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Attorneys for Ohngo Gaudadeh Devia (OGD)

**UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION**

**BEFORE THE ATOMIC SAFETY AND LICENSING BOARD**

In the Matter of: )  
 )  
PRIVATE FUELS STORAGE, LLC ) Docket No. 72-22-ISFSI  
 )  
(Independent Spent Fuel Storage )  
Installation) )  
\_\_\_\_\_ )

**REPORT REGARDING STATUS OF EXHIBITS TO DECLARATION OF  
SAMMY BLACKBEAR**

In accordance with the Atomic Safety and Licensing Board's Memorandum and Order (Status of "Confidential" Documents) dated July 24, 2001, Ohngo Gaudadeh Devia ("OGD") hereby submits this report outlining the status of discussions among counsel for interested parties regarding a protective agreement/order concerning the exhibits to the Declaration of Mr. Sammy Blackbear.

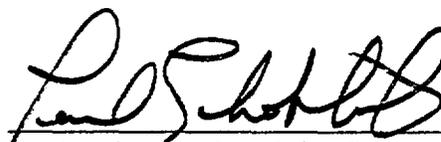
On August 1, 2001, counsel for OGD (Paul EchoHawk) and counsel for Private Fuel Storage, LLC ("PFS") (Jay E. Silberg) discussed the exhibits in question and possible terms for a protective agreement limiting disclosure of the exhibits. On

August 2, 2001, counsel for OGD discussed issues relating to the exhibits in question with counsel for PFS, Jay Silberg, counsel for NRC staff, Sherwin E. Turk, and counsel for the Skull Valley Band of Goshute Indians, Tim Vollmann<sup>1</sup>. Also on August 2, 2001, counsel for OGD discussed the exhibits in question with Samuel E. Shepley and Duncan Steadman of Steadman and Shepley, LC. All of these discussions concerning the exhibits are ongoing and will be vigorously pursued with a goal of agreeing on terms for a protective agreement/order in the near future.

In the event that a protective agreement cannot be reached by the parties, counsel for OGD intends to prepare an appropriate motion for protective order in accordance with 10 C.F.R. § 2.740(c) and 10 C.F.R. § 2.790, together with supporting affidavits, setting forth the reasons why certain information contained in the exhibits in question should not be made part of the public record in this proceeding.

Respectfully submitted this 2<sup>nd</sup> day of August, 2001.

ECHOHAWK PLLC



Paul EchoHawk, of the firm  
Attorneys for OGD

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<sup>1</sup> Although Mr. Vollmann has not yet entered an appearance in this matter, he represented in our August 2, 2001 telephone conversation that he would be filing a notice of appearance on behalf of the Skull Valley Band of Goshute Indians in the near future.

## CERTIFICATE OF SERVICE

I hereby certify that on this 2<sup>nd</sup> day of August, 2001, I caused to be served a true and correct copy of the foregoing by United States Mail, First Class and conforming copies by electronic mail, unless otherwise noted, and addressed to the following:

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