

August 13, 2002

Michael C. Farrar, Chairman
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Dr. Peter S. Lam
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Dr. Jerry Kline
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, DC 20555

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

Dear Administrative Judges:

Enclosed for your information is a letter from Mark S. Delligatti (NRC) to John D. Parkyn (Chairman, PFS), dated August 12, 2002, concerning new information that is relevant to an issue pending before the Board. Specifically, the Staff has been informed that the U.S. Air Force has removed the 1,000-ft above ground level (AGL) minimum altitude restriction in the Sevier B Military Operating Area (MOA) over Skull Valley, Utah, and that the minimum altitude now in effect in that area is 100 feet AGL. See Air Force Instruction (AFI) 13-212 UTTR Supplement 2 (Training), dated October 23, 2000 (page 7); and AFI 13-212, UTTR Supplement 1 (Test), dated April 1, 1998 (pages 8, 12); partial copies of these documents are enclosed herewith.

As the Licensing Board is aware, the 1,000-ft restriction on low altitude flights in Skull Valley was incorporated in the Applicant's analysis of aircraft crash hazards and in the Staff's safety evaluation of that issue. The enclosed letter to PFS requests that the Applicant review its aircraft crash hazard analysis and determine whether the new information may affect and/or require revisions in its analysis, and indicates that the Staff will review the information to determine whether a supplement to its Safety Evaluation Report is required and whether PFS is still in compliance with applicable regulatory requirements.

Sincerely,

/RA/

Sherwin E. Turk
Counsel for NRC Staff

Enclosures: As stated