

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

---

In the Matter of:	)	Docket No. 72-22-ISFSI
	)	
PRIVATE FUEL STORAGE, LLC	)	ASLBP No. 97-732-02-ISFSI
(Independent Spent Fuel	)	
Storage Installation)	)	November 23, 1997

---

STATE OF UTAH'S RESPONSE TO  
THE CONFEDERATED TRIBES OF THE GOSHUTE  
RESERVATION AND DAVID PETE'S PETITION TO  
INTERVENE AND REQUEST FOR A HEARING  
AND SUPPLEMENTAL MEMORANDUM

The State of Utah supports the Petition to Intervene, and Supplemental Memorandum, filed by the Confederated Tribes of the Goshute Reservation and David Pete ("Goshute Tribe"). The Goshute Tribe has made a concrete and particularized showing of injury and fact in its Petition to Intervene and, in particular, in its Supplemental Memorandum, to satisfy NRC standing requirements. In addition, the Goshute Tribe's interests (e.g., ceremonial sites) may not be adequately represented by the other Petitioners. The State respectfully

requests that the Goshute Tribe be granted standing as a party to intervene in this proceeding.

DATED this 23rd day of November, 1997

Respectfully submitted,

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

Denise Chancellor  
Fred G Nelson  
Assistant Attorneys General  
Diane Curran  
Connie Nakahara  
Special Assistant Attorneys General  
Attorneys for State of Utah  
Utah Attorney General's Office  
160 East 300 South, 5th Floor  
P.O. Box 140873  
Salt Lake City UT 84114-0873  
Telephone: (801) 366-0286  
Fax: (801) 366-0293

CERTIFICATE OF SERVICE

I hereby certify that copies of STATE OF UTAH'S RESPONSE TO THE CONFEDERATED TRIBES OF THE GOSHUTE RESERVATION AND DAVID PETE'S PETITION TO INTERVENE AND REQUEST FOR A HEARING AND SUPPLEMENTAL MEMORANDUM, were served on the persons listed below by electronic mail (unless otherwise noted) with conforming copies by U. S. First Class mail as indicated, this 23rd day of November, 1997:

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  
*(Electronic mail via James Cutchin;  
original and two conforming copies)*

G. Paul Bollwerk, III, Chairman  
Administrative Judge  
Atomic Safety and Licensing Board  
U. S. Nuclear Regulatory  
Commission  
Washington, DC 20555  
E-Mail: gpb@nrc.gov  
*(United States mail, first class)*

Dr. Jerry R. Kline  
Administrative Judge  
Atomic Safety and Licensing Board  
U. S. Nuclear Regulatory

Commission  
Washington, DC 20555  
E-Mail: jrk2@nrc.gov  
*(United States mail, first class)*

Dr. Peter S. Lam  
Administrative Judge  
Atomic Safety and Licensing Board  
U. S. Nuclear Regulatory  
Commission  
Washington, DC 20555  
E-Mail: psl@nrc.gov  
*(United States mail, first class)*

Sherwin E. Turk, Esq.  
Catherine L. Marco, Esq.  
Office of the General Counsel  
Mail Stop - 0-15 B18  
U.S. Nuclear Regulatory  
Commission  
Washington, DC 20555  
set@nrc.gov  
clm@nrc.gov  
*(United States mail, first class)*

Jay E. Silberg, Esq.  
Ernest L. Blake, Jr.  
Shaw, Pittman, Potts & Trowbridge  
2300 N Street, N. W.  
Washington, DC 20037-8007  
jay\_silberg@shawpittman.com  
(United States mail, first class)

Clayton J. Parr, Esq.  
Kimball, Parr, Waddoups, Brown &  
Gee  
185 South State Street, Suite 1300  
P. O. Box 11019  
Salt Lake City, Utah 84147-0019  
karenj@kimballparr.com  
(United States mail, first class)

John Paul Kennedy, Sr., Esq.  
1385 Yale Avenue  
Salt Lake City, Utah 84105  
john@kennedys.org  
(United States mail, first class)

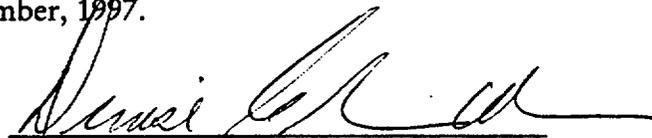
Jean Belille, Esq.  
Land and Water Fund of the Rockies  
2260 Baseline Road, Suite 200  
Boulder, Colorado 80302  
landwater@lawfund.org  
(United States mail, first class)

Danny Quintana, Esq.  
Danny Quintana & Associates, P.C.  
50 West Broadway, Fourth Floor  
Salt Lake City, Utah 84101  
quintana@xmission.com  
(United States mail, first class)

James M. Cutchin  
Atomic Safety and Licensing Board  
Panel  
U.S. Nuclear Regulatory  
Commission  
Washington, D.C. 20555-0001  
E-Mail: jmc3@nrc.gov  
(electronic copy only)

Office of the Commission Appellate  
Adjudication  
Mail Stop: 16-G-15 OWFN  
U. S. Nuclear Regulatory  
Commission  
Washington, DC 20555  
(United States mail only, first class)

Dated this 23<sup>rd</sup> day of November, 1997.



Denise Chancellor  
Assistant Attorney General  
State of Utah