

June 15, 1999

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)
)
PRIVATE FUEL STORAGE, L.L.C.) Docket No. 72-22-ISFSI
)
(Independent Spent Fuel)
Storage Installation))

NRC STAFF'S STATEMENT OF ITS POSITION
CONCERNING GROUP I CONTENTIONS

In accordance with the Licensing Board's "Memorandum and Order (Revised General Schedule)" ("Order"), dated December 23, 1998,¹ the NRC Staff ("Staff") herewith files a statement of its positions with respect to the "Group I" contentions in this proceeding. As indicated in the Board's Order, the contentions in this group are as follows:

- Utah B (intermodal transfer facility)
- Utah C (dose limits)
- Utah F/Utah P (training and certification)
- Utah G (quality assurance)
- Utah K/ Confederated Tribes B (offsite hazards)
- Utah M (probable maximum flood)
- Utah N (ITP flooding)
- Utah R (emergency planning)
- Security A, B and C (security plan)

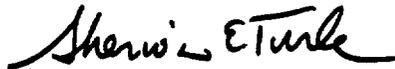
With respect to each of the contentions listed above, other than certain portions of Contention Utah K/ Confederated Tribes B, the Staff has completed its review and is prepared to proceed to

¹ The Staff's date for filing its positions concerning Group I contentions was unaffected by the Licensing Board's subsequent "Memorandum (Additional E-Mail Address for Administrative Judge Kline and Revised General Schedule)," dated May 18, 1999.

hearing on the contentions. With respect to Utah K / Confederated Tribes B, the Staff's review of most of the numerous subissues raised in the contention has been completed; however, for certain subissues, involving aircraft crashes and munitions testing at the Utah Test and Training Range, the Staff's review has not yet been completed, and the Staff therefore is not able to state a final position with respect to those subissues at this time. The Staff will advise the Licensing Board and parties in the near future as to when it expects its review of those subissues to be completed.

Accordingly, as set forth in the Attachment hereto, the Staff herewith files its position with respect to all Group I contentions, other than the two subissues in Contention Utah K/ Confederated Tribes B for which its review has not yet been completed.

Respectfully submitted,



Sherwin E. Turk
Counsel for NRC Staff

Dated at Rockville, Maryland
this 15th day of June 1999