

RAS 3520

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October 23, 2001

Denise Chancellor, Esq.
Utah Attorney General's Office
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P.O. Box 140873
Salt Lake City, Utah 84114-0873

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

Dear Ms. Chancellor:

In a telephone conversation concerning discovery on Contention Utah L, Subpart B (seismic exemption), you and Connie Nakahara requested that the NRC Staff ("Staff") identify the person(s) whom it expects to call as witnesses with respect to this contention. I agreed to provide this information to the State of Utah ("State"), without requiring the State to file general interrogatories in order to discover this information with regard to Contention Utah L, Subpart B.

At this time, the Staff has not made a firm decision as to whom it will name as witnesses with respect to this matter. However, the Staff presently anticipates that it will name Dr. John Stamatakos as one of its witnesses. Dr. Stamatakos assisted the Staff in its evaluation of PFS's seismic exemption request, set forth in the Staff's Safety Evaluation Report ("SER") for the PFS facility (September 2000), and was among the authors of a document entitled "Seismic Ground Motion and Faulting Hazard at Private Fuel Storage Facility in the Skull Valley Indian Reservation, Tooele County - Final Report (September 1999), which the Staff produced to the State on March 7, 2000.

In addition, the Staff anticipates that it may name other persons as witnesses in the litigation of this contention. The Staff expects to continue to confer about this matter during the coming days, and will advise you promptly as to the names of other persons who may be identified as Staff witnesses concerning this matter.

Sincerely,

/RA/

Sherwin E. Turk
Counsel for NRC Staff

cc: Service List