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August 24, 1994

Steven R. Hom, Esq.
Office of the General Counsel
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

RE: Sequoyah Fuels Corporation and General Atomics (Gore, Oklahoma Site), NRC Order dated October 15, 1993, Docket No. 40-8027-EA

Dear Mr. Hom:

Enclosed is "Sequoyah Fuels Corporation's First Set of Interrogatories and First Request for Production of Documents."

SFC understands that the NRC Staff is not obliged to answer interrogatories except as directed pursuant to 10 CFR § 2.720(h)(2)(ii). However, in conversations with John Matthews of my firm, you have consented to receive these interrogatories and answer them voluntarily and/or object to them (collectively or in part) within fourteen days from service, or within such other time as we may agree to be necessary.

SFC acknowledges that the NRC Staff reserves the right to object to specific interrogatories on the grounds that they are either not necessary to a proper decision or that the information is available from another source (see 10 CFR § 2.720(h)(2)(ii)), as well as to make any other appropriate objections to any discovery requests. Likewise, SFC reserves the right to request that the Atomic Safety and Licensing Board require the NRC Staff to answer any interrogatories or discovery requests as to which the NRC Staff may object.

Please call me or Mr. Matthews, if you have any questions or require any clarification.

Sincerely,

Maurice Axelrad
Maurice Axelrad
Counsel for SFC

cc (w/ encl.): Service List.

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Before Administrative Judges:

James P. Gleason, Chairman
Dr. Jerry R. Kline
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In the Matter of)	Docket No. 40-8027-EA
SEQUOYAH FUELS CORPORATION)	(Decontamination and
and GENERAL ATOMICS)	Decommissioning Funding)
(Gore, Oklahoma Site))	August 24, 1994

SEQUOYAH FUELS CORPORATION'S FIRST SET OF
INTERROGATORIES AND FIRST REQUEST FOR PRODUCTION OF DOCUMENTS

Sequoyah Fuels Corporation ("SFC") hereby requests, pursuant to 10 CFR §§ 2.720(h)(2)(ii), 2.740b, 2.741, 2.744, and 2.790, 10 CFR § 9.23, and 5 U.S.C. § 552(a)(3), that the Nuclear Regulatory Commission's ("NRC") Executive Director of Operations ("EDO"), NRC personnel with knowledge of the facts designated by the EDO, and the Director, Division of Freedom of Information and Publication Services, answer fully and separately each of the following interrogatories within fourteen days and produce the documents requested within thirty days of service of this discovery request. 1/

1/ Although the NRC Staff is not obliged to answer interrogatories, except as directed pursuant to 10 CFR § 2.720(h)(2)(ii), the NRC Staff has consented to receive these interrogatories and answer them voluntarily and/or object to them (collectively or in part) within fourteen
(continued...)

SFC submits that the following interrogatories are necessary to a proper decision in this proceeding and that answers to the interrogatories are not reasonably obtainable by SFC from any other source.

INSTRUCTIONS AND DEFINITIONS

- A. If, after serving an answer to any of these interrogatories and requests for production, you obtain or become aware of any information, as detailed in 10 CFR Section 2.740(e), pertaining to such interrogatory or request for production, you are required to amend your responses, setting forth the required information.
- B. In responding to these interrogatories and requests for production, the NRC Staff is requested to furnish all information known or available to the NRC regardless of whether this information is possessed directly by the NRC or by its Commissioners, officers, agents, employees, representatives, consultants, contractors, subcontractors, investigators or attorneys.
- C. If any information or documents responsive to these interrogatories and requests for production include(s) material that is entitled to protection from public

1/(...continued)

days from service, or within such other time as may be agreed to be necessary. The NRC Staff has reserved the right to object to specific interrogatories on the grounds that they are either not necessary to a proper decision or that the information is available from another source, as well as to make any other appropriate objections to any discovery requests.

disclosure (such as trade secrets, financial, commercial, personnel or other confidential information that is exempt from public disclosure pursuant to 10 CFR § 2.790, including any information or documents submitted by SFC or any information derived from such information or documents), segregate and preserve such information or document(s) and retain them for answer and/or production pursuant to a protective order to be agreed upon and approved by the Atomic Safety and Licensing Board ("Board"). Submit such answers within fourteen days after a protective order is approved by the Board and produce such documents within thirty days after such an order is approved.

- D. This request calls for production as a separate document of any copy or copies of a document that are no longer identical by reason of notation or modification of any kind whatsoever.
- E. Wherever a response to an interrogatory or request for production incorporates or refers to the response to another interrogatory, or refers to a document identified in an other interrogatory or produced in response to a request for production of documents, specifically identify each particular document or interrogatory response to which such reference is made.
- F. If any interrogatory or request for production is objected to because of a claim of privilege or attorney work product, or because of any other legal objection:

1. state the basis upon which the privilege is claimed;
and
 2. if the NRC Staff objects to describing a document, conversation, discussion, or other communication, state:
 - a. the author of the document or participants in the communication which the NRC Staff claims is privileged; and
 - b. each person to whom the original or a copy of the document for which the NRC Staff claims privilege was sent, or to whom its contents were communicated; and
 - c. the date of the document; and
 - d. the number of pages and general subject matter of the document or communication.
- G. The singular shall include the plural and the plural shall include the singular.
- H. "And" as well as "or" shall be construed either disjunctively or conjunctively as necessary to bring all communications, documents and information within the scope of these interrogatories and requests for production which might otherwise be construed to be outside their scope.
- I. If the NRC Staff knows, or has reason to believe, that any document would have been responsive to any request for documents herein but for its loss or destruction, provide a written response with the following information:

1. a description of the document sufficiently particular to identify it for purposes of an order, including, but not limited to, the type of document, the date, the author, the addressee or addressees, the number of pages and the subject matter; and
2. the identity of all persons who participated in the preparation of the document; and
3. the identity of all persons to whom the document was circulated, or its contents communicated, or who were ever custodians of the document; and
4. the identity of all persons to whom the document was circulated, or its contents communicated, or who were ever custodians of the document; and
5. if applicable, state whether each document was destroyed pursuant to a policy regarding document retention and, if so, state the terms of that policy and identify each document or person who has knowledge concerning the NRC Staff's response or upon which the NRC Staff relied in whole or in part in making its response; and
6. if any document was lost or destroyed other than pursuant to a policy regarding document retention, state the circumstances under which each document was lost or destroyed and identify each person who has knowledge of those circumstances.

- J. Each document produced in response to these requests should be referenced by the number(s) of the Request(s) to which the document is responsive.

DEFINITIONS

As used herein, unless specifically indicated otherwise, the following terms shall have the indicated meanings:

- A. "NRC Staff" or "you" means the Staff of the Nuclear Regulatory Commission, its officers, agents, employees, representatives, contractors, subcontractors, attorneys, consultants, investigators, and all other persons acting on its behalf.
- B. "SFC" means Sequoyah Fuels Corporation, as well as any of its subsidiaries, divisions, affiliates, predecessors, successors, officers, agents, employees, attorneys, consultants, and other persons acting on its behalf.
- C. "Communication" means any written or oral communication of any kind, including, without limitation, any speech, utterance, conversation (whether face-to-face, by telephone or otherwise), meeting, discussion, message, telegram, telex, cable, memorandum, letter, correspondence or any other occurrence whereby thoughts, opinions, data or information are transmitted between two or more persons.
- D. "Concern" means discuss, describe, mention, analyze, interpret, reflect, deal with, refer to, or relate to.

E. "Document" means and includes, without limitation, any kind of written, typewritten, graphic, photographic, printed, typed or recorded material whatsoever, regardless of whether the same is an original, a copy, a reproduction, a facsimile or draft, and regardless of the source or author thereof, including, without limitation, any writing filed for reporting or other purposes with any international, federal, state or local agency; laboratory studies; laboratory reports; notes; memoranda; letters; correspondence; audited financial statements; unaudited financial statements; financial ledgers; minutes of directors, shareholders, committees or other meetings; intra- and inter-office communications; circulars; bulletins; manuals; results of investigations; progress reports; studies made by or for any business or personal use; any writing affecting or purporting to affect any right or interest in real property; financial reports and data of any kind; working papers; contracts, agreements; affidavits; declarations; statements; bills; books of accounts; vouchers; maps; plaques; evaluations; drawings; plans; pictures; photographs; tape recordings; transcriptions of conversations or tape recordings; desk calendars; bank checks; purchase orders; invoices; charge slips; receipts; expense accounts; statistical records; cost sheets, journals; diaries; time sheets or logs; computer data; job or transactions files, permits or licenses or applications therefor; appointment

books; books, records, and copies; meeting minutes; extracts and summaries of other documents; drafts of any of the above, whether used or not; and any other writing or recording of any kind whatsoever.

- F. "Exchanged between" means a document(s) that was transferred, given, sent, mailed, delivered, presented or communicated and does not mean that the document(s) transferred, given, sent, mailed, delivered, presented, or communicated was necessarily returned to the originating party.
- G. The term "identify," "identity," or "identification," when used in reference to:
1. an individual, means to state, to the extent known, his or her full name, present or last known address, present and prior employment positions and business affiliations and the dates of each; and
 2. a corporation or other business or governmental entity, means to state, to the extent known, its full name and address and the nature of its business; and
 3. a "document," means to describe specifically the "document," its date, its present or last known location or custodian, its author (and, if different, the signer or signers), the addressee, and all other means of identifying it with sufficient particularity to satisfy the requirements for its inclusion in a

- demand or request for its production pursuant to 10 CFR Section 2.741, or by a subpoena duces tecum; and
4. a communication, means to identify the pertinent "document" or "documents" if the communication is written, and to identify the participants and set forth the date, manner, place and substance of the communication if it is non-written.
- H. "Person" means and includes, in the plural as well as the singular, natural persons, corporations, businesses, trusts, partnerships, associations, firms, joint ventures, organizations, any governmental or public entity and any other legal entity.
- I. The "Order" means the Order in the above-captioned docket issued by the Deputy Executive Director for Nuclear Materials, Safety, Safeguards, and Operations Support, dated October 15, 1993, directing SFC and General Atomics to take various actions as specified therein related to the decommissioning of the Sequoyah Facility.
- J. "Sequoyah Facility" means SFC's Sequoyah Fuels Facility, which is located near the intersection of Interstate 40 and Oklahoma State Highway 10 near Gore, Oklahoma.

INTERROGATORIES

1. State all of the facts of which you are aware that tend to support or tend to controvert the statement at page 4 of the Order that "the lack of financial and other information

provided regarding SFC's plans raised serious questions as to whether SFC would have the financial resources to accomplish site remediation and decommissioning."

2. With respect to the immediately preceding interrogatory, identify:
 - a. the individual or individuals who raised the questions referred to therein; and
 - b. each and every "question" which was raised; and
 - c. the person or persons to whom the questions were raised; and
 - d. all persons who participated in any discussion of the adequacy of SFC's resources; and
 - e. what "financial resources," if any, were identified; and
 - f. all communications and documents concerning the "question [of] whether SFC would have the financial resources to accomplish site remediation and decommissioning."
3. Identify all documents relating to the "reasons" mentioned on page 4 of the Order relating to why the Commission "held a public meeting on December 21, 1992."
4. State all of the facts of which you are aware that tend to support or tend to controvert the statement at page 5 of the Order that "[a]s a result of Mr. Blue's statements at the December 21, 1992 meeting, the Commission did not have an adequate basis to conclude that funding would in fact be

available as needed to carry out necessary decontamination and decommissioning of the Facility and site."

5. With respect to the immediately preceding interrogatory, identify:
- a. the "statements" referred to, by page and line number of the transcript of the December 21, 1992 meeting; and
 - b. the person or persons who made this determination, and the person or persons who participated in the making of this determination; and
 - c. when such a determination was made; and
 - d. all persons who participated in any discussion of whether the Commission had an adequate basis to conclude that funding would in fact be available as needed to carry out necessary decontamination and decommissioning of the Sequoyah Facility; and
 - e. the criteria employed in determining what was "an adequate basis"; and
 - f. the criteria employed in determining what was "needed" and "necessary"; and
 - g. all communications and documents concerning the determination referred to in the preceding interrogatories 5(a) - 5(f) or concerning whether funding would in fact be available as needed to carry out necessary decontamination and decommissioning of the Sequoyah Facility.

6. With respect to the statement appearing at page 9 of the Order referring to "[o]ur review of the information provided by SFC and GA in response to the Demands for Information," identify all persons who reviewed the information.
7. State all of the facts of which you are aware that tend to support or tend to controvert the statement at page 10 of the Order that "there is significant uncertainty that SFC's projected revenues will in fact materialize."
8. With respect to the immediately preceding interrogatory 7, identify:
 - a. the person or persons who made this determination and who participated in the making of this determination; and
 - b. when such a determination was made; and
 - c. all persons who participated in any discussion of whether there is significant uncertainty that SFC's projected revenues will in fact materialize; and
 - d. the criteria employed in determining what constitutes "significant" uncertainty; and
 - e. all communications and documents concerning the determination referred to in the preceding interrogatories 8(a) - 8(d) or concerning whether there is significant uncertainty that SFC's projected revenues will in fact materialize.
9. State all of the facts of which you are aware that tend to support or tend to controvert the statement at page 10 of

the Order that "there are a number of important shortcomings in the proposed arrangement from the standpoint of financial assurance that adequate funding will in fact be available" (emphasis in original).

10. With respect to the immediately preceding interrogatory 9, identify:

- a. the person or persons who made this determination and who participated in the making of this determination; and
- b. when such a determination was made; and
- c. all persons who participated in any discussion of the alleged "important shortcomings"; and
- d. each and every such "important shortcoming"; and
- e. the criteria employed in determining what was an "important shortcoming"; and
- f. the criteria employed in determining what constitutes "financial assurance"; and
- g. the criteria employed in determining what constitutes "adequate funding"; and
- h. all communications and documents concerning the determination referred to in the preceding interrogatories 10(a) - 10(g) or concerning whether "there are a number of important shortcomings in the proposed arrangement from the standpoint of financial assurance that adequate funding will in fact be available" (emphasis in original).

11. State all of the facts of which you are aware that tend to support or tend to controvert the statement on page 10 of the Order that the SFC funding plan based on the ConverDyn arrangement does not fully satisfy the requirements of 10 CFR § 40.42.
12. With respect to the immediately preceding interrogatory 11, identify:
 - a. the person or persons who made this determination and who participated in the making of this determination; and
 - b. when such a determination was made; and
 - c. all persons who participated in any discussion of whether the SFC funding plan fully satisfied the requirements of 10 CFR § 40.42; and
 - d. the criteria employed in determining that the SFC funding plan did not fully satisfy the requirements of 10 CFR § 40.42; and
 - e. all communications and documents concerning the determination referred to in the preceding interrogatories 12(a) - 12(e), or concerning the requirements of 10 CFR § 40.42, or concerning whether the SFC funding plan did or did not fully satisfy the requirements of 10 CFR § 40.42.
13. State all of the facts of which you are aware that tend to support or tend to controvert the statement at page 10 of the Order that "projected revenues from ConverDyn are of

necessity based on inherently speculative assumptions about anticipated market conditions."

14. State whether the NRC Staff has made any analysis of SFC's "projected revenues from ConverDyn" or of "anticipated market conditions." If the answer is in the affirmative, identify the person or persons who performed the analysis or analyses, state the results of each analysis, and identify all communications or documents concerning any such analysis.
15. State whether the NRC Staff has any factual basis for questioning the reasonableness of SFC's projected revenues from ConverDyn. If the answer is in the affirmative, state all of the facts of which you are aware that provide a basis for questioning the reasonableness of this projection.
16. State whether the NRC Staff has made any analysis of the reasonableness of the projection that ConverDyn's fixed costs of operation will steadily decline after 1994 referred to at pages 10-11 of the Order. If the answer is in the affirmative, identify the person or persons who performed the analysis, state the results of the analysis, and identify all communications or documents concerning said analysis.
17. State whether the NRC Staff has any factual basis for questioning the reasonableness of the projection that ConverDyn's fixed costs of operation will steadily decline after 1994. If the answer is in the affirmative, state all

facts of which you are aware which provide a basis for questioning the reasonableness of this projection.

18. State whether the NRC Staff has made any analysis of the reasonableness of the projection that ConverDyn will operate at a 100% capacity utilization rate through the year 2003, referred to on page 11 of the Order. If the answer is in the affirmative, identify the persons or persons who performed the analysis, state the results of the analysis, and identify all communications or documents concerning said analysis.
19. State whether the NRC Staff has any factual basis for questioning the reasonableness of the projection that ConverDyn will operate at a 100% capacity utilization rate through the year 2003. If the answer is in the affirmative, state all facts of which you are aware that provide a basis for questioning the reasonableness of this projection.
20. State all of the facts of which you are aware that tend to support or tend to controvert the statement at page 11 of the Order that SFC's "funding plan does not provide the level of assurance required by the Commission that adequate funds will be available to fully decommission the Facility."
21. With respect to the immediately preceding interrogatory, identify:
 - a. the person or persons who made this determination, or who participated in the making of this determination;
 - and

- b. when such a determination was made; and
 - c. all persons who participated in any discussion of whether the funding plan provides the level of assurance required by the Commission that adequate funds will be available to fully decommission the Sequoyah Facility; and
 - d. what constitutes "the level of assurance required by the Commission"; and
 - e. all communications and documents concerning the determination referred to in the preceding interrogatories 21(a) - 21(d), or concerning the level of assurance required by the Commission, or concerning whether the funding plan provides the level of assurance required by the Commission.
22. State all of the facts of which you are aware that tend to support or tend to controvert the statement at pages 11-12 of the Order that "SFC does not appear to be able to satisfy the Commission's financial assurance standards."
23. With respect to the immediately preceding interrogatory 22, identify:
- a. the person or persons who made this determination or who participated in the making of this determination; and
 - b. when such a determination was made; and

- c. all persons who participated in any discussion of whether SFC appears able to satisfy the Commission's financial assurance standards; and
 - d. what constitutes the Commission's "financial assurance standards;" and
 - e. all communications and documents concerning the determination referred to in the preceding interrogatories 23(a) - 23(d), or to the Commission's "financial assurance standards," or to whether SFC appears able to satisfy the Commission's financial assurance standards.
24. State all of the facts of which you are aware that tend to support or tend to controvert the NRC Staff's conclusion at page 22 of the Order "that SFC's funding plan must be supplemented with additional assurances before it can be accepted by the NRC as providing reasonable assurance that SFC will be able to satisfy its obligations to provide adequate funding for the ultimate decommissioning of the Facility or that the health and safety of the public will be protected."
25. With respect to the immediately preceding interrogatory 24, identify:
- a. the person or persons who made this determination, or who participated in the making of this determination; and
 - b. when such a determination was made; and

- c. all persons who participated in any discussion of whether the funding plan must be supplemented with additional assurances before the NRC will accept the plan as providing reasonable assurance that SFC will be able to satisfy its decommissioning obligations; and
 - d. what supplemental additional assurances will be accepted by the Commission as providing such reasonable assurance; and
 - e. all documents and communications concerning the determination referred to in the preceding interrogatories 25(a) - 25(e), or concerning the additional assurances that will be accepted by the Commission as providing the reasonable assurance that SFC will be able to satisfy its decommissioning obligations.
26. Do you agree that, with regard to decommissioning funding issues concerning the Sequoyah Facility, the health and safety of the public will be protected if SFC's funding plan provides reasonable assurance that SFC will be able to satisfy its obligations to provide adequate funding for the ultimate decommissioning of the Sequoyah Facility? If not,
- a. identify what other standard is applicable and what other measures will be necessary to assure that health and safety of the public will be protected; and
 - b. state the legal basis for any other standard or other measures identified in the response to the foregoing

interrogatory 26(a) and identify all documents and communications concerning the applicability of such other standard or other measures to the Sequoyah Facility.

27. Do you agree that the holder of a specific license issued under 10 CFR Part 40 before July 27, 1990, authorizing the possession and use of more than 100 mCi of source material in a readily dispersible form, was only required under 10 CFR § 40.36(c)(2) to submit either a decommissioning funding plan or a certification of financial assurance for decommissioning? If you do not agree, state the factual and legal basis for your disagreement and identify all documents and communications concerning your position.
28. Do you agree that SFC satisfied the requirements of 10 CFR § 40.36(c)(2) by submitting a certification of financial assurance for \$750,000? If you do not agree, state the factual and legal basis for your disagreement and identify all documents and communications concerning your position.
29. Do you agree that when a licensee files a decommissioning funding plan as part of a license renewal application, he is not required to implement the decommissioning funding plan until the license is renewed? If you do not agree, state the factual and legal basis for your disagreement and identify all documents and communications concerning your position.

30. Do you agree that, as of October 15, 1993, SFC was not in violation of 10 CFR § 40.36? If you do not agree, state the factual and legal basis for your disagreement and identify all documents or communications concerning your position.
31. If required by 10 CFR § 40.42(a)(2)(i), a licensee must file a proposed plan for completion of decommissioning which includes a "plan for assuring the availability of adequate funds for completion of decommissioning," as specified in 10 CFR § 40.42(c)(2)(iii)(D). Do you contend that there is any other provision in 10 CFR § 40.42 that requires a licensee to provide financial assurance for decommissioning? If so, state the factual and legal basis for your contention and identify all documents and communications concerning your position.
32. Do you contend that, as of October 15, 1993, SFC was in violation of 10 CFR § 40.42(c)(2)(iii)(D) or any other provision of 10 CFR § 40.42 relating to financial assurance for decommissioning? If you do so contend, state the factual and legal basis for your contention, and identify all documents or communications concerning your contention.
33. Do you contend that the Order was issued to SFC on October 15, 1993 on some basis other than an alleged violation of the financial assurance requirements of 10 CFR §§ 40.36 or 40.42? If you do so contend, state the factual and legal basis for your contention, and identify all documents or communications concerning your contention.

34. SFC's letter of February 16, 1993, states that "SFC is willing to furnish such additional assurance, as may be necessary and feasible to assure that its net revenues will be devoted to completion of decommissioning," and suggests some potential mechanisms to provide such additional assurance. It also states that SFC would welcome further discussions with the NRC on such subjects.
- a. Identify all documents or communications concerning the foregoing statement and suggestions of an "additional assurance" contained in SFC's February 16, 1993 letter; and
 - b. State whether the NRC held any further discussions with SFC concerning the foregoing statement and suggestions of an "additional assurance" contained in SFC's February 16, 1993 letter prior to issuance of the Order; and
 - c. If the NRC did not hold such further discussions with SFC, state why not, and identify all persons who decided or who participated in the decision not to hold further discussions with SFC.
35. The NRC Staff's Site Decommissioning Management Plan (NUREG-1444) (Manuscript Completed: August 1993; Date Published: October 1993) contains an Appendix A, which lists and provides limited information regarding "48 sites contaminated with radioactive material that require special

attention to ensure timely decommissioning." (NUREG-1444 at iii.) As of October 15, 1993:

- a. Identify each of the 48 sites that complied with the applicable requirements of 10 CFR §§ 30.35, 40.36 or 70.25, and, for each such site, identify the document or documents that show such compliance.
- b. Identify each of the 48 sites that had provided to the NRC a notification of termination of activities under 30.36(b), 40.42(b) or 70.38(b), and, for each such site, identify the document or documents that show such notification.
- c. Identify each of the 48 sites that provided to the NRC a "plan for assuring the availability of adequate funds for completion of decommissioning" pursuant to 10 CFR §§ 30.36(c)(2)(iii)(D), 40.42(c)(2)(iii)(D), or 70.38(c)(2)(iii)(D), and, for each such site, identify the document or documents that show such plan; and
- d. Identify each of the 48 sites to which the NRC Staff had issued an order requiring the licensee, owner or any other responsible party to provide financial assurance for decommissioning, and identify each such order by citation to the Federal Register.
- e. Identify each of the 48 sites to which the NRC Staff has not issued the type of order described in the foregoing interrogatory 35(d), and provide a brief

explanation for each such site as to why the NRC Staff had not issued such an order.

36. The Commission's Federal Register publication of a proposed rule on "Clarification of Decommissioning Funding Requirement" states that "a number of licensees who were in timely renewal . . . when the June 27, 1988 rule became effective have decided to terminate their activities and begin decommissioning. Other licensees that only provided certification for the minimum amounts of financial assurance have also decided to terminate activities and begin decommissioning." 59 Fed. Reg. 32139 (June 22, 1994) (emphasis added). As of October 31, 1993:

- a. Identify each NRC licensee, other than SFC, referred to above that falls within the terms "a number of licensees who were in timely renewal . . ." and "other licensees that only provided certification"
- b. With respect to each such NRC licensee listed in response to the foregoing interrogatory 36(a):
 - (1) identify each licensee that has complied with the applicable requirements of 10 CFR §§ 30.35, 40.36 or 70.25, and, for each such licensee, identify the document or documents that show such compliance; and
 - (2) identify each licensee that has provided to the NRC a notification of termination of activities under 10 CFR §§ 30.36(b), 40.42(b) or 70.38(b),

- and, for each such licensee, identify the document or documents that show such notification; and
- (3) identify each licensee that has provided to the NRC a "plan for assuring the availability of adequate funds for completion of decommissioning" pursuant to 10 CFR §§ 30.36(c)(2)(iii)(D), 40.42(c)(2)(iii)(D), or 70.38(c)(2)(iii)(D), and, for each such licensee, identify the document or documents that show such plan; and
- (4) identify each licensee to whom the NRC Staff issued an order requiring financial assurance for decommissioning, and identify each such order by citation to the Federal Register; and
- (5) for each licensee not identified in response to the foregoing interrogatory 36(b)(4), provide a brief explanation as to why the NRC Staff has not issued an order requiring the licensee to provide financial assurance for decommissioning.

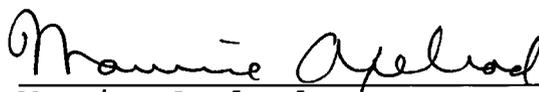
37. Identify each person the NRC Staff intends to call as a witness to testify in this proceeding, and, for each such person, state the subject matter on which he is expected to testify, and the substance of his anticipated testimony.

REQUESTS FOR PRODUCTION OF DOCUMENTS

1. All documents identified in your answers to SFC's First Set of Interrogatories.
2. All documents concerning the Order.

3. All documents concerning the "SFC funding plan" mentioned at page 10 of the Order.
4. All documents the NRC Staff intends to introduce in evidence in this proceeding.

Respectfully submitted,



Maurice Axelrad
John E. Matthews

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(202) 955-6600

ATTORNEYS FOR
SEQUOYAH FUELS CORPORATION

August 24, 1994

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NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD

'94 AUG 25 P5:54

Before Administrative Judges:

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James P. Gleason, Chairman
Dr. Jerry R. Kline
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Thomas D. Murphy

_____)	
In the Matter of)	Docket No. 40-8027-EA
SEQUOYAH FUELS CORPORATION)	Source Material License
and GENERAL ATOMICS)	No. SUB-1010
(Gore, Oklahoma Site))	
Decontamination and)	
Decommissioning Funding))	August 24, 1994
_____)	

CERTIFICATE OF SERVICE

I hereby certify that copies of "Sequoyah Fuels Corporation's First Set of Interrogatories and First Request for Production of Documents" together with a cover letter and an additional letter enclosing a revised list of privileged documents, both from Maurice Axelrad to Steven Hom and both dated August 24, 1994, were served upon the following persons by deposit in the United States mail, first class postage prepaid and properly addressed on the date shown below:

Office of the Secretary
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555
Attention: Docketing & Service Branch
(Original and two copies)

Office of Commission Appellate Adjudication
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Administrative Judge James P. Gleason, Chairman
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Administrative Judge G. Paul Bollwerk, III
Atomic Safety and Licensing Board
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Washington, D.C. 20555

Administrative Judge Jerry R. Kline
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Administrative Judge Thomas D. Murphy
Atomic Safety and Licensing Board Panel
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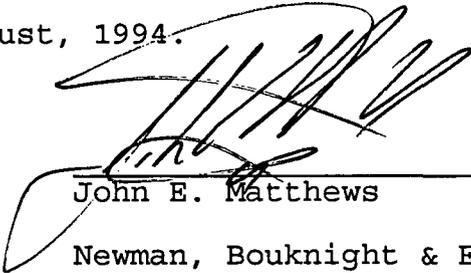
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Dated this 24th day of August, 1994.



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