

From: [Macdougall, Robert](#)
To: [Henderson, Garrett](#)
Subject: RE: Draft DFR FRN for NAC CoC Amendment 6
Date: Monday, June 25, 2018 12:56:00 PM
Attachments: [NAC CoC Amndt 6 DFR FRN \(GDH-RDM comments\) 062518.docx](#)

Hi, Garrett,

Thanks for getting back to me with your comments and suggested edits – and no need to apologize; we're all busy.

Attached are my responses to your comments and edits. Although we might still need to call a working group meeting if you think it necessary, I think our differences are minor enough to enable us to avoid one. I'm hoping that if my responses in the attached make sense to you – and to you, Bernie, and you, Carol -- I might be able to submit a clean draft, along with a draft proposed rule conforming to these changes, in a package for everybody's concurrence/NLO to proceed to the next step.

If anybody has any objections to my proposed path forward without a meeting, please let me know.

Thanks in advance,
Rob

From: Henderson, Garrett
Sent: Monday, June 25, 2018 9:38 AM
To: Macdougall, Robert <Robert.MacDougall@nrc.gov>
Subject: RE: Draft DFR FRN for NAC CoC Amendment 6

Good morning, Rob,

My apologies on not replying to your email sooner, I was out last Thursday and Friday. Also apologies are due for my failure to return my comments on the FRN in a timelier manner. It turns out that I have been assigned to two separate working groups on regulations pertaining to casks and was provided an FRN to review for each. I conflated the two.

I have now reviewed your FRN and identified a few minor issues that I don't think will be difficult to resolve (text tweaks, missing citations, etc.), and one more medium level issue that might need some discussion, namely that I don't believe the "alternative actions" section accurately reflects what would happen if this amendment was denied. I set forth my opinion on the issue in the comments to the attached draft. Give it a read and let me know your thoughts.

Thanks for your patience.

-Garrett

From: Macdougall, Robert
Sent: Wednesday, June 20, 2018 6:35 PM

To: Henderson, Garrett <Garrett.Henderson@nrc.gov>
Cc: White, Bernard <Bernard.White@nrc.gov>; Gallagher, Carol <Carol.Gallagher@nrc.gov>
Subject: RE: Draft DFR FRN for NAC CoC Amendment 6

Hi, Garrett,

Just got back yesterday from more than two weeks out of the office, and wanted to check in with you. Have you been able to make any progress on this bad boy, and if so, do you think we need to have a working group meeting to hash out anything?

Rob

From: Henderson, Garrett
Sent: Wednesday, May 30, 2018 4:45 PM
To: Macdougall, Robert <Robert.MacDougall@nrc.gov>
Subject: RE: Draft DFR FRN for NAC CoC Amendment 6

Hi Rob,

Pleased to be aboard. I will review and try and turn it around next week. Once I've given it a once over we can figure out if we need to convene the super team.

-Garrett

From: Macdougall, Robert
Sent: Wednesday, May 30, 2018 4:43 PM
To: Henderson, Garrett <Garrett.Henderson@nrc.gov>
Cc: White, Bernard <Bernard.White@nrc.gov>; Gallagher, Carol <Carol.Gallagher@nrc.gov>; Morgan-Butler, Kimyata <Kimyata.Morgan-Butler@nrc.gov>
Subject: Draft DFR FRN for NAC CoC Amendment 6

Hi, Garrett,

I understand that you've been assigned to our working group on this CoC rulemaking. Welcome aboard. We were hoping it would be you.

While Bernie and Carol and I were waiting for this moment, I asked them to review and revise my template-derived draft Federal Register Notice for the direct final rule for this rulemaking, figuring that you could start with a version they've approved. That version is attached. If you'd like for me to convene our working group to discuss it, I'll be happy to do that, but you can also review it first and then decide whether we need to meet. If you conclude that we don't, send us your markup, and if none of us think we need to discuss anything you've revised. I'll copy and paste from your markup to complete and circulate for everybody's review the FRN for the proposed rule. Once I have everybody's e-mailed approvals of the proposed rule FRN draft, I'll put the package together, get my BC Kim to approve, and send it electronically to Bernie and Carol for their concurrences and to OGC's

RIDS address for your NLO review. Sound like a plan? Well, maybe at least in theory.

Let me know your 'druthers,
Rob

Robert D. MacDougall

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Materials Rulemaking and Project Management Branch

Division of Rulemaking, NMSS

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