

RAS 6341

STATE OF UTAH
OFFICE OF THE ATTORNEY GENERAL



MARK L. SHURTLEFF
ATTORNEY GENERAL

DOCKETED
USNRC

April 24, 2003 (3:45PM)

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

RAY HINTZE
Chief Deputy - Civil

KIRK TORGENSEN
Chief Deputy - Criminal

April 21, 2003

G. Paul Bollwerk, III
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

re: Contention Utah E, Financial Assurance, Docket No. 72-22-ISFSI
Private Fuel Storage L.L.C. (Independent Spent Fuel Storage Installation)

Dear Administrative Judges:

On March 31, 2003, Applicant Private Fuel Storage, LLC (PFS) filed Motion for Reconsideration of LBP-03-04 (Partial Initial Decision on Credible Accidents), claiming the Board should have ruled that the PFS ISFSI be licensed for storage limited to 336 casks (3360 MTU). Enclosed for your information is a courtesy copy of the State of Utah's Response to PFS's Motion (*Proprietary Version*), part of which addresses financial assurance.

Sincerely,

Denise Chancellor
Assistant Attorney General

Enc:
cc: PFS Service List (without enclosure)