

UNITED STATES OF AMERICA  
BEFORE THE  
NUCLEAR REGULATORY COMMISSIONDOCKETED  
USNRC

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Private Fuel Storage, a Limited Liability  
Company;(Independent Spent Fuel Storage  
Installation).

Docket No. 72-22

ASLBP No. 97-732-02

ISFSI

March 8, 2001

OFFICE OF SECRETARY  
-RULEMAKINGS AND  
ADJUDICATIONS STAFF**SOUTHERN UTAH WILDERNESS ALLIANCE (SUWA'S) SUPPLEMENTAL  
RESPONSES TO APPLICANT'S FIRST SET OF DISCOVERY REQUESTS  
AND INITIAL RESPONSES TO APPLICANT'S SECOND  
SET OF DISCOVERY REQUESTS.**

Southern Utah Wilderness Alliance (SUWA) files the following supplemental responses to Applicant's (Private Fuel Storage L.L.C. (PFS)) First Set of Interrogatories and Document Requests directed to SUWA and to PFS's Second Set of Formal Discovery Requests to Intervenor SUWA:

**I. Supplemental Responses to First Set of Requests:**

SUWA has no further updates to its responses to Applicant's First Set of Discovery Requests at this time. However, as soon as any relevant information becomes available, SUWA will promptly disclose it to PFS.

**II. Responses to Second Set of Discovery Requests.****A. Responses to Interrogatories**

**Interrogatory No. 7:** State the size and precise location of any sensitive wetlands or other areas sensitive to the environmental effects of the Low Corridor rail line that SUWA asserts exist within two miles to the east of the "North Cedar Mountain roadless area" and within two miles to the east of the currently proposed alignment of the Low Corridor rail line. See Intervenor Southern Utah Wilderness Alliance's Responses to the Applicant's First Set of Interrogatories and Requests for Production of Documents (May 28, 1999), Interrogatory No. 3.

The statement to which the applicant refers is that “[a]n alternative alignment to the proposed rail spur that avoided the North Cedar Mountain roadless area . . . and/or ran two miles to the east of the current alignment ([so long as the alignment avoided] sensitive wetlands, etc.) would have less impact on the wilderness character of the North Cedar Mountain roadless areas . . .” Intervenor Southern Utah Wilderness Alliance’s Responses to the Applicant’s First Set of Interrogatories and Requests for Production of Documents (May 28, 1999), Interrogatory No. 3. What SUWA intended by this comment is that if an alternative alignment were formulated and analyzed, that alignment should be drawn to avoid such sensitive areas. At this time, SUWA knows of no such sensitive areas, but still asserts that if such areas are present, the alternative alignment should be designed to avoid or mitigate impacts to these areas. Furthermore, SUWA asserts that the duty to at least determine if such impacts exist and can be avoided or mitigated is the duty of the agency.

**Interrogatory No. 9:** State the scientific and factual basis for SUWA’s belief that the wetlands or other areas identified in response to Interrogatory No. 7 are sensitive to the environmental effects of the Low Corridor rail line.

The type of impacts to wetlands or sensitive areas are described in the DEIS at 5.2 (5-5 to 5-11).

## **B. Responses to Document Requests**

**Request No. 1:** All documents describing or discussing the size, location, or nature of any sensitive wetlands or other areas sensitive to the environmental effects of the Low Corridor rail line that SUWA asserts exist within two miles to the east of the “North Cedar Mountain roadless area” and within two miles to the east of the currently proposed alignment of the Low Corridor rail line. See Interrogatory No. 7, supra.

Other than maps produced by the State of Utah and the United States and those it has already produced, SUWA has no documents that responsive to this request.

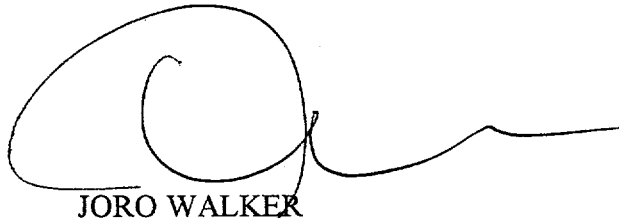
**Request No. 2:** All documents containing or discussing the scientific and factual basis for SUWA's belief that the wetlands or other areas identified in response to Interrogatory No. 7 are sensitive to the environmental effects of the Low Corridor rail line.

Other than the documents it has already produced, SUWA has no documents responsive to this request.

**Request No. 3:** All documents, data or other information related to the claims made by SUWA within the scope of SUWA B that alignment alternatives for the Low Corridor rail line have been inadequately addressed in the PFS Environmental Report or the DEIS.

Other than the documents it has already produced and the DEIS, SUWA has no documents responsive to this request.

DATED March 8, 2001 (International Women's Day).

A handwritten signature in black ink, consisting of a large, stylized 'J' followed by a series of loops and a long horizontal stroke extending to the right.

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**CERTIFICATE OF SERVICE**

I hereby certify that copies of **OHNGO GAUDADEH DEVIA'S (OGD) SUPPLEMENTAL RESPONSES TO APPLICANT'S FIRST SET OF DISCOVERY REQUESTS AND INITIAL RESPONSES TO APPLICANT'S SECOND SET OF DISCOVERY REQUESTS** and **SOUTHERN UTAH WILDERNESS ALLIANCE (SUWA's) SUPPLEMENTAL RESPONSES TO APPLICANT'S FIRST SET OF DISCOVERY REQUESTS AND INITIAL RESPONSES TO APPLICANT'S SECOND SET OF DISCOVERY REQUESTS** 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 8th day of March 2001.

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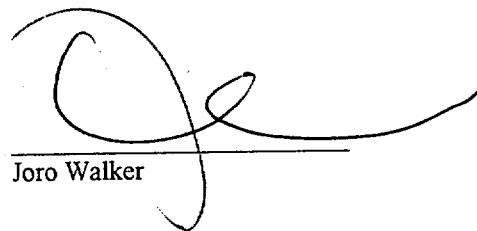
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\* By U.S. mail only



Joro Walker