



OFFICE OF THE
GENERAL COUNSEL

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

August 25, 2000

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

Dr. Peter S. Lam
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, the State of Utah, and the Applicant have agreed not to raise certain security issues in connection with the litigation of Contention Utah E/Confederated Tribes F in order to avoid raising matters that might involve Safeguards Information.

Dr. Sheehan, in his testimony regarding Contention Utah E/Confederated Tribes F, mentions the cost of security vehicles (*see* "Prefiled Testimony of Michael F. Sheehan, Ph.D. . . Regarding Utah Contention E," at 22) and the Staff's proposed findings address this testimony (*see* "NRC Staff's Proposed Findings . . . Concerning Contention Utah E," at 50). In view of the parties' agreement, the parties respectfully request that the Licensing Board disregard these references in its consideration of Contention Utah E/Confederated Tribes F.

Sincerely,

Catherine L. Marco

Catherine L. Marco
Counsel for NRC Staff

cc: Denise Chancellor, Esq.
Jay E. Silberg, Esq.