

RAS 2853

STATE OF UTAH
OFFICE OF THE ATTORNEY GENERAL



MARK L. SHURTLEFF
ATTORNEY GENERAL

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OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

RAY HINTZE
Chief Deputy - Civil

RYAN MECHAM
Chief of Staff

KIRK TORGENSEN
Chief Deputy - Criminal

March 8, 2001

Emile L. Julian, Assistant for
Rulemakings and Adjudications
Rulemakings and Adjudications Staff
Office of the Secretary
U.S. Nuclear Regulatory Commission
11555 Rockville Pike, One White Flint North
Mail Stop: O16G15
Washington, D.C. 20555

Re: In the Matter of Private Fuel Storage, LLC, Docket 72-22

Dear Mr. Julian;

Enclosed are the original signature pages of the following declarations, the faxed versions of which were filed in conjunction with State's Objections and Response to Applicant's Sixth Set of Discovery Requests to Intervenor State of Utah dated February 28, 2001:

1. Declaration of John R. Mann;
2. Declaration of Helge Gabert;
3. Declaration of Dr. Marvin Resnikoff;
4. Declaration of Barry J. Solomon;
5. Declaration of Michael F. Canning; and
6. Declaration of Dr. Frank P. Howe.

Please contact me with any questions at (801) 366-0287. Thank you.

Sincerely,

Jean Braxton,
Legal Assistant

Enclosures: as stated
cc: PFS Docket 72-22-ISFSI Service List, without enclosure

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SECY-02

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

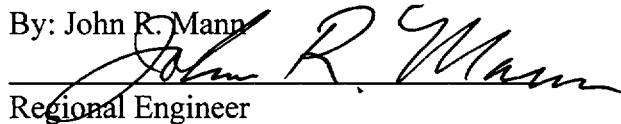
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|---------------------------|---|---------------------------|
| In the Matter of: |) | Docket No. 72-22-ISFSI |
| |) | |
| PRIVATE FUEL STORAGE, LLC |) | ASLBP No. 97-732-02-ISFSI |
| (Independent Spent Fuel |) | |
| Storage Installation) |) | February 28, 2001 |

DECLARATION OF JOHN R. MANN

I, John R. Mann, hereby declare under penalty of perjury and pursuant to 28 U.S.C. § 1746, that the statements contained in State of Utah's Objections and Responses to Applicant's Sixth Set of Formal Discovery Requests to Intervenor State of Utah, dated February 15, 2001, relating to Utah Contention O, limited to response to subsection "d" of Interrogatory 8, are true and correct to the best of my knowledge, information and belief.

Dated this 28th day of February, 2001.

By: John R. Mann



Regional Engineer

Utah Division of Water Rights

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of:

PRIVATE FUEL STORAGE, LLC
(Independent Spent Fuel
Storage Installation)

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Docket No. 72-22-ISFSI

ASLBP No. 97-732-02-ISFSI

February 27, 2001

DECLARATION OF HELGE GABERT

I, Helge Gabert, hereby declare under penalty of perjury and pursuant to 28 U.S.C. § 1746, that the statements contained in State of Utah's Objections and Responses to Applicant's Sixth Set of Formal Discovery Requests to Intervenor State of Utah, dated February 15, 2001, relating to Utah Contention O, limited to Interrogatory 8 subsection b. regarding "Overflow" are true and correct to the best of my knowledge, information and belief.

Dated this 27th day of February, 2001.

By: Helge Gabert

Helge Gabert

Environmental Scientist/Hydrologist

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

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|---------------------------|---|---------------------------|
| In the Matter of: |) | Docket No. 72-22-ISFSI |
| |) | |
| PRIVATE FUEL STORAGE, LLC |) | ASLBP No. 97-732-02-ISFSI |
| (Independent Spent Fuel |) | |
| Storage Installation) |) | February 27, 2001 |

DECLARATION OF DR. MARVIN RESNIKOFF

I, Dr. Marvin Resnikoff, hereby declare under penalty of perjury and pursuant to 28 U.S.C. § 1746, that the statements contained in State of Utah's Objections and Responses to Applicant's Sixth Set of Formal Discovery Requests to Intervenor State of Utah, dated February 15, 2001, relating to Utah Contentions V and Z, are true and correct to the best of my knowledge, information and belief.

Dated this 27th day of February, 2001.

By:



Marvin Resnikoff, PhD,
Senior Associate
Radioactive Waste Management Associates

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

February 27, 2001

By: Barry J. Solomon
Barry J. Solomon
Senior Geologist
Utah Geological Survey
Utah Department of Natural Resources

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of:

PRIVATE FUEL STORAGE, LLC
(Independent Spent Fuel
Storage Installation)

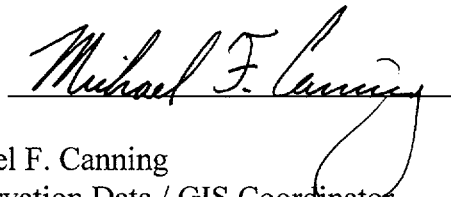
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) Docket No. 72-22-ISFSI
)
) ASLBP No. 97-732-02-ISFSI
)
) February 27, 2001

DECLARATION OF MICHAEL F. CANNING

I, Michael F. Canning, hereby declare under penalty of perjury and pursuant to 28 U.S.C. § 1746, that the statements contained in State of Utah's Objections and Responses to Applicant's Sixth Set of Formal Discovery Requests to Intervenor State of Utah, dated February 15, 2001, relating to Utah Contention DD, and limited to responses that relate to Skull Valley Pocket Gophers, are true and correct to the best of my knowledge, information and belief.

Dated this 27th day of February, 2001.

By:



Michael F. Canning
Conservation Data / GIS Coordinator
Utah Division of Wildlife Resources
Utah Department of Natural Resources

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of:

PRIVATE FUEL STORAGE, LLC
(Independent Spent Fuel
Storage Installation)

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Docket No. 72-22-ISFSI

ASLBP No. 97-732-02-ISFSI

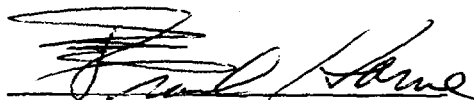
February 27, 2001

DECLARATION OF DR. FRANK P. HOWE

I, Dr. Frank P. Howe, hereby declare under penalty of perjury and pursuant to 28 U.S.C. § 1746, that the statements contained in State of Utah's Objections and Responses to Applicant's Sixth Set of Formal Discovery Requests to Intervenor State of Utah, dated February 15, 2001, relating to Utah Contention DD and limited to responses that relate to birds, are true and correct to the best of my knowledge, information and belief.

Dated this 27th day of February, 2001.

By:



Frank P. Howe, PhD
Non-Game Avian Program Coordinator
Utah Division of Wildlife Resources
Utah Department of Natural Resources