



OFFICE OF THE  
GENERAL COUNSEL

UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D.C. 20555-0001

January 20, 1998

G. Paul Bollwerk, III, Chairman  
Administrative Judge  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Dennis D. Murphy  
Administrative Judge  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Dr. Jerry Kline  
Administrative Judge  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

In the Matter of  
Private Fuel Storage L.L.C.  
(Independent Spent Fuel Storage Installation)  
Docket No. 72-22-ISFSI

Dear Administrative Judges:

The Staff of the Nuclear Regulatory Commission is filing today the following documents, copies of which are enclosed herewith: (1) "NRC Staff's Response to State of Utah's Request for Consideration of Late-Filed Contention GG," and (2) "NRC Staff's Response to State of Utah's Security Plan Contentions." In light of the fact that the first document may contain proprietary information, and the second document may contain safeguards information, these documents are being filed and served in accordance with the Licensing Board's Orders of December 17, 1997, and January 12, 1998.

The Staff anticipates that oral arguments concerning the State's Late-Filed Contention GG and the State's Security Plan Contentions, at the prehearing conference to be held during the week of January 26, 1998, would likely involve the discussion of proprietary information so as to require an *in camera* session.

Sincerely,

*Catherine L. Marco*

Catherine L. Marco  
Counsel for NRC Staff

cc w/encl.: Denise Chancellor, Esq. (State of Utah)  
Jay Silberg, Esq. (Private Fuel Storage L.L.C.)  
Emile L. Julian, Esq. (NRC Office of the Secretary)

cc w/o encl.: Service List

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	
	)	
PRIVATE FUEL STORAGE, LLC	)	Docket No. 72-22-ISFSI
	)	
(Independent Spent	)	
Fuel Storage Installation)	)	

CERTIFICATE OF SERVICE

I hereby certify that copies of "NRC STAFF'S RESPONSE TO STATE OF UTAH'S REQUEST FOR CONSIDERATION OF LATE-FILED CONTENTION GG" and "NRC STAFF'S RESPONSE TO STATE OF UTAH'S SECURITY PLAN CONTENTIONS" in the above captioned proceeding have been served on the following by overnight express delivery, or, as indicated by an asterisk, by internal NRC mail, this 20th day of January, 1998:

Emile L. Julian\*  
Office of the Secretary  
ATTN: Rulemakings and Adjudications  
Staff  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

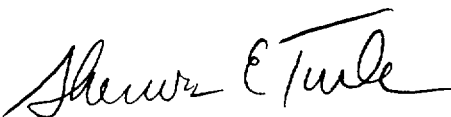
G. Paul Bollwerk, III, Chairman\*  
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U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Dr. Peter S. Lam\*  
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January 20, 1998

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	
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PRIVATE FUEL STORAGE, LLC	)	Docket No. 72-22-ISFSI
	)	
(Independent Spent	)	
Fuel Storage Installation)	)	

NRC STAFF'S RESPONSE TO STATE OF UTAH'S  
REQUEST FOR CONSIDERATION OF LATE-FILED CONTENTION GG

INTRODUCTION

Pursuant to the Atomic Safety and Licensing Board's "Order (Response Schedule for Further Supplemental Petition and Additional Late-Filed Contention)," dated January 12, 1998 (Board Order), and 10 C.F.R. § 2.714(c), the staff of the Nuclear Regulatory Commission (Staff) hereby responds to the "State of Utah's Request for Consideration of Late-Filed Contention GG" (Contention GG), dated January 8, 1998. For the reasons set forth herein, Contention GG should be rejected.

BACKGROUND

In its "Memorandum and Order (Ruling on Motions to Suspend Proceeding and for Extension of Time to File Contentions)" (Extension Order), dated October 17, 1997, the Licensing Board ordered that hearing request/intervention petition supplements, including contention lists, be filed