

ShawPittman LLP

A Limited Liability Partnership Including Professional Corporations

D. SEAN BARNETT
(202) 663-8429
sean.barnett@shawpittman.com

April 15, 2004

DOCKETED
USNRC

April 20, 2004 (4:06PM)

By Electronic Filing and Mail Delivery

Emile L. Julian
Assistant for Rulemakings and Adjudications
Rulemakings and Adjudications Staff
Office of the Secretary of the Commission
U. S. Nuclear Regulatory Commission
11555 Rockville Pike, One White Flint North
Rockville, MD 20852-2738
Attn: Docketing & Services Branch

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

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

Dear Mr. Julian:

Today, Private Fuel Storage, L.L.C. is filing with the Commission its Petition for Review of the Atomic Safety and Licensing Board's Memorandum and Order on disclosure/redaction of evidentiary and decisional materials related to its financial qualifications decisions. PFS's petition contains confidential commercial and financial information concerning the terms of the Model Service Agreement under which PFS would provide spent fuel storage services. For the reasons previously set forth in the 2.790 affidavit and declarations of John D. Parkyn, Chairman of PFS, of May 15, 2000, September 25, 2000, September 28, 2000, December 4, 2000, and July 2, 2003, PFS requests that the NRC treat its petition as confidential information under 10 C.F.R. § 2.390 (formerly section 2.790).

If you have any questions, please contact me at (202) 663-8429.

Sincerely,



D. Sean Barnett

cc: Nils J. Diaz, Chairman
Edward McGaffigan, Jr., Commissioner
Jeffrey S. Merrifield, Commissioner
G. Paul Bollwerk, III, Esq.
Dr. Jerry R. Kline

Washington, DC
Northern Virginia
New York
Los Angeles
London

Emile L. Julian
April 15, 2004
Page 2

Dr. Peter S. Lam
Sherwin Turk, Esq.
Denise Chancellor, Esq.
Office of Commission, Appellate Adjudication
Adjudicatory File, Atomic Safety and Licensing Board Panel
Diane Curran, Esq.
John Paul Kennedy, Esq.
Joro Walker, Esq.
Timothy Vollmann, Esq.
Paul Echohawk, Esq.

Document #: 1394035 v.1