

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

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In the Matter of:	)	Docket No. 72-22-ISFSI
	)	
PRIVATE FUEL STORAGE, LLC	)	ASLBP No. 97-732-02-ISFSI
(Independent Spent Fuel	)	
Storage Installation)	)	January 3, 1998

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STATE OF UTAH'S CONTENTIONS SECURITY-A THROUGH  
SECURITY-I BASED ON APPLICANT'S  
CONFIDENTIAL SAFEGUARDS SECURITY PLAN

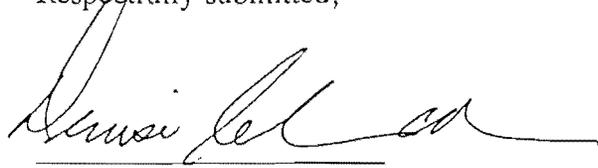
**Introduction**

The State of Utah hereby submits Contentions numbered Security-A through Security-I pursuant to the Memorandum and Order dated December 17, 1997, and subsequent amendments thereto, whereby the Board granted the State of Utah until Monday, January 5, 1998 to file any contentions regarding the Applicant's security plan. The State anticipates that the NRC Staff and Applicant will respond to these contentions, thus the State requests in camera oral argument on the protected information contained in these contentions during the pre-hearing conference scheduled for the week of January 26, 1998.

In accordance with the December 17, 1997 Order, the remainder of this pleading (Contentions and Bases) is being submitted as confidential because it contains protected safeguards information.

DATED this 3rd day of January, 1998.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Denise Chancellor", written over a horizontal line.

Denise Chancellor

Fred G Nelson

Assistant Attorneys General

Connie Nakahara

Special Assistant Attorney General

Attorneys for State of Utah

Utah Attorney General's Office

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CERTIFICATE OF SERVICE

'98 JAN -9 P4:16

I hereby certify that copies of STATE OF UTAH'S CONTENTIONS  
SECURITY-A THROUGH SECURITY-I BASED ON APPLICANT'S  
CONFIDENTIAL SAFEGUARDS SECURITY PLAN were served on the persons

OFFICE OF THE SECRETARY  
RULEMAKING AND ADJUDICATIONS  
ADJUDICATIONS

listed below, in accordance with the Paragraph H.I of the Board's Memorandum and  
Order dated December 17, 1997, by Federal Express this 3rd day of January, 1998.

Emile L. Julian, Assistant for  
Rulemakings and Adjudications  
Rulemakings and Adjudications Staff  
Office of the Secretary  
U. S. Nuclear Regulatory Commission  
11555 Rockville Pike, One White Flint  
North  
Mail Stop O16G15  
Rockville, MD 20852-2738  
(Original only)

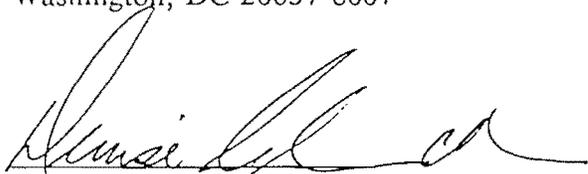
Dr. Peter S. Lam  
Administrative Judge  
Atomic Safety and Licensing Board  
U. S. Nuclear Regulatory Commission  
11555 Rockville Pike, One White Flint  
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Administrative Judge  
Atomic Safety and Licensing Board  
U. S. Nuclear Regulatory Commission  
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Denise Chancellor  
Assistant Attorney General  
State of Utah

DOCKETED  
UBNRC

'98 JAN -9 P4:16

CERTIFICATE OF SERVICE

I hereby certify that copies of the Introduction to STATE OF UTAH'S  
CONTENTIONS SECURITY-A THROUGH SECURITY-I BASED ON  
APPLICANT'S CONFIDENTIAL SAFEGUARDS SECURITY PLAN but not the  
Contentions and Bases, were served by First-Class Mail on the persons listed below,  
this 3<sup>rd</sup> day of January, 1998:

Attn: Docketing & Services Branch  
Secretary of the Commission  
U. S. Nuclear Regulatory Commission  
Mail Stop: O16G15  
11555 Rockville Pike, One White Flint  
North  
Rockville, MD 20852-2738  
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Office of the Commission Appellate  
Adjudication  
Mail Stop: 16-G-15 OWFN  
U. S. Nuclear Regulatory Commission  
Washington, DC 20555

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Denise Chancellor  
Assistant Attorney General  
State of Utah

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

G. Paul Bollwerk, III, Chairman  
Dr. Jerry R. Kline  
Dr. Peter S. Lam

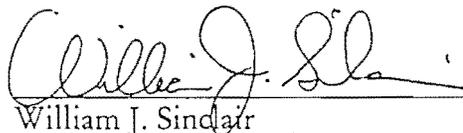
In the Matter of	)	
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PRIVATE FUEL STORAGE, LLC	)	Docket No. 72-22-ISFSI
	)	
(Independent Spent	)	ASLBP No. 97-732-02-ISFSI
Fuel Storage Installation)	)	
	)	

DECLARATION OF WILLIAM J. SINCLAIR

1. I am employed as the head of the State of Utah's radiation control program, which includes the NRC Agreement State Program for the State of Utah. I have extensive experience in the siting, licensing, and control of radioactive materials and radioactive waste. Also I am the Governor's designee under 10 CFR § 73.21(c)(iii) for all spent fuel shipment through the State of Utah and the Governor's designee to the Northwest Compact of Low Level Radioactive Waste. A copy of my resume, which further describes my qualifications, is attached.

2. I am familiar with Private Fuel Storage's (PFS's) license application for an Independent Spent Fuel Storage Installation (ISFSI) on the Skull Valley Goshute Reservation, and in particular the PFS's Physical Security Plan.

3. I assisted in the preparation of, and have reviewed, the State of Utah's Contentions regarding the PFS Physical Security Plan. The technical facts presented in those contentions are true and correct to the best of my knowledge, and the conclusions drawn from those facts are based on my best professional judgment.

  
\_\_\_\_\_  
William J. Sinclair  
Date: 12/31/97

## CURRICULUM VITAE

William J. "Bill" Sinclair  
378 South 775 East  
Layton, Utah 84041

### **Educational Background:**

B.S.E.H. and M.S.E.H. (Bachelor and Master of Science in Environmental Health), East Tennessee State University

### **Certifications:**

Registered Sanitarian, State of Utah

Registered Hazardous Substances Professional, National Environmental Health Association

### **Experience:**

Worked in the environmental sanitation area in the U.S. Air Force from 1970-77

Worked in the environmental sanitation area for the Bureau of General Sanitation, Utah Department of Health from 1980-82

Transferred to the Bureau of Solid and Hazardous Waste, Utah Department of Health and worked as a Environmental Health Scientist from 1982-85 doing RCRA compliance and permitting work.

RCRA and Solid Waste Permits Section Manager of the Bureau of Solid and Hazardous Waste from 1985-1990.

Hazardous Waste Branch Manager of the Division of Solid and Hazardous Waste from October 1990 until May 1993. Responsible for all hazardous waste permitting and compliance/enforcement activities for the Division. Supervised 30 professional staff and three Section managers.

Appointed to position of Director of Division of Radiation Control, June 1, 1993. Responsible for management of 20 professional staff and x-ray registration/inspection, radioactive materials/licensing, environmental monitoring/low level waste programs within the Division.

## **Memberships/Activities**

Voting Member for Utah, Conference of Radiation Control Program Directors (CRCPD)  
Past President and Current Member, Utah Environmental Health Association

Committee Member (representing Utah), Northwest Interstate Compact on Low- Level  
Radioactive Waste

State Liaison Officer with the Nuclear Regulatory Commission

Voting Member for Utah, Organization of Agreement States

Member, Joint Nuclear Regulatory Commission/Agreement States Task  
Force on Training

Member, Great Salt Lake Chapter of the Health Physics Society

Past Ex-offici member, National Governor's Association Federal Facility Task Force on  
Mixed Waste

Past Member, Association of State and Territorial Solid Waste Management Officials  
(ASTSWMO) Radiation Site Cleanup Regulation Task Force

Resource Person, Low-Level Waste Forum

Past Chairman and Member, ASTSWMO RCRA Corrective Action Task Force

Past Member, ASTSWMO Cleanup Consistency Task Force

Past Member, Governmental Refuse Collection and Disposal Association (GRCDA)

Past Member, Joint Training and Technical Committee, Utah Valley Community College

Past Speaking Engagements Available Upon Request

## **Publications:**

Master thesis: "Water Conservation Practices in a River Basin with a Water Surplus,  
Unicoi County, Tennessee"