

From: LES\_EIS  
To: Doris Mendiola  
Date: 7/9/04 6:55AM  
Subject: More comments

2/4/04  
69 FR 5374  
184

RECEIVED  
2004 JUL -9 AM 11:37  
Rules and Directives Branch USNRC

>>> "PHILLIP BARR" <pharb2@msn.com> 07/08/04 09:35AM >>>

I live here.

I have asked the NRC these questions because I have a family member who has cancer and I'm concerned about what that plant would release into the air. I believe the people of Lea County and the State government have not been fully informed about the dangers of this plant.

Phillip Barr

Lea county, New Mexico

----- Original Message -----

From: Mark Delligatti <mailto:MSD@nrc.gov>  
To: oa@link.freedom.com <mailto:oa@link.freedom.com>; pharb2@msn.com <mailto:pharb2@msn.com>; LES\_EIS@nrc.gov <mailto:LES\_EIS@nrc.gov>  
Cc: smills@abqjournal.com <mailto:smills@abqjournal.com>; letters@abqtrib.com <mailto:letters@abqtrib.com>; senator\_bingaman@bingaman.senate.gov <mailto:senator\_bingaman@bingaman.senate.gov>; brhardin@cafes.net <mailto:brhardin@cafes.net>; whauter@citizen.org <mailto:whauter@citizen.org>; letters@crosswindswweekly.com <mailto:letters@crosswindswweekly.com>; khelms@frontiernet.net <mailto:khelms@frontiernet.net>; krqesoundoff@krqe.com <mailto:krqesoundoff@krqe.com>; webmaster@lubbockonline.com <mailto:webmaster@lubbockonline.com>; desktoptop@santafetimes.com <mailto:desktoptop@santafetimes.com>; sterrell@sfnewmexican.com <mailto:sterrell@sfnewmexican.com>; Ned.Farquhar@state.nm.us <mailto:Ned.Farquhar@state.nm.us>; webmaster@taosnews.com <mailto:webmaster@taosnews.com>; letters@time.com <mailto:letters@time.com>; fredhiatt@washpost.com <mailto:fredhiatt@washpost.com>

Sent: Thursday, July 08, 2004 4:33 AM

Subject: Re: Response: Louisiana Energy Services in Lea County, NewMexico

Mr. Barr,

I am forwarding your comment to the LES\_EIS mailbox to ensure that it can be addressed, as appropriate in the EIS development process.

Sincerely,

Mark S. Delligatti

>>> "PHILLIP BARR" <pharb2@msn.com <mailto:pharb2@msn.com>> 07/07/04 05:35PM >>>

In Lea County, we have been told there are water problems. The water table here is all the water there is. There is nothing else period. No lakes, rivers, or streams.

Surely the NRC, DOE, federal government would have some kind of options to provide water to the people of this area in case LES were to contaminate the water supply? Wasn't this done for the some areas around that Kentucky plant?

As I understand it the NRC has stated that the radiation released by the plant would be safe for everyone. How can the NRC say for sure the radiation released by Les will have no effect on pregnant women, children, elderly and people with impaired immune systems?

Template = ADM-013

K-RIDS = ADM-013  
Add = M. Wang (MCV)  
P. Orlowski (TC 5)

These questions basically deal with health and safety.

The government has been dealing with safety issues of this nature for years, and I believe these questions should be answered, not ignored.

Phillip Barr  
Lea County

----- Original Message -----

From: Mark Delligatti<<mailto:MSD@nrc.gov><<mailto:MSD@nrc.gov>>>

To:

[pharb2@msn.com](mailto:pharb2@msn.com)<<mailto:pharb2@msn.com><<mailto:pharb2@msn.com><<mailto:pharb2@msn.com>>> ;

Sue Gagner<<mailto:SFG@nrc.gov><<mailto:SFG@nrc.gov>>>

Cc: Angela Coggins<<mailto:ABC1@nrc.gov><<mailto:ABC1@nrc.gov>>> ; John

Greeves<<mailto:JTG1@nrc.gov><<mailto:JTG1@nrc.gov>>> ; Mark

Thaggard<<mailto:MXT3@nrc.gov><<mailto:MXT3@nrc.gov>>> ; Scott

Flanders<<mailto:SCF@nrc.gov><<mailto:SCF@nrc.gov>>>

Sent: Wednesday, July 07, 2004 12:35 PM

Subject: Re: Fw: Response: Louisiana Energy Services in Lea County

Dear Mr. Barr;

I am Melanie Wong's direct supervisor. I have reviewed your e-mail which was provided to me by Sue Gagner of the U.S. Nuclear Regulatory Commission's (NRC's) Office of Public Affairs.

It is unfortunate that you feel the the NRC staff, in general, and Ms. Wong, in particular, are not being responsive to the questions and concerns you raise. As Ms. Wong has attempted to explain, the NRC staff is going through the process of developing an Environmental Impact Statement (EIS), following the requirements of the National Environmental Policy Act, and NRC's environmental regulations in the Code of Federal Regulations. In this process we consider all public comments received from the scoping process and in response to the Draft EIS, which is made available for public comment. Disposition of these comments is addressed in the final EIS.

The NRC staff is working very diligently to develop a high-quality EIS. In addition, I believe that, to date, Ms Wong has responded expeditiously and appropriately to all of your e-mails. However, we simply cannot provide in-depth responses, in real time, to all public comments that we receive, and still manage to complete an EIS that is fair to both the applicant and all stakeholders, in a timely manner. I hope you will understand that we appreciate your comments and take seriously issues you raise. These issues, to the extent appropriate, are being considered in the development of the EIS.

I am somewhat puzzled by the problems you have had with our mail system. On the one hand, it is my understanding that other e-mails were received by LES\_EIS mailbox on the day that you indicate you had problems with it. On the other hand, NRC has been having episodic problems with its entire e-mail system. Perhaps your e-mail was sent during one of the interruptions that we have experienced. The system is currently undergoing upgrade and I understand that many of these kinds of problems have been resolved or soon will be.

Sincerely,

Mark S. Delligatti, Acting Chief

Environmental and Low-Level Waste Section  
Division of Waste Management  
and Environmental Protection  
Office of Nuclear Safety and Safeguards