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OFFICE OF THE SECRETARY  
RULEMAKINGS AND  
ADJUDICATIONS STAFF

By Electronic Filing and U.S. Mail

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Rockville, MD 20852-2738  
Attn: Docketing & Services Branch

Re: Private Fuel Storage – Docket No. 72-22 – ASLBP No. 97-732-02

To the Secretary of the Commission:

Today, Private Fuel Storage ("PFS") is filing two responses to the State of Utah's motions regarding PFS's testimony on Contention Utah E. The first motion, "Applicant's Response to State Motion to Exclude Testimony of John D. Parkyn on Utah Contention E," has been written to avoid the inclusion of proprietary information, and thus is not subject to confidentiality under 10 C.F.R. 2.790. PFS's second response, "Applicant's Response to State of Utah's Motion to Compel Applicant to Produce Documents Relied on in Witnesses' Prefiled Testimony or in the Alternative Motion to Strike Testimony," does contain confidential commercial and financial information from the proprietary testimony of John Parkyn and Jon Kapitz on PFS's operations and maintenance costs and the PFS June 1998 Business Plan. Accordingly, based on the May 15, 2000 affidavit of John Parkyn (requesting the Nuclear Regulatory Commission to treat Utah E testimony as proprietary) and the March 22, 2000 affidavit of John Parkyn attached to March 22 letter from John Parkyn (requesting the NRC to treat the June 1998 PFS Business Plan as proprietary), PFS requests that the Commission also maintain this second motion as confidential pursuant to 10 C.F.R. § 2.790. Accordingly, "Applicant's Response to State of Utah's Motion to Compel Applicant to Produce Documents Relied on in Witnesses' Prefiled Testimony or in the Alternative Motion to Strike Testimony" is clearly marked as proprietary, and its service has been limited accordingly.

If you have any questions, please contact me at (202) 663-8304.

Sincerely,



Paul A. Gaukler

SECY-02

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Template = SECY-043

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