950 West
P.O. Box 144850
Salt Lake City, UT 84114-4850

April 29, 1997

SUBJECT: RESPONSE TO LETTER DATED APRIL 15, 1997

Dear Mr. Sinclair:

I am responding to your April 15, 1997, letter to Mr. Dennis Reid, in which you request that you and Denise Chancellor of Utah's Attorney General's Office be placed on the service list for Dockets 71-9268 (Sierra Nuclear Corporation's application for certification of the TranStor shipping cask) and 72-1023 (the TranStor storage cask). Since the Nuclear Regulatory Commission staff does not maintain service lists for either transportation casks or storage casks that are being reviewed for use under the general licensing provisions of 10 CFR Part 72, we cannot take the action you request. Information on these types of applications can be requested from the NRC Public Document Room.

The NRC staff intends to continue to ensure that the State of Utah and other interested parties are provided with all appropriate information associated with the proposal by Private Fuel Storage, LLC (PFS) to apply to the NRC for a license to operate an Independent Spent Fuel Storage Installation (ISFSI) on the Skull Valley Goshute Indian Reservation. If, as is currently anticipated, an application is received from PFS and docketed, a service list for that application will be established, and both you and Ms. Chancellor will be included on it. As part of its application, PFS will have to identify the cask system(s) anticipated for use at the ISFSI. The NRC staff will review the Safety Analysis Report for the cask system(s) identified to determine whether compliance has been demonstrated with all applicable regulatory requirements, as they relate to the Skull Valley Facility.

I am the Senior Project Manager assigned to the PFS proposal. I will manage the NRC staff review of any application received in this regard. Please feel free to contact me with any questions. I can be reached at 301 415-8518.

Sincerely,

Original signed by /s/

Mark S. Delligatti
Senior Project Manager
Spent Fuel Project Office
Office of Nuclear Material Safety
and Safeguards

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