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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

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 Reply to the State of Utah's and the NRC Staff's Briefs on review of the Atomic Safety and Licensing Board's January 5, 2004 decision on PFS's motion for reconsideration and clarification of the Board's financial qualification decisions. PFS's reply contains confidential commercial and financial information concerning the terms of the Model Service Agreement under which PFS would provide spent fuel storage services and estimates of PFS's facility operating costs. 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 reply 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.

Emile L. Julian
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