

From: [McManus, Joseph](#)
To: grandy@tgaar.com
Subject: Re: Interim Storage Partners LLC (WCS Consolidated Interim Storage Facility)
Date: Monday, June 03, 2019 12:38:00 PM
Attachments: [Order \(Establishing Dates and Location of Oral Argument\).pdf](#)

Dear Commissioner Prude,

I am the Licensing Board's principal law clerk assigned to this proceeding. I understand that, in connection with arranging with our administrative staff for the Board's use of the Midland County Courthouse, you have expressed an interest in speaking at the oral argument scheduled for July 10-11. In particular, I understand you have concerns about the potential adverse effects on oil production in the region in the event of an accident or terrorist attack at the proposed facility.

As indicated in the attached Board order of May 24, 2019, the July session in this adjudicatory proceeding will be limited to oral arguments concerning the standing and sufficiency of the hearing requests that were timely submitted by petitioners. Participation will be limited to counsel who have entered an appearance for either a petitioner, the applicant Interim Storage Partners LLC, or the U.S. Nuclear Regulatory Commission Staff. This adjudicatory proceeding will not be an opportunity for anyone to offer oral limited appearance statements.

If you wish to submit a written statement, however, you may request it be received by the Board and placed in the docket in accordance with 10 C.F.R. § 2.315(a). Alternatively, an interested local governmental body may petition under 10 C.F.R. § 2.315(c) for a reasonable opportunity to participate in an evidentiary hearing that may be held at a later stage in this proceeding.

Thank you for your assistance. Because your expression of concerns arguably constitutes an ex parte communication, I am requesting that the Office of the Secretary file this response in the docket and serve all participants.

Very truly yours,

Joe McManus

Joseph D. McManus
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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

Paul S. Ryerson, Chairman
Nicholas G. Trikouros
Dr. Gary S. Arnold

In the Matter of INTERIM STORAGE PARTNERS LLC (WCS Consolidated Interim Storage Facility)

Docket No. 72-1050-ISFSI
ASLBP No. 19-959-01-ISFSI-BD01
May 24, 2019

NOTICE AND ORDER
(Establishing Dates and Location of Oral Argument)

In accordance with the expressed preferences of all petitioners and of the NRC staff,¹ the Board will hear oral argument concerning standing and the sufficiency of the hearing requests on Wednesday, July 10 and, as necessary, Thursday, July 11, 2019 in the Commissioner's Courtroom at the Midland County Courthouse, located at 500 N Loraine Street, Midland, Texas. The Board will provide information in a subsequent order concerning the format for the argument. Unless changed by a subsequent order, the argument will commence at 9:00 a.m. Central Daylight Time (CDT).

Members of the public and representatives of the media are welcome to attend and observe. Participation will be limited, however, to counsel who have entered appearances for the petitioners, the NRC staff, and the applicant. This will not be an opportunity for members of

¹ Position Statements of Petitioners Don't Waste Michigan, et al., Beyond Nuclear, Sierra Club, Fasken Land and Oil and Permian Basin Land and Royalty Owners, and NRC Staff on Proposed Contention Hearing (May 20, 2019).

the public to offer limited appearance statements or otherwise speak. Additionally, in accordance with NRC policy,² signs, banners, posters, demonstrations, and displays are prohibited, and all participants and observers must comply with the local rules of the Court.

It is so ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD

/RA/

Paul S. Ryerson, Chairman
ADMINISTRATIVE JUDGE

Rockville, Maryland
May 24, 2019

² See Procedures for Providing Security Support for NRC Public Meetings/Hearings, 66 Fed. Reg. 31,719 (June 12, 2001).

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

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INTERIM STORAGE PARTNERS LLC) Docket No. 72-1050-ISFSI
)
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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **NOTICE AND ORDER (Establishing Dates and Location of Oral Argument)** have been served upon the following persons by the Electronic Information Exchange:

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[Original signed by Diane B. Garvin]
Office of the Secretary of the Commission

Dated at Rockville, Maryland,
this 24th day of May, 2019

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

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(WCS Consolidated Interim Storage Facility))
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[Original signed by Herald M. Speiser]
Office of the Secretary of the Commission

Dated at Rockville, Maryland,
this 3rd day of June, 2019