

RAS 2508

ShawPittman

A Law Partnership Including Professional Corporations

PAUL A. GAUKLER
202.663.8304
paul.gaukler@shawpittman.com

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December 8, 2000

By Electronic Filing and Mail Delivery

Emile L. Julian
Assistant for Rulemakings and Adjudications
Rulemakings and Adjudications Staff
Office of the Secretary of the Commission
U. S. Nuclear Regulatory Commission
11555 Rockville Pike, One White Flint North
Rockville, MD 20852-2738
Attn: Docketing & Services Branch


Re: Private Fuel Storage – Docket No. 72-22 – ASLBP No. 97-732-02

To the Secretary of the Commission:

On December 4, 2000, Private Fuel Storage (“PFS”) submitted Applicant’s Motion for Summary Disposition on Issues Remanded by CLI-00-13 on Utah Contention E and Confederated Tribes Contention F and Response to State of Utah’s Objections to the Adequacy of Applicant’s Model Service Agreement to Meet Part 72 Financial Assurance Requirements, together with a supporting Declaration from John Parkyn and a second declaration from Mr. Parkyn requesting that the materials being filed be maintained as confidential information under 10 C.F.R. § 2.790. The signature pages for both declarations were facsimile copies. After filing, PFS identified a typographical error in Mr. Parkyn’s declaration supporting PFS’s Motion. Specifically, the dollar amount of the PFS members’ equity contributions, to date, in paragraph 23 had inadvertently been omitted. Accordingly, PFS is refileing the entire declaration with this correction and serving it both electronically and by mail on the Licensing Board and counsel for the State and the Staff, as well as enclosing the original with this letter for the Secretary. The corrected Parkyn affidavit should replace that filed with PFS’s motion on Monday. PFS is also enclosing only for the Secretary the original signature page of Mr. Parkyn’s 2.790 declaration to replace the facsimile copy.

If you have any questions, please contact me at (202) 663-8304.

Sincerely,


Paul A. Gaukler

SECY-02

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Emile L. Julian
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cc: G. Paul Bollwerk III, Esq.
Dr. Jerry R. Kline
Dr. Peter S. Lam
Sherwin Turk, Esq.
Denise Chancellor, Esq.
Susan F. Shankman (without enclosures)
Adjudicatory File, Atomic Safety and Licensing Board Panel (without enclosures)
Diane Curran, Esq. (without enclosures)
John Paul Kennedy, Esq. (without enclosures)
Joro Walker, Esq. (without enclosures)
Danny Quintana, Esq. (without enclosures)

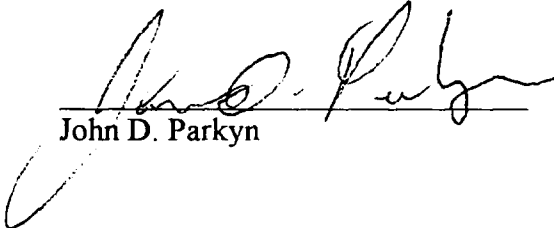
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services at the PFSF, which could be used against PFS in the competition for customers or negotiation of contracts for services. Such a result would place PFS at a significant competitive disadvantage in negotiations with potential customers, would provide potential competitors with competitively advantageous information, and cause PFS substantial commercial harm.

6. Accordingly, the motion for summary disposition and the supporting documents being filed in conjunction with this declaration are being transmitted to the Commission in confidence under the provisions of 10 C.F.R. § 2.790 with the understanding that the documents and the information they contain will be received and held in confidence by the Commission and withheld from public disclosure.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on December 4, 2000


John D. Parkyn