

February 10, 2006

Mr. John D. Parkyn
Chairman of the Board
Private Fuel Storage, L.L.C.
3200 East Avenue South
La Crosse, WI 54602-0817

SUBJECT: DRAFT LICENSE NO. SNM-2513 AND TECHNICAL SPECIFICATIONS FOR
PRIVATE FUEL STORAGE FACILITY (TAC L23821)

Dear Mr. Parkyn:

The Commission, in its Memorandum and Order dated September 9, 2005 (CLI-05-19), authorized the staff to issue a license to Private Fuel Storage, L.L.C., (PFS) to construct and operate its proposed independent spent fuel storage facility, upon making the requisite findings pursuant to 10 C.F.R. § 72.40.

As part of our review, we have prepared a draft license in accordance with the requirements of Title 10 of the Code of Federal Regulations, Part 72. Enclosed is a draft copy of Materials License No. SNM-2513 and the associated technical specifications for the Private Fuel Storage ISFSI for your review, to identify any inaccuracies or omissions. Should you have any comments please provide them to me within 7 calendar days from the date of this letter.

Please note that License Condition 18 references Revision 2 of the PFS Physical Protection Plan (Plan) which, in Chapter 18 of the NRC Staff's Safety Evaluation Report (SER), the staff found is adequate and meets the requirements of 10 CFR 72.180 and 10 CFR 73.51. Following issuance of the SER, PFS submitted two revisions to the Plan (Revision 3, dated November 29, 1999, and Revision 4, dated January 25, 2000). The staff has reviewed these revisions and found that the revisions do not decrease the effectiveness of the PFS Physical Protection Plan. Therefore, the staff expects that, upon issuance of a license, PFS will incorporate these revisions into the approved Plan in accordance with 10 CFR 72.44(e) and License Condition 13, consistent with the information considered by the U.S. Department of Homeland Security during its evaluation of the proposed Private Fuel Storage Facility last summer.

J. Parkyn

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Should you have any questions or comments regarding the draft license or the associated technical specifications, please contact me at (301) 415-8531.

Sincerely,

/RA/

Stewart W. Brown, Senior Project Manager
Licensing Section
Spent Fuel Project Office
Office of Nuclear Material Safety
and Safeguards

Docket No. 72-22
TAC No. L23821

Enclosure: Draft License No. SNM-2513 and
associated Technical Specifications

cc: PFS Service Lists

J. Parkyn

-2-

Should you have any questions or comments regarding the draft license or the associated technical specifications, please contact me at (301) 415-8531.

Sincerely,

/RA/

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Spent Fuel Project Office
Office of Nuclear Material Safety
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Docket No. 72-22
TAC No. L23821

Enclosure: Draft License No. SNM-2513 and
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cc: PFS Service Lists

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