

From: [Cruz Perez, Zahira](#)
To: [Gordon, Randy](#); [Beste, Eric](#)
Cc: [Mattingly, Andrea](#); [La Bella, Chuck](#); [Heller, Zachary](#); [Wohlford, Luke](#); [Herten-Greaven, Keli](#)
Subject: RE: RE: RE: 2.206 Petition status
Date: Wednesday, October 30, 2019 3:28:00 PM

This email serves to acknowledge that I have received and downloaded the files sent by Keli Herten-Greaven via email (10 emails containing 40 documents) as part of your petition.

Thank You,

Zahira Cruz

Zahira Cruz

Project Manager
U.S. Nuclear Regulatory Commission
Office of Nuclear Material Safety and Safeguards
Reactor Decommissioning Branch
Rockville, MD 20852

From: Gordon, Randy <RGordon@btlaw.com>
Sent: Wednesday, October 30, 2019 11:09 AM
To: Cruz Perez, Zahira <Zahira.CruzPerez@nrc.gov>; Beste, Eric <Eric.Beste@btlaw.com>
Cc: Mattingly, Andrea <Andrea.Mattingly@btlaw.com>; La Bella, Chuck <CLaBella@btlaw.com>; Heller, Zachary <ZHeller@btlaw.com>; Wohlford, Luke <LWohlford@btlaw.com>; Herten-Greaven, Keli <Keli.Herten-Greaven@btlaw.com>
Subject: [External_Sender] RE: RE: 2.206 Petition status

Dear Project Manager Cruz,

In our 9/24/19 email, which you note below, we indicated that we would be providing the NRC with an appendix via an ftp site since the documents are extensive and, as such, too large for attachment to an email as a single document. We immediately, i.e., also on 9/24/19, provided a link to our ftp site for an easy download of the appendix documents. We believed that this submission was "in writing," and, hearing nothing further from the NRC until your email of October 25, assumed that all was in order. In any event, to speed things along, my assistant, Keli Herten-Greaven, will shortly be emailing the appendix documents to you (at the addresses you set forth below), as attachments in pdf form. We were able to consolidate the pdfs into four ZIP files, so you will receive four separate emails.

Please confirm receipt of the appendix documents at your earliest convenience.

Sincerely,

Randy Gordon

Randy Gordon

Direct (214) 258-4148



From: Cruz Perez, Zahira <Zahira.CruzPerez@nrc.gov>

Sent: Friday, October 25, 2019 2:13 PM

To: Beste, Eric <Eric.Beste@btlaw.com>

Cc: Mattingly, Andrea <Andrea.Mattingly@btlaw.com>; La Bella, Chuck <CLaBella@btlaw.com>; Heller, Zachary <ZHeller@btlaw.com>; Wohlford, Luke <LWohlford@btlaw.com>; Gordon, Randy <RGordon@btlaw.com>

Subject: [EXTERNAL]RE: RE: 2.206 Petition status

Good Afternoon Everyone,

You submitted a petition requesting action under 10 C.F.R. 2.206 that included a request that the NRC immediately suspend all decommissioning operations at the San Onofre Nuclear Generating Station (SONGS) and require the Licensee to submit an amended decommissioning plan to account for spent nuclear fuel being placed in storage at SONGS. You also requested that the NRC prepare a supplemental environmental impact statement that evaluates site-specific environmental issues not addressed in the decommissioning Generic Environmental Impact Statement.

The NRC staff reviewed the petition's immediate action request and has concluded, in accordance with Section II.B.1 of Management Directive (MD) 8.11 (ML18176A147), that the request does not warrant immediate action. The NRC staff has determined that the decommissioning activities at SONGS do not constitute an immediate threat to public health and safety. The NRC has continued to perform inspection and oversight of NRC-licensed activities at SONGS and taken regulatory actions as necessary, including appropriate enforcement of NRC regulations regarding the safety of spent fuel storage.

Consistent with the 2.206 process, the Staff is proceeding with its evaluation of whether the petition meets the MD 8.11 acceptance criteria for review. We will contact you once the Staff has made that initial determination.

We also note that the NRC has only received a 9/24/19 e-mail with the initial petition and a 9/25/19 e-mail with a 'Notice of Appearance.' Consistent with the 10 CFR 2.206 petition process, all information related to the petition (including exhibits) must be submitted in writing. If there are additional materials that you believe the Staff should consider, please provide them via email to me at Zahira.Cruz@nrc.gov or to Petition.Resource@nrc.gov as attachments.

Thank You,

Zahira Cruz

Zahira Cruz

Project Manager

U.S. Nuclear Regulatory Commission

Office of Nuclear Material Safety and Safeguards

Reactor Decommissioning Branch

Rockville, MD 20852

From: Beste, Eric <Eric.Beste@btlaw.com>

Sent: Wednesday, October 23, 2019 8:30 PM

To: Cruz Perez, Zahira <Zahira.CruzPerez@nrc.gov>

Cc: Mattingly, Andrea <Andrea.Mattingly@btlaw.com>; La Bella, Chuck <CLaBella@btlaw.com>; Heller, Zachary <ZHeller@btlaw.com>; Wohlford, Luke <LWohlford@btlaw.com>; Gordon, Randy <RGordon@btlaw.com>

Subject: [External_Sender] RE: 2.206 Petition status

Dear Project Manager Cruz:

Thank you for acknowledging the 2.206 Petition filed on behalf of our client, Public Watchdogs. Please ensure that the exhibits to the Petition are also reviewed. According to our records, the NRC has yet to download these supporting items.

Very truly yours,

Eric J. Beste | Partner

Barnes & Thornburg LLP

655 West Broadway, Suite 900, San Diego, CA 92101-8484

Direct: (619) 321-5015 | Fax: (310) 284-3894



Atlanta | California | Chicago | Delaware | Indiana | Michigan | Minneapolis | Ohio | Texas | Washington, D.C.

From: Cruz Perez, Zahira <Zahira.CruzPerez@nrc.gov>

Sent: Wednesday, October 23, 2019 1:25 PM

To: La Bella, Chuck <CLaBella@btlaw.com>; Heller, Zachary <ZHeller@btlaw.com>; Gordon, Randy <RGordon@btlaw.com>; Wohlford, Luke <LWohlford@btlaw.com>; Beste, Eric <Eric.Beste@btlaw.com>

Subject: [EXTERNAL]2.206 Petition status

Good Afternoon,

Thank you for submitting your 2.206 Petition on September 24, 2019. Apologies for not getting back to you sooner.

The initial screening of your submittal began soon after the petition was received and you will be contacted again in the near future with the screening results.

Thank You,

Zahira Cruz

Zahira Cruz

Project Manager

U.S. Nuclear Regulatory Commission

Office of Nuclear Material Safety and Safeguards

Reactor Decommissioning Branch

Rockville, MD 20852

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