

DLR:LRR
27-7

APR 7 1958

✓
Mr. Seth Gordon, Director
Department of Fish and Game
State of California
722 Capitol Avenue
Sacramento 14, California

Dear Mr. Gordon:

This acknowledges your letter of March 20, 1958, in which you refer to the proposed issuance of an AEC license to Isotopes Specialties Company, Inc.

By notice published in the Federal Register on March 7, 1958, the Atomic Energy Commission proposed the issuance of a byproduct and source material license to Isotopes Specialties Company, Inc., to provide radioactive waste disposal services unless a request for a formal hearing was presented in the manner set forth in the Commission's Rules of Practice, Title 10, Code of Federal Regulations, Part 2, (copy attached), within the period of time prescribed in such notice.

We are uncertain whether your letter is intended to suggest that the AEC should decide to hold a hearing upon its own motion or whether it is your desire to intervene in the proceeding as a party and to request a hearing. In the event that you choose to file a petition to intervene and request a formal hearing, you should do so within fifteen days after the date of this letter.

If it is your purpose to intervene in the proceeding, you should file a petition for leave to intervene in accordance with the provisions of Section 2.705. The petition should describe your interest in the proceeding, how it may be affected by AEC action, and the position you are taking in the matter. A copy of the petition should be served upon the applicant. The petition may include a request for formal hearing in accordance with Section 2.102 of the rules.

If you have any further questions as to our procedures, please do not hesitate to communicate with me.

Sincerely yours,

Enclosure:

10 CFR Part 2 (Rules of Practice) H. L. Price, Director
Division of Licensing and Regulation

OFFICE ▶	DLR LRRogers:ps	OGC	DLR ERPrice	DLR HLPrice	
SURNAME ▶	<i>L. Rogers</i>	<i>SC</i>	<i>ETW</i>	<i>2HR sqh</i>	<i>A/26</i>
DATE ▶	<i>4/3/58</i>	<i>4/2/58</i>	<i>4/3</i>	<i>4/7/58 man</i>	

Mr. Seth Gordon, Director
Department of Fish and Game
State of California
Page 2 (for listing of courtesy copies)

- cc: 1. Allen M. Goldstein, Isotopes Specialties Company
2. Hermal H. Plaine, OGC
3. Public Document Room
4. J. E. Mason, Isotopes Branch
5. Formal Docket File
6. Supplementary Docket File
7. William E. Hughes, Information Services
8. Robert Levenstein, OGC
9. ~~XXXXXXXX~~ Gerald Chernoff, OGC

OFFICE ▶						
SURNAME ▶						
DATE ▶						

MEMO ROUTE SLIP Form AEC-93 (Rev. May 14, 1947)		See me about this. Note and return.	For concur. For signature.	For action. For information.
TO (Name and unit) H. L. Price Div. of Licensing & Regulation ATTN: L. R. Rogers	INITIALS DATE	REMARKS		
TO (Name and unit)	INITIALS DATE	REMARKS		
TO (Name and unit)	INITIALS DATE	REMARKS		
FROM (Name and unit) Marvin M. Mann <i>mm</i> Div. of Inspection	REMARKS	The attached memorandum from Dick Smith, and letter from Mr. Reinke, raise questions best answered by your Division. I am sending copies also to Reactor Development because of their interest in the Scripps Institute study.		
PHONE NO.	DATE 4/10/58			

USE OTHER SIDE FOR ADDITIONAL REMARKS

U. S. GOVERNMENT PRINTING OFFICE : 1957—O-422607

A/27

87-7

APR 14 1958

Mr. Allen M. Goldstein
Isotopes Specialties Company, Inc.
178 West Providencia
Burbank, California

Dear Mr. Goldstein:

Enclosed is a copy of a letter from YANKEE, Incorporated, replying to our letter of March 31, copies of which have been previously furnished you.

Very truly yours,

E. L. Price, Director
Division of Licensing and Regulation

Enclosure:

copy ltr to YANKEE Inc. 4/7/58

Distribution:

1. Herzel H. Plaine, OGC w/cpy of enclosure
2. Public Document Room
3. J. R. Mason, Isotopes Branch w/enclosure
4. Formal Docket File
5. Supplementary Docket File
6. W. E. Hughes, Information Services w/enclosure

OFFICE ▶	DLR LR Rogers:ps	OGC	DER ER Price	DLR HL Price		
SURNAME ▶	L. Rogers	He	ER Price	HL Price		A/28
DATE ▶	4/10/58	4-10-58	4/10	4/14/58		

8012030096 1P

Khan

COMMISSIONERS

WELDON L. OXLEY, PRESIDENT
REDDINGT. H. RICHARDS, JR., VICE PRESIDENT
SACRAMENTOCARL F. WENTE
SAN FRANCISCOWM. P. ELSER
SAN DIEGOJAMIE H. SMITH
LOS ANGELESGOODWIN J. KNIGHT
GOVERNORSETH GORDON
DIRECTOR

STATE OF CALIFORNIA

Department of Fish and Game

722 Capitol Avenue
Sacramento 14

April 14, 1958

Mr. H. L. Price, Director
Division of Licensing and Regulation
Atomic Energy Commission
Washington 25, D. C.

Re: DLR:LRR

Dear Mr. Price:

We are in receipt of your letter of April 7, 1958 concerning our original letter to you of March 20, 1958 on the proposed issuance of an AEC license to Isotopes Specialties Company, Inc., Burbank, California.

We thank you for your consideration and for clarification of the procedure to be followed.

Our interest in the granting of a license to the applicant has been expressed to you in the letter of March 20.

We realize that there are areas of your responsibility that are involved with the security of our nation. Because of this and because of our knowledge of your understanding of the issue we have raised we would prefer at this time to pursue the matter informally. We trust that your Commission will give due consideration to the recommendations. This letter and the one of March 20 will serve to present our viewpoint.

We respectfully request that your Commission include as part of the requirements of the license requested that any ocean disposals be carried out in ocean waters not less than 2,000 fathoms deep and not less than 60 miles from any sea mount.

APPENDIX F

A/29

8012080105 2PP

Mr. H. L. Price, Director - 2

April 14, 1958

We would appreciate it if your Commission would review and revise the licenses of those other AEC waste disposal licensees operating in California to require disposal under the same conditions of depth and distance stated above.

We assume that such packaging requirements or equivalent as are recommended in N.B.S. Handbook 58 are also conditions of the permit.

Sincerely,

A handwritten signature in dark ink, appearing to read "Seth Gordon", with a large, sweeping flourish extending from the end of the name.

Seth Gordon
Director