

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

**RAS 7911**

**DOCKETED 06/09/04**

COMMISSIONERS:

**SERVED 06/09/04**

Nils J. Diaz, Chairman  
Edward McGaffigan, Jr.  
Jeffrey S. Merrifield

\_\_\_\_\_  
In the Matter of )  
)  
)

PRIVATE FUEL STORAGE, L.L.C. )  
)  
)

(Independent Spent Fuel )  
Storage Installation) )  
\_\_\_\_\_)

Docket No. 72-22-ISFSI

NOTICE OF APPOINTMENT OF ADJUDICATORY EMPLOYEES

Pursuant to 10 C.F.R. § 2.4, notice is hereby given that Mr. Robert Temps and Mr. David Pstrak of the Office of Nuclear Material Safety and Safeguards (Spent Fuel Project Office) have been appointed as Commission adjudicatory employees within the meaning of section 2.4, to advise the Commission regarding issues relating to the pending petitions for review in the Matter of Private Fuel Storage, L.L.C. Mr. Temps and Mr. Pstrak have not previously performed any investigative or litigating function in connection with this or any related proceeding. Until such time as a final decision is issued in this matter, interested persons outside the agency and agency employees performing investigative or litigating functions in this proceeding are required to observe the restrictions of 10 C.F.R. §§ 2.780 and 2.781<sup>1</sup> in their communications with Mr. Temps and Mr. Pstrak.

\_\_\_\_\_  
<sup>1</sup>For cases docketed prior to February 13, 2004, the effective date of amendments to the NRC's Rules of Practice (10 C.F.R. Part 2), previous sections 10 C.F.R. §§ 2.780 and 2.781 continue to apply. See "Changes to Adjudicatory Process: Final Rule," 69 Fed. Reg. 2182 (Jan. 14, 2004). The substantially equivalent rules now appear at 10 C.F.R. §§ 2.347 and 2.348.

IT IS SO ORDERED.

For the Commission

*/RA/*

---

Annette L. Vietti-Cook  
Secretary of the Commission

Dated at Rockville, Maryland,  
this 9<sup>th</sup> day of June 2004.

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

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

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing COMMISSION NOTICE OF APPOINTMENT OF ADJUDICATORY EMPLOYEES have been served upon the following persons by deposit in the U.S. mail, first class, or through NRC internal distribution with copies by electronic mail or facsimile as indicated.

Office of Commission Appellate  
Adjudication  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001

Administrative Judge  
G. Paul Bollwerk, III, Chairman  
Atomic Safety and Licensing Board Panel  
Mail Stop - T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001  
E-mail: [gp@nrc.gov](mailto:gp@nrc.gov)

Administrative Judge  
Jerry R. Kline  
Atomic Safety and Licensing Board Panel  
Mail Stop - T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001  
E-mail: [jrk2@nrc.gov](mailto:jrk2@nrc.gov)

Administrative Judge  
Peter S. Lam  
Atomic Safety and Licensing Board Panel  
Mail Stop - T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001  
E-mail: [psl@nrc.gov](mailto:psl@nrc.gov)

Sherwin E. Turk, Esquire  
Catherine L. Marco, Esquire  
Laura C. Zaccari, Esquire  
Office of the General Counsel  
Mail Stop - 0-15 D21  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001  
E-mail: [pfscase@nrc.gov](mailto:pfscase@nrc.gov)

Diane Curran, Esquire  
Harmon, Curran, Spielberg  
& Eisenberg, L.L.P.  
1726 M Street, NW, Suite 600  
Washington, DC 20036  
E-mail: [dcurran@harmoncurran.com](mailto:dcurran@harmoncurran.com)

Docket No. 72-22-ISFSI  
 COMMISSION NOTICE OF APPOINTMENT OF  
 ADJUDICATORY EMPLOYEES

Joro Walker, Esquire  
 Director, Utah Office  
 Western Resource Advocates  
 1473 South 1100 East, Suite F  
 Salt Lake City, UT 84105  
 E-mail: [jwalker@westernresources.org](mailto:jwalker@westernresources.org)

Martin S. Kaufman, Esquire  
 Atlantic Legal Foundation  
 205 E. 42<sup>nd</sup> St.  
 New York, NY 10017  
 E-mail: [mkaufman@yahoo.com](mailto:mkaufman@yahoo.com)

Denise Chancellor, Esquire  
 Assistant Attorney General  
 Utah Attorney General's Office  
 160 East 300 South, 5th Floor  
 P.O. Box 140873  
 Salt Lake City, UT 84114  
 E-mail: [dchancellor@utah.gov](mailto:dchancellor@utah.gov);  
[jbraxton@utah.gov](mailto:jbraxton@utah.gov); [attygen@xmission.com](mailto:attygen@xmission.com)

Jay E. Silberg, Esquire  
 D. Sean Barnett, Esquire  
 Shaw Pittman  
 2300 N Street, NW  
 Washington, DC 20037-1128  
 E-mail: [jay.silberg@shawpittman.com](mailto:jay.silberg@shawpittman.com);  
[sean.barnett@shawpittman.com](mailto:sean.barnett@shawpittman.com)

John Paul Kennedy, Sr., Esquire  
 David W. Tufts, Esquire  
 Confederated Tribes of the Goshute  
 Reservation and David Pete  
 Durham Jones & Pinegar  
 111 East Broadway, Suite 900  
 Salt Lake City, UT 84105  
 E-mail: [dtufts@djplaw.com](mailto:dtufts@djplaw.com)

Richard Wilson  
 Department of Physics  
 Harvard University  
 17 Oxford St.  
 Cambridge, MA 02138  
 E-mail: [wilson@huhepl.harvard.edu](mailto:wilson@huhepl.harvard.edu)

Tim Vollmann, Esquire  
 3301-R Coors Road N.W. #302  
 Albuquerque, NM 87120  
 E-mail: [tvollmann@hotmail.com](mailto:tvollmann@hotmail.com)

Paul C. EchoHawk, Esquire  
 ECHOHAWK LAW OFFICES  
 151 North 4th Avenue, Suite A  
 P.O. Box 6119  
 Pocatello, ID 83205-6119  
 E-mail: [larry@echohawk.com](mailto:larry@echohawk.com);  
[paul@echohawk.com](mailto:paul@echohawk.com); [mark@echohawk.com](mailto:mark@echohawk.com)

Docket No. 72-22-ISFSI  
COMMISSION NOTICE OF APPOINTMENT OF  
ADJUDICATORY EMPLOYEES

Joseph R. Egan, Esquire  
Martin G. Malsch, Esquire  
Egan Fitzpatrick & Malsch, PLLC  
7918 Jones Branch Dr., Suite 600  
McLean, VA 22102  
E-mail: [eganpc@aol.com](mailto:eganpc@aol.com);  
[mmalsch@nuclearlawyer.com](mailto:mmalsch@nuclearlawyer.com)

Stephen L. Simpson, Esquire  
Office of the Solicitor  
Department of the Interior  
Division of Indian Affairs  
1849 C Street, NW, Mailstop 6456-MIB  
Washington, DC 20240  
Fax: 202-208-3490

[Original signed by Evangeline S. Ngbea]

---

Office of the Secretary of the Commission

Dated at Rockville, Maryland,  
this 9<sup>th</sup> day of June 2004