

Multi-Group Request to Extend Period for Public Comment, Intervention and Hearing Requests on EnergySolutions' Applications to IMPORT/Export Radioactive Waste From ITALY Into the USA

Office of the Secretary, secy@nrc.gov
U.S. Nuclear Regulatory Commission
Washington, DC 20555

February 28, 2008

Dear Office of the Secretary of the US Nuclear Regulatory Commission,

The Nuclear Regulatory Commission (NRC) is currently considering applications (Nos. IW023 and XW013, Federal Register Volume 73, Number 28, 2/11/08) from EnergySolutions for import/export licenses that would bring 20,000 tons, 1 million cubic feet, 600,000,000,000,000 becquerels (radioactive emissions per second) of radioactive waste (mainly from Italian nuclear power and related industries) into the US for processing including incineration, other processing, transport and disposal.

Over 50 groups and individuals listed below request a 90-day extension on the time period to request a hearing or petition for leave to intervene and for public comment.

In terms of volume, the application appears to allow close to all of the Italian "low and intermediate" level nuclear waste inventory to be brought to the US through US ports, on US roads, rails and/or waterways for processing in Tennessee and dumping either in Tennessee or at the licensed nuclear dump in Utah.

The activities of the nuclear waste processors in Tennessee, including EnergySolutions, which release some nuclear waste into regular solid waste trash dumps and into recycling streams, currently are being questioned and challenged in that state.

Importing such massive amounts of nuclear waste for transport and processing could affect the ability to manage our own country's growing amounts nuclear waste.

The NRC itself took well over a month from receipt the applications to review and open them to public comment and intervention; the public should be afforded significant additional time needed to fully understand and provide input.

Because of the

- unprecedented large amounts of waste and radioactivity involved
- potential impact on ports, transport routes, communities with processors and those downwind and downstream
- questions about security, safety and the costs of both at ports and in transit
- increased potential for radioactive materials deregulated via EnergySolutions to get into commerce or unregulated waste facilities
- newness of the information to many potentially affected parties and communities
- potentially disproportionate impact on communities of color and low income communities in several of the directly affected states
- national precedent for importing radioactive waste from other countries

we call for a ninety-day extension on the comment, hearing and intervention request period for the EnergySolutions import/export licenses for Italian nuclear waste.

Sincerely,

Template = SECY-043

SECY-02¹

ORGANIZATIONS

Diane D'Arrigo, Radioactive Waste Project Director
Nuclear Information and Resource Service, Takoma Park, MD
dianed@nirs.org

Allison Fisher, Organizer
Public Citizen, Washington, DC
afisher@citizen.org

Tom Clements, SE Nuclear Campaign Coordinator
Friends of the Earth, Columbia, South Carolina
Tomclements329@cs.com

Ben Schreiber, Staff Attorney
Environment America, Washington DC
bens@EnvironmentAmerica.org

James Riccio, Nuclear Policy Analyst
Greenpeace, Washington, DC
jim.riccio@wdc.greenpeace.org

Ann Harris
Sierra Club's Nuclear Task Force
apickel@aol.com

Haywood Martin, Delta Chapter Chair
Sierra Club, Louisiana
hmartin2sc@cox.net

John McFadden
Tennessee Environmental Council
john@tectn.org

Stephen Smith
Southern Alliance for Clean Energy, Knoxville, TN
sasmith@cleanenergy.org

Jean Armstrong, President
League of Women Voters of Louisiana
President-LWVLA@cox.net

Ralph Hutchison
Oak Ridge Environmental Peace Alliance, Oak Ridge, TN
orep@earthlink.net

Kathleen Ferris, Betsy Allgood
Citizens to ENDIT (End Nuclear Dumping in Tennessee), Murfreesboro, TN
www.citizenstoENDIT.org

Karen Wimpelberg, Bd. President, Regulatory Affairs Coordinator
Alliance for Affordable Energy, New Orleans, LA
karen@all4energy.org

Barbara O'Neal, Chris Tipton
Erwin Citizens Awareness Network, Erwin Tennessee

Doris Bradshaw, President
Defense Depot Memphis Tennessee Concerned Citizens Committee, Memphis, TN
ddmtccc411@aol.com

Bruce Wood, President
BURNT, Nashville, TN
activnshvll@aol.com

Nathalie Walker & Monique Harden, Co-Directors & Attorneys
Advocates for Environmental Human Rights, New Orleans, LA
nwalker-aehr@cox.net; mharden-aehr@cox.net

Linda Modica, Vice Convener
Catholic Committee of Appalachia
linda.c.modica@mac.com
St Mary's Justice, Peace and Integrity of Creation Ministry
Johnson City TN

We the People, Inc., Rockwood, TN

Ken Bossong, Executive Director
SUN DAY Campaign
kbossong@hotmail.com

Charlie Higley, Executive Director
Citizens Utility Board of Wisconsin, Madison, WI
higley@wiscub.org

Paul Gunter, Director Reactor Oversight Project
Beyond Nuclear
paul@beyondnuclear.org

Lewis E. Patrie, MD, Chair
Western N. C. Physicians for Social Responsibility, Asheville, NC
patrie.wncpsr@main.nc.us

Martha Aguello
Physicians for Social Responsibility, Los Angeles, CA
maguello@psr.org

Rosalie Bertell, Ph.D.
International Physicians for Humanitarian Medicine

Patricia J. Ameno
Citizen's Action for a Safe Environment, Leechburg, PA
Pameno47@aol.com

Dr. Judith H. Johnsrud
Environmental Coalition on Nuclear Power, State College, Pennsylvania

Alice Slater
Nuclear Age Peace Foundation, New York
aslater@rcn.com

Frank C. Subjeck
Air Water Earth Org., Lake Havasu City, Arizona

S. (Ziggy) Kleinau
Citizens For Renewable Energy, Lion's Head, Ontario, Canada
cfre@web.ca

Chris Trepal
Earth Day Coalition, Cleveland, OH
ctrepal@earthdaycoalition.org

Janet Greenwald
Citizens for Alternatives to Radioactive Dumping, Albuquerque, New Mexico
contactus@cardnm.org

Ernie Goitein, Coordinator
Californians for Radioactive Safeguards
fego@pacbell.net

Marylia Kelley, Executive Director
Tri-Valley CAREs, Livermore, CA
www.trivalleycares.org

Vina Colley
PRESS/NNWJ, Ohio
vcolley@earthlink.net

E.M.T. O'Nan, Director
Protect All Children's Environment, Marion, North Carolina
pace@mcdowell.main.nc.us

Gladys Schmitz, School Sisters of Notre Dame
Mankato Area Environmentalists, Mankato MN
gschmitz@ssndmankato.org

Michael Welch
Redwood Alliance, Northern California
mwelch@redwoodalliance.org

Mary Lampert
Pilgrim Watch, Duxbury MA
mary.lampert@comcast.net

Rochelle Becker
Alliance for Nuclear Responsibility, San Luis Obispo, CA
beckers@thegrid.net

Harvey Wasserman
solartopia.org; freepress.org, Columbus, OH
windhw@aol.com

Liane Casten
Chicago Media Watch, Nuclear Energy Information Service, Chicago, IL
lcasten@sbcglobal.net

John Urgo, Outreach Director
Healthy Environment Alliance Utah, Salt Lake City, UT
john@healutah.org

INDIVIDUALS

Frances Lamberts, Jonesborough, TN

Lewis Thornberry, VA

Sheila Holt Orsted, VA and Dickson County, TN

Claudia Barker, Board Member

First Unitarian Universalist Church of New Orleans

cbarker@bellsouth.net

Richard Hausman

Clean Yield Asset Management, Greensboro, VT

www.cleanyield.com

Robert and Joan Holt, Truro, MA

Janette D. Sherman, M. D., Alexandria, VA

toxdoc.js@verizon.net

Secy

From: Diane D'Arrigo [dianed@nirs.org]
Sent: Thursday, February 28, 2008 4:03 AM
To: Secy
Cc: Brooke Smith
Attachments: EXT REQ re ITALY ENERGYSOLUTIONS.doc

2/28/08

TO: Secretary, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555-0001, Attention: Rulemakings and Adjudications

FROM: Signers listed; Contact: Diane D'Arrigo, NIRS dianed@nirs.org 301 270 6477 x 16

RE: Multi-Group Request to Extend Period for Public Comment, Intervention and Hearing Requests on EnergySolutions' Applications (reference IW023 and XW013) to IMPORT/Export Radioactive Waste From ITALY Into the USA (Attached and Pasted below)

Multi-Group Request to Extend Period for Public Comment, Intervention and Hearing Requests on EnergySolutions' Applications to IMPORT/Export Radioactive Waste From ITALY Into the USA

Office of the Secretary, secy@nrc.gov
U.S. Nuclear Regulatory Commission
Washington, DC 20555

February 28, 2008

Dear Office of the Secretary of the US Nuclear Regulatory Commission,

The Nuclear Regulatory Commission (NRC) is currently considering applications (Nos. IW023 and XW013, Federal Register Volume 73, Number 28, 2/11/08) from EnergySolutions for import/export licenses that would bring 20,000 tons, 1 million cubic feet, 600,000,000,000,000 becquerels (radioactive emissions per second) of radioactive waste (mainly from Italian nuclear power and related industries) into the US for processing including incineration, other processing, transport and disposal.

Over 50 groups and individuals listed below request a 90-day extension on the time period to request a hearing or petition for leave to intervene and for public comment.

In terms of volume, the application appears to allow close to all of the Italian "low and intermediate" level nuclear waste inventory to be brought to the US through US ports, on US roads, rails and/or waterways for processing in Tennessee and dumping either in Tennessee or at the licensed nuclear dump in Utah.

The activities of the nuclear waste processors in Tennessee, including EnergySolutions, which release some nuclear waste into regular solid waste trash dumps and into recycling streams, currently are being questioned and challenged in that state.

Importing such massive amounts of nuclear waste for transport and processing could affect the ability to manage our own country's growing amounts nuclear waste.

The NRC itself took well over a month from receipt the applications to review and open them to public comment and intervention; the public should be afforded significant additional time needed to fully understand and provide input.

Because of the
→unprecedented large amounts of waste and radioactivity involved

- potential impact on ports, transport routes, communities with processors and those downwind and downstream
- questions about security, safety and the costs of both at ports and in transit
- increased potential for radioactive materials deregulated via EnergySolutions to get into commerce or unregulated waste facilities
- newness of the information to many potentially affected parties and communities
- potentially disproportionate impact on communities of color and low income communities in several of the directly affected states
- national precedent for importing radioactive waste from other countries

we call for a ninety-day extension on the comment, hearing and intervention request period for the EnergySolutions import/export licenses for Italian nuclear waste.

Sincerely,
ORGANIZATIONS

Diane D'Arrigo, Radioactive Waste Project Director
Nuclear Information and Resource Service, Takoma Park, MD
dianed@nirs.org

Allison Fisher, Organizer
Public Citizen, Washington, DC
afisher@citizen.org

Tom Clements, SE Nuclear Campaign Coordinator
Friends of the Earth, Columbia, South Carolina
Tomclements329@cs.com

Ben Schreiber, Staff Attorney
Environment America, Washington DC
bens@EnvironmentAmerica.org

James Riccio, Nuclear Policy Analyst
Greenpeace, Washington, DC
jim.riccio@wdc.greenpeace.org

Ann Harris
Sierra Club's Nuclear Task Force
apickel@aol.com

Haywood Martin, Delta Chapter Chair
Sierra Club, Louisiana
hrmartin2sc@cox.net

John McFadden
Tennessee Environmental Council
john@tectn.org

Stephen Smith
Southern Alliance for Clean Energy, Knoxville, TN
sasmith@cleanenergy.org

Jean Armstrong, President
League of Women Voters of Louisiana
President-LWVLA@cox.net

Ralph Hutchison
Oak Ridge Environmental Peace Alliance, Oak Ridge, TN
orep@earthlink.net

Kathleen Ferris, Betsy Allgood
Citizens to ENDIT (End Nuclear Dumping in Tennessee), Murfreesboro, TN
www.citizenstoENDIT.org

Karen Wimpelberg, Bd. President, Regulatory Affairs Coordinator
Alliance for Affordable Energy, New Orleans, LA
karen@all4energy.org

Barbara O'Neal, Chris Tipton
Erwin Citizens Awareness Network, Erwin Tennessee

Doris Bradshaw, President
Defense Depot Memphis Tennessee Concerned Citizens Committee, Memphis, TN
ddmtccc411@aol.com

Bruce Wood, President
BURNT, Nashville, TN
activnshvll@aol.com

Nathalie Walker & Monique Harden, Co-Directors & Attorneys
Advocates for Environmental Human Rights, New Orleans, LA
nwalker-aeht@cox.net; mharden-aeht@cox.net

Linda Modica, Vice Convener
Catholic Committee of Appalachia
linda.c.modica@mac.com
St Mary's Justice, Peace and Integrity of Creation Ministry
Johnson City TN

We the People, Inc., Rockwood, TN

Ken Bossong, Executive Director
SUN DAY Campaign
kbossong@hotmail.com

Charlie Higley, Executive Director
Citizens Utility Board of Wisconsin, Madison, WI
higley@wiscub.org

Paul Gunter, Director Reactor Oversight Project
Beyond Nuclear
paul@beyondnuclear.org

Lewis E. Patrie, MD, Chair
Western N. C. Physicians for Social Responsibility, Asheville, NC
patrie.wncpsr@main.nc.us

Martha Aguello
Physicians for Social Responsibility, Los Angeles, CA
maguello@psr.org

Rosalie Bertell, Ph.D.
International Physicians for Humanitarian Medicine

Patricia J. Ameno
Citizen's Action for a Safe Environment, Leechburg, PA
Pameno47@aol.com

Dr. Judith H. Johnsrud
Environmental Coalition on Nuclear Power, State College, Pennsylvania

Alice Slater
Nuclear Age Peace Foundation, New York
aslater@rcn.com

Frank C. Subjeck
Air Water Earth Org., Lake Havasu City, Arizona

S. (Ziggy) Kleinau
Citizens For Renewable Energy, Lion's Head, Ontario, Canada
cfre@web.ca

Chris Trepal
Earth Day Coalition, Cleveland, OH
ctrepal@earthdaycoalition.org

Janet Greenwald
Citizens for Alternatives to Radioactive Dumping, Albuquerque, New Mexico
contactus@cardnm.org

Ernie Goitein, Coordinator
Californians for Radioactive Safeguards
fego@pacbell.net

Marylia Kelley, Executive Director
Tri-Valley CAREs, Livermore, CA
www.trivalleycares.org; marylia@earthlink.net

Vina Colley
PRESS/NNWJ, Ohio
vcolley@earthlink.net

E.M.T. O'Nan, Director
Protect All Children's Environment, Marion, North Carolina
pace@mcdowell.main.nc.us

Gladys Schmitz, School Sisters of Notre Dame
Mankato Area Environmentalists, Mankato MN
gschmitz@ssndmankato.org

Michael Welch
Redwood Alliance, Northern California
mwelch@redwoodalliance.org

Mary Lampert
Pilgrim Watch, Duxbury MA
mary.lampert@comcast.net

Rochelle Becker
Alliance for Nuclear Responsibility, San Luis Obispo, CA
beckers@thegrid.net

Harvey Wasserman
solartopia.org; freepress.org, Columbus, OH
windhw@aol.com

Liane Casten
Chicago Media Watch, Nuclear Energy Information Service, Chicago, IL
lcasten@sbcglobal.net

John Urgo, Outreach Director

Healthy Environment Alliance Utah, Salt Lake City, UT
john@healutah.org

INDIVIDUALS

Frances Lamberts, Jonesborough, TN

Lewis Thornberry, VA

Sheila Holt Orsted, VA and Dickson County, TN

Claudia Barker, Board Member
First Unitarian Universalist Church of New Orleans
cbarker@bellsouth.net

Richard Hausman
Clean Yield Asset Management, Greensboro, VT
www.cleanyield.com

Robert and Joan Holt, Truro, MA

Janette D. Sherman, M. D., Alexandria, VA
toxdoc.js@verizon.net

Received: from mail1.nrc.gov (148.184.176.41) by TWMS01.nrc.gov
(148.184.200.145) with Microsoft SMTP Server id 8.0.751.0; Thu, 28 Feb 2008
03:59:54 -0500

X-Ironport-ID: mail1

X-SBRS: 0.5

X-MID: 20979989

X-IronPort-Anti-Spam-Filtered: true

X-IronPort-Anti-Spam-Result:

Ah4FAKMGxkdGW0IBaWdsb2JhbACBVmgwjGmBGgsKAieBDZtN

X-IronPort-AV: E=Sophos;i="4.25,418,1199682000";

d="doc'32?scan'32,208,217,32";a="20979989"

Received: from 70-91-66-1-washington.dc.hfc.comcastbusiness.net (HELO
mail.nirs.org) ([70.91.66.1]) by mail1.nrc.gov with ESMTP; 28 Feb 2008

03:59:18 -0500

MIME-Version: 1.0

Content-Type: multipart/mixed;

boundary="----_=_NextPart_001_01C879E8.C118D3E4"

Content-Class: urn:content-classes:message

X-MimeOLE: Produced By Microsoft Exchange V6.5

Subject:

Date: Thu, 28 Feb 2008 04:03:12 -0500

Message-ID: <F843DDD6574AE54384B9A1F257E6B49701BF762E@nirssrv1.NIRS.local>

X-MS-Has-Attach:

X-MS-TNEF-Correlator:

Thread-Index: Ach56L0W45j6f5r/RIm1TxRcjHJTTQ==

From: Diane D'Arrigo <dianed@nirs.org>

To: <secy@nrc.gov>

CC: "Brooke Smith" <Brooke.Smith@nrc.gov>

Return-Path: dianed@nirs.org