

February 17, 1998

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

In the Matter of)	
)	
PRIVATE FUEL STORAGE L.L.C.)	Docket No. 72-22
)	
(Private Fuel Storage Facility))	ASLBP No. 97-732-02-ISFSI

**APPLICANT'S RESPONSE TO REVISED CONTENTIONS
AND PROPOSED TRANSCRIPT CORRECTIONS**

In its February 9, 1998 Memorandum and Order (Contention Revisions and Transcript Corrections), the Atomic Safety and Licensing Board ("Board") ordered any participant having any objections or further revisions to the lists of contentions attached to the Memorandum and Order to advise the Board and the other participants by a pleading filed on or before Tuesday February 17, 1998, and that any participant wishing to propose corrections to the transcripts for the January 27-29, 1998 prehearing sessions to do so on or before that same date. In accordance with the Board's Order, Applicant Private Fuel Storage L.L.C. ("Applicant" or "PFS") submits this Response to the revised contentions and its proposed transcript corrections.

I. CONTENTION REVISIONS

Counsel for Applicant has reviewed the list of contentions attached to the Board's February 9, 1998 Memorandum and Order, has discussed them with counsel for the respective petitioners, and based on those discussions offers the following:

State of Utah Contentions A through DD

Applicant's counsel has discussed these contentions with counsel for the State of Utah. We agreed one correction should be made. In contention V, "in that:" should be added following the words "transportation impacts" in the second, line of subpart 4, and the identical text "in that:" should be deleted where it presently appears at the end of subpart 4.a.

Castle Rock Land and Livestock, L.C. et al. Contentions

Applicant's counsel discussed these contentions with counsel for Castle Rock. We agreed no corrections are necessary.

Ohngo Gaudadeh Devia Contentions

Counsel for Applicant discussed these contentions with counsel for OGD. We agreed that two corrections should be made. Contention B has a third subpart which was omitted in the Board's attachment, and should be added: "3. The license application fails to meet all of the requirements of 10 C.F.R. § 72.32(a)(8)." In Contention L, subpart 1, the cite "10 C.F.R. § 72.327" should be changed to read "10 C.F.R. § 72.32."

Contentions of Confederated Tribes of the Goshute Reservation and David Pete

In their contentions G and H, the Confederated Tribes and David Pete seek to adopt and incorporate a number of Castle Rock and State of Utah contentions. Applicant notes that the primary sponsors of these contentions have agreed to changed wording in most of them. Applicant's counsel discussed this with counsel for Confederated Tribes and David Pete, but was unable to reach agreement on an approach because counsel for Confederated Tribes and David Pete had not formulated a position on this point. He stated he would address it in a separate filing with the Board. Applicant believes that an adopted and incorporated contention, if allowed at all, should be identical to the primary sponsor's, and should change as the primary sponsor's changes.

II. PROPOSED TRANSCRIPT CORRECTIONS

Applicant has reviewed the transcript for the January 27-29, 1998 prehearing sessions and proposes the following transcript corrections.

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| 1. | Page 5, line 16: | Change "Parkin" to "Parkyn." |
| 2. | Page 5, line 17: | Change "Danell" to "Donnell." |
| 3. | Page 6, line 11: | Change "Bare" to "Bear." |
| 4. | Page 9, line 19: | Change "FF" to "EE." |
| 5. | Page 11, line 20: | Change "Luhan" to "Lujan." |
| 6. | Page 12, line 1: | Change "Luhan" to "Lujan." |
| 7. | Page 13, line 11: | Change "Bare" to "Bear." |

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| 8. | page 18, line 9: | Change "Rally" to "Rowley." |
| 9. | Page 19, line 7: | Change "Arleen" to "Arlene." |
| 10. | Page 22, line 8: | Change "Rally" to "Rowley." |
| 11. | Page 23, line 21: | Change " <u>Plains</u> " to " <u>Springs</u> ." |
| 12. | Page 28, line 17: | Change "Amicas" to "Amicus." |
| 13. | Page 51, line 1: | Change "reactive" to "reactor." |
| 14. | Page 53, line 21: | Change "they" to "them." |
| 15. | Page 58, line 14: | Change "steam" to "scheme." |
| 16. | Page 58, line 19: | Change "trade shipment" to "transshipment." |
| 17. | Page 60, line 5: | Change "2758(b)" to "2.758(b)." |
| 18. | Page 60, line 10: | Change "cathedral" to "procedural." |
| 19. | Page 72, line 25: | Change "42 U.S.C. 101557" to
"42 U.S.C. 10155(h)" |
| 20. | Page 79, line 2 | Insert "battling" before "the Department." |
| 21. | Page 81, line 18: | Change "this elects" to "this Board elects." |
| 22. | Page 92, line 1: | Change "(indiscernible)" to "points." |
| 23. | Page 92, line 5: | Change "(indiscernible)" to "parties for
litigating related contentions." |
| 24. | Page 100, line 3: | Change "decertify" to "to certify." |
| 25. | Page 103, line 1: | Change "decertify" to "to certify." |
| 26. | Page 116, line 1: | Change "Solberg" to "Silberg." |
| 27. | Page 120, lines 12 and 15: | Change "Utah" to "Utah Y." |
| 28. | Page 129, line 20: | Change: "5110" to "51.10." |
| 29. | Page 131, lines 5: | Change "Utah E" to "Utah B." |

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| 30. | Page 131, lines 21 and 23: | Change "Rally" to "Rowley." |
| 31. | Page 132, line 10 | Change "FAR" to "SAR." |
| 32. | Page 132, lines 19 and 25 | Change "Rally" to "Rowley." |
| 33. | Page 133, lines 3, 20, and 23: | Change "Rally" to "Rowley." |
| 34. | Page 134, lines 9 and 11: | Change "Rally" to "Rowley." |
| 35. | Page 135, lines 2, 6, 17, 19, and 21: | Change "Rally" to "Rowley." |
| 36. | Page 137, lines 5, 10, 12 and 21: | Change "Rally" to "Rowley." |
| 37. | Page 138, line 10: | Change "Rally" to "Rowley." |
| 38. | Page 139, lines 5, 7, 20 and 24: | Change "Rally" to "Rowley." |
| 39. | Page 139, line 17: | Change "7261" to "72.6(c)." |
| 40. | Page 140, lines 8, 11, 13, 21,
and 24: | Change "Rolley" to "Rowley." |
| 41. | Page 140, line 23: | Change "7261" to "72.6(c)." |
| 42. | Page 141, line 1: | Change "7261" to "72.6(c)." |
| 43. | Page 141, line 12: | Change "Rolley" to "Rowley." |
| 44. | Page 143, line 14: | Change "74.20(a)" to "70.20(a)." |
| 45. | Page 143, line 22: | Change "C-1" to "72.6(c)(1)." |
| 46. | Page 143, line 24: | Change "Rolley" to "Rowley." |
| 47. | Page 144, line 15: | Change "Separatable" to "separable." |
| 48. | Page 144, line 18: | Change "shield" to "shielding." |
| 49. | Page 145, line 12: | Change "Rolley" to "Rowley." |
| 50. | Page 145, line 14: | Change "Conditions precented" to
"Commission precedent." |

51. Page 145, lines 14-15: Change "Shore and Limerick Shipping" to "Shoreham to Limerick Spent Fuel Shipments."
52. Page 145, line 16: Change "admission" to "Commission."
53. Page 146, lines 5 and 17: Change "Rolley" to "Rowley."
54. Page 146, line 23: Change "I think so" to "I don't think so."
55. Page 150, line 1: Change "appears" to "this appears."
56. Page 150, line 8: Change "TFS" to "PFS."
57. Page 150, line 9: Change "improves" to "includes."
58. Page 151, lines 12 and 19: Change "72.6C1" to "72.6(c)(1)."
59. Page 151, line 15: Change "Rolley" to "Rowley."
60. Page 154, line 15: Change "bill making" to "rulemaking."
61. Page 155, lines 1 and 5: Change "Ralley" to "Rowley."
62. Page 157, lines 16, 23, and 25: Change "Ralley" to "Rowley."
63. Page 157, line 23: Change "PAS" to "PFS."
64. Page 158, lines 4 and 17: Change "Ralley" to "Rowley."
65. Page 159, lines 3 and 5: Change "Ralley" to "Rowley."
66. Page 160, lines 15 and 18: Change "Ralley" to "Rowley."
67. Page 163, lines 2, 5 and 14: Change "New reg" to "NUREG."
68. Page 166, line 5: Change "regulation" to "regulation for."
69. Page 167, line 3: Change "--" to "confinement accident."
70. Page 167, line 5: Change "that meets the loss of" to "which lead to loss of confinement barrier."
71. Page 167, line 14: Change "a" to "no."

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| 72. | Page 167, line 22: | Change "no reg" to "NUREG." |
| 73. | Page 168, line 5: | Change "your reg" to "NUREG." |
| 74. | Page 168, line 14: | Change "is" to "if." |
| 75. | Page 180, lines 16 and 19: | Change "Holpeck and transfer" to "Holtec and TranStor." |
| 76. | Page 181, lines 17 and 21: | Change "new reg" to "NUREG." |
| 77. | Page 181, line 22: | Change "African" to "Applicant." |
| 78. | page 183, line 3: | Change "new reg" to "NUREG." |
| 79. | Page 186, line 17: | Change "GDA" to "OGD A." |
| 80. | Page 191, line 10: | Change "fermented and" to "determined to have." |
| 81. | Page 192, line 9: | Change "7212(h)" to "72.122(h)." |
| 82. | Page 192, lines 17 and 22: | Change "7230" to "72.30." |
| 83. | Pae 192, line 18: | Change "72130" to "72.130." |
| 84. | Page 194, lines 2 and 3: | Change "7163" to "71.63." |
| 85. | Page 195, line 21: | Change "DOC" to "DOE." |
| 86. | Page 203, line 13: | Change "eithe" to "either." |
| 87. | Page 203, lines 19 and 23: | Change "clatting" to "cladding." |
| 88. | Page 204, line 9: | Change "boht" to "both." |
| 89. | Page 204, lines 9-10: | Change "new reg" to "NUREG." |
| 90. | Page 205, lines 9 and 14: | Change "new reg" to "NUREG." |
| 91. | Page 206, line 7: | Change "reaactor" to "reactor." |
| 92. | Page 206, line 19: | Change "SR" to "SAR." |

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| 93. | Page 209, line 21: | Change "new reg" to "NUREG." |
| 94. | Page 211, line 5: | Change "Tehre" to "There." |
| 95. | Page 212, line 18: | Change "new regs" to "NUREGS." |
| 96. | Page 213, line 23: | Change "ragument" to "argument." |
| 97. | Page 214, line 19: | Change "Mr. Kennedy" to Mr. Silberg." |
| 98. | Page 214, line 25: | Change "new reg" to "NUREG." |
| 99. | Page 215, lines 1, 5-6, and 11: | Change "new reg" to "NUREG." |
| 100. | Page 215, line 23: | Change "clatting" to "cladding." |
| 101. | Page 215, line 24: | Change "defiend" to "defined." |
| 102. | Page 215, line 24: | Change "sfaety" to "safety." |
| 103. | Page 216, line 25: | Change "Rolley" to "Rowley." |
| 104. | Page 218, line 9: | Change "knew, new stuff" to "know, is new stuff." |
| 105. | Page 222, line 15 | Change "fee" to "condition." |
| 106. | Page 223, line 15: | Change "within the State's power to know" to "Northern States Power, Genoa." |
| 107. | Page 224, line 4: | Change "circuit" to "circular." |
| 108. | Page 224, line 10: | Change "MRS" to "Morris." |
| 109. | Page 238, line 25: | Change "GDL" to "OGD L." |
| 110. | Page 252, line 3: | Change "7232" to "72.32." |
| 111. | Page 255, line 15: | Change "it, didn't" to "it; it didn't." |
| 112. | Page 261, line 1: | Change "PF" to "PFS" |

113. Page 272, line 25: Change "casket," to "cask at."
114. Page 274, line 23: Change "consumers side" to "Consumers' site."
115. Page 277, line 22: Change "Transtars and Holtech" to "TranStor and Holtec."
116. Page 279, line 3: Change "Transtore and Holtech" to "TranStor and Holtec."
117. Page 279, line 25: Change "Aseepa" to "Iosepa."
118. Page 281, line 6: Change "high storm" to "HiStorm."
119. Page 281, line 18: Change transtore" to "in the TranStor."
120. Page 284, line 10: Change "Transtore" to "TranStor."
121. Page 284, line 16: Change "Hotech" to "Holtec."
122. Page 290, line 16: Change "high storm" to HiStorm."
123. Page 290, line 17: Insert "cask" after "transportation."
124. Page 290, lines 19 and 22: Change "new reg" to "NUREG."
125. Page 291, lines 1, 23, and 24: Change "new reg" to "NUREG."
126. Page 291, line 2: Change "on" to "in the."
127. Page 292, lines 2 and 24: Change "new reg" to "NUREG."
128. Page 292, Line 5: Change "8415" to "84-15."
129. Page 294, lines 11, 12, and 17: Change "new reg" to "NUREG."
130. Page 295, lines 3 and 8: Change "new reg" to "NUREG."
131. Page 299, lines 10 and 11: Change "plan" to "plane."

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| 132. Page 300, line 5: | Insert "shuttle" before "flight." |
| 133. Page 300, line 24: | Change "TSFF" to "PFSF." |
| 134. Page 300, line 25: | Change "knows that" to "knolls, that." |
| 135. Page 301, line 20: | Change "Went" to "We went." |
| 136. Page 302, lines 3, 5 and 7: | Change "PSF" to "PFS." |
| 137. Page 303, line 11: | Change "greater" to "less." |
| 138. Page 307, lines 13, 14 and 15: | Change "Rawley" to "Rowley." |
| 139. Page 308, line 22: | Change "Rawley" to "Rowley." |
| 140. Page 312, line 16: | Insert "are" after "there." |
| 141. Page 318, line 21: | Insert "threaten" before "our site." |
| 142. Page 336, Line 8: | Change "out" to "our." |
| 143. Page 345, line 1: | Change "2.74" to "2.714." |
| 144. Page 348, line 23: | Change "thin" to "think." |
| 145. Page 350, line 7: | Change "their" to "the." |
| 146. Page 359, line 24: | Change "parties" to "parts." |
| 147. Page 364, line 11: | Change "TFS" to "PFS." |
| 148. Page 368, line 8: | Change "difficult" to "different." |
| 149. Page 371, line 19: | Change "TWRs" to "PWRs." |
| 150. Page 372, line 7: | Change "the" to "at." |
| 151. Page 372, line 17: | Change "complaints" to "complains." |

152. Page 372, lines 19-20: Change "of that analysis" to "other analyses."
153. Page 373, line 13: Delete "that."
154. Page 375, line 15: Change "that" to "for."
155. Page 382, line 4: Change "they" to "we."
156. Page 385, line at 12: Change "for your economy" to "at the prehearing."
157. Page 396, line 24: Change "prior already" to "priority when."
158. Page 398, line 9: Change "state" to "states."
159. Page 404, line 13: Change "TFS" to "PFS."
160. Page 407, line 13: Change "bene" to "been."
161. Page 412, line 18: Change "building" to "buildings."
162. Page 412, line 20: Change "we" to "they."
163. Page 419, line 20: Change "viewing" to "documents."
164. Page 419, line 22: Change "none-proprietary" to "non-proprietary."
165. Page 420, line 4: Change "Paba" to "Catawba."
166. Page 420, line 18: Change "access" to "axes."
167. Page 421, line 16: Change "did" to "did not."
168. Page 422, line 5: Change "to seek" to "from."
169. Page 431, line 14: Change "to" to "into."
170. Page 450, line 19: Insert "of" after "that."

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| 171. Page 451, line 21: | Change "they" to "he." |
| 172. Page 469, line 4: | Change "Braccerd" to "Bracker." |
| 173. Page 468, line 18: | Change "Pealap case, Puilap case"
to "Puyallup case." |
| 174. Page 476, line 13: | Change "Mr. Nelson" to "Mr. Quintana." |
| 175. Page 492, line 25: | Change "BFS" to "PFS." |
| 176. Page 496, line 12: | Change "are" to "are not." |
| 177. Page 511, line 9: | Change "w" to "we." |
| 178. Page 521, line 7: | Change "hearing" to "heating." |
| 179. Page 521, line 10: | Change "Limerc" to "Limerick." |
| 180. Page 524, lines 13 and 15: | Change "Limerc" to "Limerick." |
| 181. Page 526, lines 12 and 25: | Change "Limerc" to "Limerick." |
| 182. Page 527, lines 1 and 2: | Change "Limerc" to "Limerick." |
| 183. Page 530, line 7: | Change "Limerc" to "Limerick." |
| 184. Page 537, line 19: | Change "int" to "in." |
| 185. Page 539, line 1: | Insert "impacts" after "address." |
| 186. Page 560, line 16: | Change "Calver" to "Calvert." |
| 187. Page 561, line 12: | Change "Limmer" to "Limerick." |
| 188. Page 562, line 7: | Change "S-3" to "S-4." |
| 189. Page 562, line 10: | Change "2758" to "2.758." |
| 190. Page 584, line 13: | Change "speak" to "speck." |

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| 191. | Page 592, line 14: | Change "millirom" to "millirem." |
| 192. | Page 615, line 17: | Change "Paderk" to "Turk." |
| 193. | Page 624, line 9: | Change "would" to "would not." |
| 194. | Page 625, line 5: | Change "deaccessions" to "discussions." |
| 195. | Page 635, line 13: | Change "noreg" to "NUREG." |
| 196. | Page 649, lines 8, 13 and 16: | Change "CQ" to "CEQ." |
| 197. | Page 652, line 1: | Change "150210" to "1502.10." |
| 198. | Page 652, line 4: | Change "150213" to "1502.13." |
| 199. | Page 659, line 9: | Change "2714" to "2.714." |
| 200. | Page 662, line 20: | Change "to pay less for" to "the S-4." |
| 201. | Page 668, line 21: | Change "Sequoia" to "Sequoyah." |
| 202. | Page 669, lines 3 and 20: | Change "Sequoia" to "Sequoyah." |
| 203. | Page 672, line 25: | Change "thin" to "think." |
| 204. | Page 674, line 4: | Change "Venabema" to "Van Abbema." |
| 205. | Page 674, line 18: | Change "CQ" to "CEQ." |
| 206. | Page 676, line 11: | Change "sites" to "cites." |
| 207. | Page 686, line 2: | Change "Sequoia" to Sequoyah." |
| 208. | Page 717, line 9: | Change "site" to "cite." |
| 209. | Page 719, line 3: | Change "avonitio" to "ab initio." |
| 210. | Page 720, lines 1 and 23: | Change "2714" to "2.714." |
| 211. | Page 737, line 22: | Change "5145(c) to "51.45(c)." |

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| 212. | Page 738, line 10: | Change "5145" to "51.45." |
| 213. | Page 738, line 15: | Change "says" to "say." |
| 214. | Page 738, line 24: | Change "should" to "would." |
| 215. | Page 744, line 4: | Insert "one" before "to." |
| 216. | Page 752, line 3: | Change "2714(b)" to "2.714(b)." |
| 217. | Page 752, line 6: | Change "2758(b)" to "2.758(b)." |

Respectfully submitted,



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Dated: February 13, 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 L.L.C.)	Docket No. 72-22
)	
(Private Fuel Storage Facility))	ASLBP No. 97-732-02-ISFSI

CERTIFICATE OF SERVICE

I hereby certify that copies of the "Applicant's Response to Revised Contentions and Proposed Transcript Corrections" dated February 17, 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 17th day of February 1998.

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