

**From:** Margaret Bupp  
**To:** Anthony Baratta; Dhenkin@earthjustice.org; fpbenco@yahoo.com; Paul Abramson; Thomas Moore  
**Date:** 11/3/05 7:42AM  
**Subject:** Response to 11/02/05 Teleconference

Dear Judge Moore,

Pursuant to your request yesterday, I have gathered the following information regarding Safeguards Information (SGI) in the Pa'ina Hawaii license application:

- (1) The Staff has identified portions of the application which contain SGI-Modified Handling information. Therefore, I am drafting a motion for a protective order and a draft protective order. I will consult with counsel for Pa'ina Hawaii and Concerned Citizens before filing the motion and draft order with the Board.
- (2) The procedures referenced on page 66 of the application were not determined to be SGI by the Staff. The procedures in question are not required to be filed with the Staff at this stage of the license application. Therefore, the Staff has not had an opportunity to examine the procedures and determine whether, in fact, they are SGI. At such time the Staff receives the procedures, the Staff will make a determination as to whether or not they are SGI.

Respectfully,  
Margaret Bupp  
Counsel for NRC Staff

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