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June 3, 2019

Paul S. Ryerson, Chairman
Nicholas G. Trikouros
Gary S. Arnold
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Docket: Interim Storage Partners LLC (WCS Consolidated Interim Storage Facility), Docket No. 72-1050-ISFSI

Re: Licensing Board Notification Regarding ISP Letter E-54257

Dear Administrative Judges:

In accordance with its obligation to inform the Licensing Board of relevant developments,¹ Interim Storage Partners LLC ("ISP") hereby notifies the Board and the parties that, on May 31, 2019, it submitted, to the U.S. Nuclear Regulatory Commission ("NRC") Staff, ISP Letter E-54257, which contains ISP's partial response to the NRC Staff's First Request for Additional Information ("RAI"), Part 1, issued November 16, 2018. In addition, Attachment 4 to ISP Letter E-54257 includes two additional changes to ISP's License Application that are not related to the RAI questions. Excerpts from the Letter, which the Board and the parties may find relevant to certain proposed contentions, are attached hereto.

First, ISP removed from the License Application its request for an exemption from the requirements specified in 10 C.F.R. § 72.30, "Financial Assurance for Decommissioning." As noted in the attachment, "ISP no longer intends to pursue providing an alternative method of financial assurance" for decommissioning. The Board and the parties may view this change as relevant to Beyond Nuclear's Proposed Contention, Permian Basin Land and Royalty Organization's and Fasken Land and Minerals' ("PBLRO/Fasken") Referred Motion to Dismiss, Sierra Club's Proposed Contentions 1 and 9, and Joint Petitioners' (Don't Waste Michigan *et al.*) "Objection" and Proposed Contention 3.

¹ See *Duke Power Co.* (William B. McGuire Nuclear Station, Units 1 & 2), ALAB-143, 6 AEC 623, 625 (1973).

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May 28, 2019
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Second, ISP is updating the Environmental Report ("ER") to reflect the correct status of the lesser prairie chicken. In July 2016, the U.S. Fish and Wildlife Service de-listed the lesser prairie chicken from "threatened" to "under review." This change updates the ER to reflect its current status. The Board and the parties may view this change as relevant to Sierra Club's Proposed Contention 13, and PBLRO/Fasken's Proposed Contention 5.

Finally, ISP's response to RAI 2.2-2 includes a discussion of gas and oilfield operations in the vicinity of the proposed facility. The Board and the parties may view this information as relevant to PBLRO/Fasken's Proposed Contention 2 and Joint Petitioners' Proposed Contention 6.

Respectfully submitted,

Executed in accord with 10 C.F.R. § 2.304(d)

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Counsel for Interim Storage Partners LLC

Enclosures:

1. Excerpt from Attachment 3 to ISP Letter E-54257 (RAI 2.2-2)
2. Attachment 4 to ISP Letter E-54257 (Additional Changes Not Associated with the RAIs)
3. Excerpt from Attachment 6 to ISP Letter E-54257 (SAR change pages)

**UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION**

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of:)	
)	
INTERIM STORAGE PARTNERS LLC)	Docket No. 72-1050-ISFSI
)	
(WCS Consolidated Interim Storage Facility))	June 3, 2019
)	

CERTIFICATE OF SERVICE

Pursuant to 10 C.F.R. § 2.305, I certify that, on this date, the foregoing “Licensing Board Notification Regarding ISP Letter E-54257” and corresponding enclosures were served upon the Electronic Information Exchange (the NRC’s E-Filing System), in the above-captioned proceeding.

Signed (electronically) by Ryan K. Lighty

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