

August 12, 2003

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 R. Kline
Administrative Judge
Atomic Safety and Licensing Board
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:

On August 1, 2003, I wrote to you advising that the NRC Staff in the Office of Nuclear Security and Incident Response (NSIR) had reviewed the six aircraft crash analyses and reports submitted to the NRC by Private Fuel Storage, L.L.C. ("PFS" or "Applicant") in July 2003, and determined that those documents contain safeguards information (SGI) and should be handled with appropriate protective measures in order to avert the unauthorized disclosure of such information.

The staff in NSIR has now had an opportunity to review one of those documents in closer detail, and has determined that it does not contain SGI. Specifically, the Staff has determined that the report entitled "Evaluation of F-16 Aircraft Crash Impact Speed And Angle For Skull Valley-Type Events" compiles publicly available data and/or is derived from such data, and that it does not contain SGI. Accordingly, the "Safeguards Information" cover sheet may be removed from that document, all "safeguards Information" markings on the document may be stricken, and the document may be handled without the restrictions applicable to SGI.

Sincerely,

/RA/
Sherwin E. Turk
Counsel for NRC Staff

cc: Service List