

September 22, 1999

MEMORANDUM TO: Barry Zalman, Chief  
Environmental/Financial Section  
Generic Issues, Environmental, Financial  
and Rulemaking Branch  
Division of Regulatory Improvement Programs, NRR

FROM: C. Ross Chappell, Chief ORIGINAL SIGNED BY /s/  
Spent Fuel Licensing Section  
Licensing and Inspection Directorate  
Spent Fuel Project Office, NMSS

SUBJECT: REVISED SCHEDULE FOR HEARINGS ON SAFETY CONTENTIONS  
IN THE ATOMIC SAFETY AND LICENSING BOARD'S  
PRIVATE FUEL STORAGE PROCEEDING

Alex McKeigney, of your staff, is providing assistance to the Spent Fuel Project Office in the review of the application from Private Fuel Storage, Limited Liability Corporation (PFS) to construct and operate an Independent Spent Fuel Storage Installation on the reservation of the Skull Valley Band of Goshute Indians. Part of the assistance being provided by Mr. McKeigney is support for the review of contentions admitted into the Atomic Safety Licensing Board proceeding associated with the PFS application. Originally, three hearings had been scheduled for the proceeding. The first two were for resolution of safety-related contentions. The third was for the resolution of environmental contentions. The ASLB has recently revised the schedule from three to two hearings. This reflects the fact that a number of safety issues have been resolved through summary disposition. The hearing at which the remaining safety contentions, including the safety contention for which Mr. McKeigney's assistance will be needed will begin on June 18, 1999. The hearing will continue until all remaining safety contentions are adjudicated. The ASLB has indicated that it believes that this hearing will end some time during July of 2000. A complete schedule is attached.

Mr. McKeigney has been an important member of the PFS review team. We look forward to his continued assistance in the future. If you have any questions regarding the revised schedule, please contact Mark Delligatti of my staff at 301 415-8518.

Attachment: As Stated

cc: Alex McKeigney, NRR  
Robert Wood, NRR

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Docket 72-22

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PRIVATE FUEL STORAGE PROCEEDING GENERAL SCHEDULE – As revised 9/20/99

EVENT	GROUP I	GROUPS I-II <sup>1</sup>	GROUP III <sup>2</sup>
Informal Discovery Begins – All Parties	May 19, 1998	May 19, 1998	May 19, 1998
Informal Discovery Closes – All Parties	February 28, 1999	February 28, 1999	February 28, 1999
Staff Position on Contentions	June 15, 1999	December 15, 1999	DEIS – March 2000 FEIS – February 2001
Formal Discovery Begins – All Parties	March 1, 1999	March 1, 1999	March 1, 1999, except (1) DEIS-related discovery against Staff – March 6, 2000; and (2) FEIS-related discovery against Staff – begins on FEIS issuance date
Formal Discovery Ends – All Parties Except Against Staff	May 28, 1999	May 28, 1999, subject to a November 15, 1999 (against Staff - December 15, 1999)-January 31, 2000 limited discovery window	May 28, 1999, subject to a yet to be scheduled limited discovery window
Formal Discovery Ends – Against Staff	August 13, 1999	February 15, 2000	DEIS – May 15, 2000 FEIS – November 30, 2000
Summary Disposition Motions Final Filing Date	June 28, 1999	February 1, 2000	December 1, 2000
Summary Disposition Motion Responses Final Filing Date	July 28, 1999	March 1, 2000	January 2, 2001
Board Summary Disposition Decision	August 30, 1999	March 31, 2000	February 1, 2001
Pre-filed Testimony Submitted	See Groups I-II	May 15, 2000	March 2, 2001
In Limine Motions Due	See Groups I-II	May 31, 2000	March 16, 2001
Hearings (including limited appearance sessions as appropriate)	See Groups I-II	June 19 - July 28, 2000	April 2 - May 31, 2001
Findings of Fact (Simultaneous filings)	See Groups I-II	August 28, 2000	July 2, 2001
Findings of Fact Responses (Simultaneous filings)	See Groups I-II	September 28, 2000	August 1, 2001
Initial Decision	See Groups I-II	December 1, 2000	October 1, 2001

<sup>1</sup> The contentions in Groups I-II include Utah E/Confederated Tribes F; Utah H; Utah K/Confederated Tribes B; Utah L; Utah R; Utah S; Utah GG, Security-C.

<sup>2</sup> The contentions in Group III include Utah O; Utah T; Utah U; Utah V; Utah W; Utah Z; Utah AA; Utah DD; OGD O; and SUWA B. NOTE – As discussed in the Licensing Board's May 18, 1999 memorandum, scheduled dates under this group are subject to further revision to reflect changes in the staff DEIS and FEIS issuance dates.