



SECRETARY

DOCKET NUMBER

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UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D.C. 20555-0001

DOCKETED  
USNRC

October 2, 1997

97 OCT -9 P5:48

OFFICE OF SECRETARY  
RULEMAKINGS AND  
ADJUDICATIONS STAFF

MEMORANDUM TO: Hubert T. Bell, Inspector General

FROM: *John C. Hoyle*  
John C. Hoyle, Secretary

SERVED OCT 10 1997

SUBJECT: CONCERNS OF NATIVE AMERICAN PETITIONERS

Attached for your consideration is a letter from the Native American Petitioners dated September 15, 1997, expressing general concerns about NRC lawyers and judges. The letter and response thereto are being referred to you for any action you may deem appropriate.

Attachments: As stated

cc: Chairman Jackson  
Commissioner Dicus  
Commissioner Diaz  
Commissioner McGaffigan  
OGC  
ASLBP  
Service List

SECY-EHD 001

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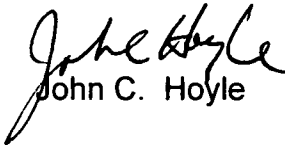
Norman Begay  
Lula Katso  
Winston M. Mason  
Native American Petitioners  
Box 1138  
White Mesa, Utah 84511

Dear Ms. Katso, Mr. Begay and Mr. Mason:

In your letter of September 15, 1997, addressed to Chairman Shirley Jackson, you requested standing and appealed the decision of the NRC staff to issued a license amendment to the International Uranium (USA) Corporation (IUC) (Docket No. 40-8681). The amendment would allow IUC to receive and process uranium-bearing material from the Cabot Performance Materials facility near Boyertown, Pennsylvania. Your request has been treated as a hearing request and referred to the Chairman of the Atomic Safety and Licensing Board Panel for appropriate action.

You additionally raise concerns about the actions of NRC staff lawyers and judges. A copy of your letter (attached) and this reply are being referred to the NRC Inspector General for any action which he may deem appropriate.

Sincerely,

  
John C. Hoyle

Attachment: As stated

cc: Chairman Jackson  
Commissioner Dicus  
Commissioner Diaz  
Commissioner McGaffigan  
OGC  
ASLBP  
OIG



# NATIVE AMERICAN PETITIONERS

DOCKETED  
USNRC

Representing Southeastern Utah/Four Corners Area  
Ute & Navajo People Against Nuclear Waste  
Box 1138 White Mesa, Utah 84511

97 SEP 16 A8:13

September 15, 1997 OFFICE OF SECRETARY  
RULEMAKINGS AND  
ADJUDICATIONS STAFF

Ms. Shirley Jackson, Chairman  
Nuclear Regulatory Commission  
Washington, D.C.

FAXED TO NRC  
# (301) 415-1757  
# (301) 415-2162  
September 15, 1997

Dear Ms. Jackson:

We, a group of Native American Petitioners against Nuclear Wastes being brought into, and near, our sacred Indian lands of the Four Corners Region, request standing in the matter of the, the Nuclear Regulatory Commission (NRC) License Amendment of August 15, 1997 to bring the 16,000 ton of Cabot Corporation Nuclear Waste from Pennsylvania to Union Carbide's Energy Fuels Nuclear / International Uranium Corporation (EFN/IUC) White Mesa Mill for reprocessing as "Alternate Feed Material." Our request for "standing" in this matter is based upon human and civil rights protecting our people's health and happiness as citizens of the United States. We are prepared to demonstrate some of the physical and spiritual health hazards of bringing these materials into the Four Corners Region for disposal in the White Mesa Mill tailings ponds.

We have found gross violations of federal and state laws by some of your commission's staff lawyers and judges. We know that you are an appointee to your high and important position, and doubt that you are a party to these ongoing practices. We hope that you will clear up some of these problems during your administration, in order that citizens will not continue to be denied standing on important issue by lower level staff members who have succumbed to corrupt practices within your agency.

We would very much appreciate a direct reply from you in this matter. We have no reason to have any confidence whatsoever in any of the NRC staff lawyers or judges who we have been required to deal with thus far in our appeals of the alternate feedstock materials being licensed for disposal at the White Mesa Mill. We are hopeful that as you learn the truth about the suppression of public information and other violations of the law by your agency, you will want to dispel these practices, and practitioners, by conducting a thorough investigation before you and your Atomic Licensing and Safety Board are implicated.

We would also appreciate your timely attention to this matter, as we know that this appeal is being sent to you within the required time.

Sincerely,

*Norman Begay*

Norman Begay  
White Mesa Utes  
Box 1138  
White Mesa, Utah 84511

*Lula Katso*

Lula Katso  
Navajo Citizens  
264 West 100 North  
Blanding, Utah 84511

*Winston M. Mason*

Winston M. Mason  
Great Avikan House  
Box AVIKAN  
Blanding, Utah 84511

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of

INTERNATIONAL URANIUM (USA)  
CORPORATION  
(White Mesa Uranium Mill;  
Request for License Amendment)

Docket No.(s) 40-8681-MLA-2

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing MEMO TO IG DATED 10/2/97 have been served upon the following persons by U.S. mail, first class, except as otherwise noted and in accordance with the requirements of 10 CFR Sec. 2.712.

Office of Commission Appellate  
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U.S. Nuclear Regulatory Commission  
Washington, DC 20555

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Presiding Officer  
Atomic Safety and Licensing Board  
Mail Stop - T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Administrative Judge  
Charles N. Kelber  
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Norman Begay  
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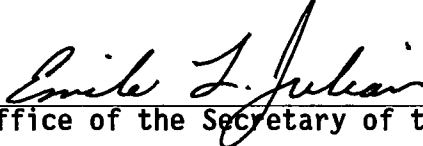
Docket No.(s)40-8681-MLA-2  
MEMO TO IG DATED 10/2/97

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for Environmental Management  
Department of Energy  
Nevada Operations Office  
P.O. Box 98518  
Las Vegas, NV 89193

Lula J. Katso  
Westwater Navajo Community  
c/o M. Hutchins  
264 West 100 North  
Blanding, UT 84511

Winston M. Mason  
Great Avikan House  
Native American Peoples Historical  
Foundation  
3 East Center Street, Box AVIKAN  
Blanding, UT 84511

Dated at Rockville, Md. this  
10 day of October 1997

  
Office of the Secretary of the Commission