

CPNPPCOLEISCEm Resource

From: Karen Hadden [karen@seedcoalition.org]
Sent: Monday, February 16, 2009 9:10 PM
To: Hearing Docket; OGCMail@nrc.gov; Stephen Monarque; Scott Burnell; William Burton; Michael Willingham
Cc: Eliza Brown; Lon Burnam; Daniel E. Williams; salon
Subject: RE: Request for SUNSI access - Have you received this?
Attachments: SUNSI request.pdf

Dear Sirs:

This same email was sent to you on Sunday, Feb. 15, 2009. The email to the Office of the General Counsel (OGCMail@nrc.gov) was bounced back to me. I am concerned that you may have not received this email, and would appreciate a reply that acknowledges timely receipt. If there is an additional email address to use, please advise me. I understand that others submitting similar requests have experienced the same response.

Please call me as soon as possible as we are concerned about meeting all deadlines.

Thank you, Karen Hadden

Karen Hadden, Executive Director
Sustainable Energy & Economic Development (SEED) Coalition
1303 San Antonio, Suite 100
Austin, Texas 78701

cell: 512-797-8481
office: 512-637-9481

Previous submission, attached as well.

Nita O'Neal
1008 E. Enon Ave
Everman, TX 76140

J. Nile Fischer
2837 Townsend Dr.
Ft. Worth, TX 76110

Don Young
3514 Bluebonnet Cir.
Ft. Worth, TX 76126

Karen Hadden
SEED Coalition, Executive Director
1303 San Antonio, #100
Austin, Texas 78701

Eliza Brown,
SEED Coalition, Clean Energy Advocate
1303 San Antonio, #100
Austin, Texas 78701

Robert Eye, Attorney
Kaufman Eye
112 SW 6TH Avenue, Suite 202
Topeka, Kansas 66603

February 15, 2009

Request for Sensitive Unclassified Non-Safeguards Information (SUNSI) regarding Combined License Application for the Comanche Peak Nuclear Power Plant Units 3 and 4

Office of the Secretary
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001
Attention: Rulemakings and Adjudications Staff
HearingDocket@nrc.gov

Associate General Counsel for Hearings
Enforcement and Administration
Office of the General Counsel
Washington, DC 20555-0001
OGCmail@nrc.gov

Dear NRC:

We are writing to request access to Sensitive Unclassified Non-Safeguards Information (SUNSI) as potential parties who will seek to intervene in and expect to have standing in the case regarding Combined License Application for the Comanche Peak Nuclear Power Plant Units 3 and 4 of Luminant Generation Company LLC (Luminant), in accordance with 10 CFR 2.309 and the Federal Register notice of hearing and opportunity to petition for leave to intervene (Vol. 74, No. 23, Thursday, February 5, 2009).

We are: Nita O'Neal, 1008 E. Enon Ave, Everman, TX 76140; J. Nile Fischer, 2837 Townsend Dr., Ft. Worth, TX 76110; Don Young, 3514 Bluebonnet Cir., Ft. Worth, TX 76126. As citizens living near the proposed units, our health and safety are the foremost among our particularized interests that could be harmed by the construction and operation of two additional nuclear reactors at Comanche Peak.

Also seeking SUNSI access are Karen Hadden, 1303 San Antonio St, #100, Austin, Texas, Executive Director of the Sustainable Energy and Economic Development (SEED) Coalition, a statewide nonprofit (501c3) organization with members including those individuals listed here previously and others. We also seek access for Eliza Brown, Clean Energy Advocate for SEED Coalition, at the same address, 1303 San Antonio St, #100, Austin, Texas.

Under separate cover, Texas State Representative Lon Burnam from Fort Worth, District 90 will be seeking SUNSI status as well. He represents over 150,000 citizens, and is now serving his seventh 2 - year term. He serves on the Texas House Environmental Regulation and Public Safety Committees (which has oversight for the Department of Public Safety). Representative Burnam holds a graduate degree in city and regional planning and has over a dozen years of experience in reading and analyzing NRC documents.

Attorney Robert Eye, of Kaufman Eye, is also seeking SUNSI access as legal counsel for the individuals referenced above. His address is 112 SW 6th Avenue, Suite 202, Topeka, Kansas 66603. All of the individuals seeking SUNSI have the technical competence, knowledge and skills to evaluate and use the information that would be made available. We agree to be bound by the terms of a Non-Disclosure Agreement or Affidavit and protective order setting forth terms and conditions to prevent unauthorized or inadvertent disclosure of SUNSI information.

The information provided in Luminant's Environmental Report is insufficient in order for us to meaningfully participate in the intervention process. For example, information such as the following, which is not included in the environmental report for proprietary reasons could have significant bearing on our contentions:

Table 9.3-10 Drastic Evaluation for the CPNPP Site (pg.9.3-46)

Table 9.3-14 Drastic Indexes Used to Develop a System to Compare Vulnerability Of Candidate Sites (pg.9.3-50)

Table 9.3-16 Comparison of Air-Food Ingestion Pathways (pgs.9.3-52-55)

Table 9.3-23 Environmental Justice Data for the Candidate Sites (pg.9.3-62)

Table 9.3-26 Principal Environmental Attributes Between the Candidate Sites (pgs.9.3-65-71)

Access to this information is critically needed for us to fully review the license application. We are trustworthy and reliable leaders in our communities.

Our Environmental Scoping Comments will detail our numerous questions and concerns, and we will submit those by the deadline of February 17, 2009. We will send the comments to you at that time. SUNSI regarding Comanche Peak Units 1 and 2 and Luminant's COLA for Units 3 and 4 is necessary in order for us to fully understand and effectively research the many issues of concern that we have identified and to effectively participate in the intervention process.

CC: U.S. Nuclear Regulatory Commission
11555 Rockville Pike
Rockville, MD 20852
----- End of Forwarded Message

Federal Register Notice: 73FR77076
Comment Number: 28

Mail Envelope Properties (C5BF788D.13300%karen)

Subject: RE: Request for SUNSI access - Have you received this?
Sent Date: 2/16/2009 9:09:49 PM
Received Date: 2/16/2009 9:07:47 PM
From: Karen Hadden

Created By: karen@seedcoalition.org

Recipients:

"Eliza Brown" <eliza.seedcoalition@gmail.com>
Tracking Status: None
"Lon Burnam" <lon.burnam@house.state.tx.us>
Tracking Status: None
"Daniel E. Williams" <Daniel.Williams@house.state.tx.us>
Tracking Status: None
"salon" <salon@glenrose.net>
Tracking Status: None
"Hearing Docket" <Hearing.Docket@nrc.gov>
Tracking Status: None
"OGCmail@nrc.gov" <OGCmail@nrc.gov>
Tracking Status: None
"Stephen Monarque" <Stephen.Monarque@nrc.gov>
Tracking Status: None
"Scott Burnell" <Scott.Burnell@nrc.gov>
Tracking Status: None
"William Burton" <William.Burton@nrc.gov>
Tracking Status: None
"Michael Willingham" <Michael.Willingham@nrc.gov>
Tracking Status: None

Post Office: seedcoalition.org

Files	Size	Date & Time
MESSAGE	5697	2/16/2009 9:07:47 PM
SUNSI request.pdf	84958	

Options

Priority: Standard
Return Notification: No
Reply Requested: No
Sensitivity: Normal
Expiration Date:
Recipients Received:

Nita O'Neal
1008 E. Enon Ave
Everman, TX 76140

J. Nile Fischer
2837 Townsend Dr.
Ft. Worth, TX 76110

Don Young
3514 Bluebonnet Cir.
Ft. Worth, TX 76126

Karen Hadden
SEED Coalition, Executive Director
1303 San Antonio, #100
Austin, Texas 78701

Eliza Brown,
SEED Coalition, Clean Energy Advocate
1303 San Antonio, #100
Austin, Texas 78701

Robert Eye, Attorney
Kaufman Eye
112 SW 6TH Avenue, Suite 202
Topeka, Kansas 66603

February 15, 2009

Request for Sensitive Unclassified Non-Safeguards Information (SUNSI) regarding Combined License Application for the Comanche Peak Nuclear Power Plant Units 3 and 4

Office of the Secretary
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001
Attention: Rulemakings and Adjudications Staff
HearingDocket@nrc.gov

Associate General Counsel for Hearings
Enforcement and Administration
Office of the General Counsel
Washington, DC 20555-0001
OGCmail@nrc.gov

Dear NRC:

We are writing to request access to Sensitive Unclassified Non-Safeguards Information (SUNSI) as potential parties who will seek to intervene in and expect to have standing in the case regarding Combined License Application for the Comanche Peak Nuclear Power Plant Units 3 and 4 of Luminant Generation Company LLC (Luminant), in accordance with 10 CFR 2.309 and the Federal Register notice of hearing and opportunity to petition for leave to intervene (Vol. 74, No. 23, Thursday, February 5, 2009).

We are: Nita O'Neal, 1008 E. Enon Ave, Everman, TX 76140; J. Nile Fischer, 2837 Townsend Dr., Ft. Worth, TX 76110; Don Young, 3514 Bluebonnet Cir., Ft. Worth, TX 76126. As citizens living near the proposed units, our health and safety are the foremost among our particularized interests that could be harmed by the construction and operation of two additional nuclear reactors at Comanche Peak.

Also seeking SUNSI access are Karen Hadden, 1303 San Antonio St, #100, Austin, Texas, Executive Director of the Sustainable Energy and Economic Development (SEED) Coalition, a statewide nonprofit (501c3) organization with members including those individuals listed here previously and others. We also seek access for Eliza Brown, Clean Energy Advocate for SEED Coalition, at the same address, 1303 San Antonio St, #100, Austin, Texas.

Under separate cover, Texas State Representative Lon Burnam from Fort Worth, District 90 will be seeking SUNSI status as well. He represents over 150,000 citizens, and is now serving his seventh 2 - year term. He serves on the Texas House Environmental Regulation and Public Safety Committees (which has oversight for the Department of Public Safety). Representative Burnam holds a graduate degree in city and regional planning and has over a dozen years of experience in reading and analyzing NRC documents.

Attorney Robert Eye, of Kaufman Eye, is also seeking SUNSI access as legal counsel for the individuals referenced above. His address is 112 SW 6th Avenue, Suite 202, Topeka, Kansas 66603.

All of the individuals seeking SUNSI have the technical competence, knowledge and skills to evaluate and use the information that would be made available. We agree to be bound by the terms of a Non-Disclosure Agreement or Affidavit and protective order setting forth terms and conditions to prevent unauthorized or inadvertent disclosure of SUNSI information.

The information provided in Luminant's Environmental Report is insufficient in order for us to meaningfully participate in the intervention process. For example, information such as the following, which is not included in the environmental report for proprietary reasons could have significant bearing on our contentions:

Table 9.3-10 Drastic Evaluation for the CPNPP Site (pg.9.3-46)

Table 9.3-14 Drastic Indexes Used to Develop a System to Compare Vulnerability Of Candidate Sites (pg.9.3-50)

Table 9.3-16 Comparison of Air-Food Ingestion Pathways (pgs.9.3-52-55)

Table 9.3-23 Environmental Justice Data for the Candidate Sites (pg.9.3-62)

Table 9.3-26 Principal Environmental Attributes Between the Candidate Sites (pgs.9.3-65-71)

Access to this information is critically needed for us to fully review the license application. We are trustworthy and reliable leaders in our communities.

Our Environmental Scoping Comments will detail our numerous questions and concerns, and we will submit those by the deadline of February 17, 2009. We will send the comments to you at that time. SUNSI regarding Comanche Peak Units 1 and 2 and Luminant's COLA for Units 3 and 4 is necessary in order for us to fully understand and effectively research the many issues of concern that we have identified and to effectively participate in the intervention process.

CC: U.S. Nuclear Regulatory Commission
11555 Rockville Pike
Rockville, MD 20852