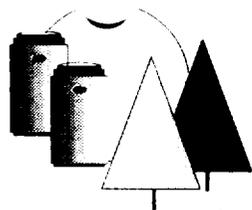


72-22



Private Fuel Storage, LLC

P.O. Box C4010, La Crosse, WI 54602-4010  
John D. Parkyn, Chairman of the Board

February 18, 1999

Director  
Office of Nuclear Material Safety and Safeguards  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

**PROPRIETARY RESPONSES TO EIS RAIs**  
**PRIVATE FUEL STORAGE FACILITY**  
**DOCKET NO. 72-22 / TAC NO. L22462**  
**PRIVATE FUEL STORAGE L.L.C.**

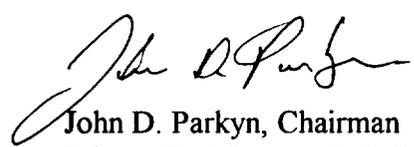
- References:
- 1) NRC Letter, Young to Parkyn, Request for Additional Information, dated December 18, 1998
  - 2) PFSLLC Letter, Parkyn to Director, Office of Material Safety and Safeguards, EIS Responses to Request for Additional Information, dated February 18, 1999

Please find enclosed Private Fuel Storage responses to the NRC Request for Additional Information (Reference 1). The enclosed responses contain proprietary information. Non-proprietary RAI responses are being submitted under separate cover (Reference 2).

The attached affidavit provides Private Fuel Storage reasons for requesting that the NRC treat the enclosed material as proprietary in accordance with 10 CFR 2.790.

If you have any questions regarding this response, please contact me at 608-787-1236 or our Project Director, John Donnell, at 303-741-7009.

Sincerely,

  
John D. Parkyn, Chairman  
Private Fuel Storage L.L.C.

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cc: Ms. Chancellor, Esq. - State of Utah  
Mr. Chowdhury - Center for Nuclear Waste Regulatory Analyses  
Mr. Delligatti - U.S. NRC  
Mr. Donnell - Stone & Webster  
Mr. Northard - Northern States Power Company  
Mr. Silberg, Esq. - Shaw, Pittman, Potts & Trowbridge  
Mr. Turk - U.S. Nuclear Regulatory Commission  
Mr. Wade - Oak Ridge National Laboratory



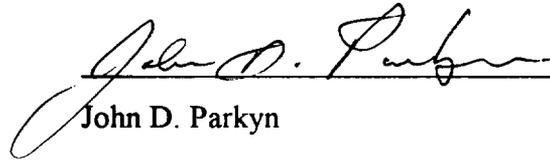
regulations. This affidavit supplies the reasons why this information should be withheld from public disclosure as required by the regulation.

3. The complete unredacted version of PFS' response containing the sensitive, proprietary, commercial and financial information for which PFS requests the Commission to treat as proprietary and to withhold from public disclosure is attached to this affidavit

4. I am familiar with the sensitive commercial and financial information contained in PFS' response (Attachment to this affidavit). I am authorized to speak to PFS' practice of maintaining such information proprietary and the harm that would befall PFS if it were publicly disclosed.

5. PFS' response (Attachment to this affidavit) contains detailed sensitive data associated with the selection of the Private Fuel Storage Facility site. This information is information of the type customarily held in confidence by PFS, and this information is so held. PFS does not disclose this type of information to the public and it is not available from public sources. The rational basis for not disclosing this type of information is that the information is commercially sensitive to the conduct of PFS' business, i.e., the development of an independent spent fuel storage facility, and its disclosure to competitors and customers could cause PFS substantial harm. If the information contained in PFS' response (Attachment to this affidavit) became available to PFS' competitors or customers (both current and potential), those parties would learn of sensitive information 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 information included in PFS' response attached to this affidavit is being transmitted to the Commission in confidence under the provisions of 10 C.F.R. 2.790 with the understanding that it will be received and held in confidence by the Commission and withheld from public disclosure.

  
John D. Parkyn

Sworn to before me this 16<sup>th</sup> day of February 1999

  
Notary Public, State of Wisconsin

My Commission Expires: June 6, 1999