

Nov, 10, 1980

BEFORE THE
UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION



In the Matter of :
PROPOSED RULEMAKING ON :
THE STORAGE AND DISPOSAL : PR-50-51 (44 FR-61372)
OF NUCLEAR WASTE :
(Waste Confidence Rulemaking) :

STATE OF OHIO'S
RESPONSE TO MOTION OF
STATE OF NEW YORK FOR
WITHDRAWAL OF REQUESTS
OF QUOTATION

RECEIVED DISTRIBUTION
SERVICES UNIT
NOV 14 AM 10 03
2000 NOV 14 AM 10 03
DISTRIBUTION SERVICES

On Thursday, November 6, 1980, the State of Ohio received a copy of a motion by the State of New York concerning clandestine requests for quotations for bids which the NRC has apparently let out to certain unknown consultants with the intent of relying upon the consultants to evaluate the record which is compiled in this proceeding. To say the least, the State of Ohio is shocked at this activity. The State readily joins in New York's motion. Furthermore, the State of Ohio believes that the Commission owes all of the participants in this proceeding a full and complete explanation for the manner in which the Commission has acted with regard to the requests for quotations. In addition, the State of Ohio again reiterates a request which it has made repeatedly throughout these proceedings: that the Commission fully elaborate upon its plan for this proceeding so that the participants are

not caught in a game of blind man's bluff.

Respectfully submitted,

WILLIAM J. BROWN
Attorney General of Ohio



E. DENNIS MUCHNICKI
Assistant Attorney General
Environmental Law Section
30 East Broad Street, 17th Floor
Columbus, Ohio 43215
(614) 466-2766

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing State of Ohio's Response to Motion of State of New York for Withdrawal of Requests of Quotation has been sent to the following, by regular U.S. Mail, on this 10th day of November, 1980.



E. DENNIS MUCHNICKI
Assistant Attorney General

E. Leo Slaggie, Esq.
Office of the General Counsel
U.S. NRC
Washington, D.C. 20555

David Santee Miller, Esq.
213 Morgan Street, NW
Washington D.C. 20001

Karen D. Cyr, Esq.
Rulemaking and Enforcement Div.
Office of the Executive Legal Director
MNBB 9604, U.S. NRC
Washington, D.C. 20555

Mr. Eugene N. Cramer
Neighbors for the Environment
17146 Ridgemark
Hacienda Heights, CA 91745

Mr. James C. Malaro, Chief
High Level Waste Lic Manag Branch
Office of Nuclear Material Safety
and Safeguards, 905-SS
U.S. NRC
Washington, D.C. 20555

Frank W. Ostrander, Jr.
Assistant Attorney General
500 Pacific Building
520 SW Yamhill
Portland, Oregon 97204

Mr. Edward P. Regnier
Mail Stop 906-SS
U.S. Nuclear Regulatory Commission

Keith A. Onsdorff, Esq.
Assistant Deputy Public Advocate
Division of Public Interest Advocacy
P.O. Box 141
Trenton, New Jersey 08635

Mrs. W. W. Schaefer
Safe Haven, Ltd.
3741 Koehler Drive
Sheboygan, Wisconsin 53081

Maurice Axelrad, Esq.
Lowenstein, Newman, Reis, Axelrad
and Toll
1025 Connecticut Avenue, N.W.
Washington, D.C. 20036

Ellyn R. Weiss, Esq.
William S. Jordan, III
1725 I St, NW Suite 506
Washington, D.C. 20006

Jocelyn F. Olson, Esq.
Special Assistant Attorney General
1935 West County Road B2
Roseville, Minnesota 55113

E. Tupper Kinder, Esq.
Assistant Attorney General
Environmental Protection Division
State House Annex
25 Capitol Street
Concord, New Hampshire 03301

Mr. Marvin L. Lewis
6504 Bradford Terrace
Philadelphia, PA 19149

Stanley R. Tupper, Esq.
Tupper & Bradley
102 Townsend Avenue
Boothbay Harbor, ME 04538

Ezra I. Bialik, Esq.
Assistant Attorney General
Environmental Protection Bureau
Two World Trade Center
New York, New York 10047

Mr. Michael H. Raudenbush
The S.M. Stoller Corporation
1919 14th Street, Suite 500
Boulder, Colorado 80302

Dr. William A. Lochstet
119 E. Aaron Drive
State College, Pennsylvania 16801

Richard P. Wilson, Esq.
Assistant Attorney General
2607 Bull Street
Columbia, South Carolina 29201

Elliott Andelman, Esq.
Andelman, Adelman & Steiner,
224 Second Avenue
Hattiesburg, Mississippi 39401

Mr. Carl Walske, President
Atomic Industrial Forum, Inc.
7101 Wisconsin Avenue
Washington, D.C. 20014

Mr. Creg Darby
Hanford Conversion Project
1817 N.E. 17th
Portland, Oregon 97212

Dr. Judith Johnsrud
Environmental Coalition on
Nuclear Power
433 Orlando Avenue
State College, PA 16801

POOR ORIGINAL

Dr. James A. Buckham
P.O. Box 847
Barnwell, SC 29812

Raymond M. Momboisse, Esq.
Pacific Legal Foundation
1990 M Street, N.W.
Washington, D.C. 20036

Mr. James R. Richards
Capital Legal Foundation
1101 17th Street, N.W., Suite 810
Washington, D.C. 20036

Mr. Orville Hill
2315 Camas Avenue
Richland, Washington 99352

Mr. David Berick
Environmental Policy Institute
317 Pennsylvania Avenue, S.E.
Washington, D.C. 20003

Stephen Lewis
California Energy Commission
1111 Howe Avenue, M.S. #4
Sacramento, California 95825

Dr. Bertram Wolfe
Vice President and General Manager
General Electric Company
175 Curtner Avenue
San Jose, California 95125

Mr. Ken Kramer
Lone Star Chapter of the
Sierra Club
P.O. Box 1931
Austin, Texas 78767

Ms. Priscilla C. Grew
Director, Department of
Conservation
State of California
1416 Ninth Street
Sacramento, California 95814

Carl Valore, Jr., Esq.
Valore, McAllister, Aron and
Westermoreland
Mainland Professional Plaza
535 Tilton Road
Northfield, New Jersey 08225

Richard W. Lowerre, Esq.
Assistant Attorney General
Environmental Protection Division
P.O. Box 12548, Capitol
Station
Austin, Texas 78711

James P. McGranery, Jr., Esq.
LeBoeuf, Lamb, Leiby and
MacRae
1333 New Hampshire Ave. N.W.
Washington, D.C. 20036

Dr. Miro M. Todorovich
Executive Secretary
Scientists and Engineers for
Energy
410 Riverside Drive, Suite 82A
New York, New York 10025

George C. Freeman, Jr., Esq.
Hunton & Williams
P.O. Box 1535
707 Main Street
Richmond, Virginia 23212

POOR ORIGINAL

Mr. Robert Halstead
Department of Administration
State of Wisconsin
1 West Wilson Street
Madison, Wisconsin 53702

R. Leonard Vance, Esq.
Assistant Attorney General
Supreme Court Building
1101 East Broad Street
Richmond, Virginia 23219

Joseph Gallo, Esq.
Isham, Lincoln and Beale
1050 17th Street, N.W., Suite 701
Washington, D.C. 20036

Michael I. Miller, Esq.
Isham, Lincoln and Beale
One First National Plaza, Suite 4200
Chicago, Illinois 60603

June D. McArtor, Esq.
Deputy Attorney General
Tatnall Building
P.O. Box 1401
Dover, Delaware 19901

Mr. William J. Cahill, Jr.
Vice President
Consolidated Edison Company of
New York, Inc.
4 Irving Place
New York, New York 10003

Mr. Ray K. Robinson
Exxon Nuclear Company, Inc.
777 106th Avenue, N.E., C-00777
Bellevue, Washington 98009

William Griffin, Esq.
Assistant Attorney General
Office of the Attorney General
109 State Street
Montpelier, Vermont 05602

Michael J. Scibinico, II, Esq.
Assistant Attorney General
Department of Natural Resources
Tawes State Office Building
Annapolis, Maryland 21401

Richard M. Hluchan, Esq.
Deputy Attorney General
36 West State Street
Trenton, New Jersey 08625

Harry H. Voigt, Esq.
LeBoeuf, Lamb, Leiby and
MacRae
1333 New Hampshire Ave. N.W.
Washington, D.C. 20036

Ms. Lorna Salzman
Friends of the Earth
72 Jane Street
New York, New York 10014

Alvin H. Gutterman, Esq.
Tennessee Valley Authority
Knoxville, Tennessee 37902

Mr. Bryan L. Baker
Mockingbird Alliance
900 Lovett Boulevard, Suite 207
Houston, Texas 77006

Francis S. Wright, Esq.
Assistant Attorney General
Environmental Protection Division
One Ashburton Place, 19th Floor
Boston, Massachusetts 02108

Robert M. Lindholm, Esq.
Assistant Attorney General
Jefferson City, Missouri 65102

POOR ORIGINAL

Patrick Walsh, Esq.
Assistant Attorney General
Wisconsin Department of Justice
114 East, State Capitol
Madison, Wisconsin 53702

Mr. John O'Neill, II
Route 2, Box 44
Maple City, Michigan 49664

Mr. Ashton J. O'Donnell
Bechtel National, Inc.
P.O. Box 3965
San Francisco, California 94119

Mr. Phillip Warburg
State of Connecticut
444 North Capitol Street
Suite 317
Washington, D.C. 20001

Mr. Wayne McDanal
Federal Energy Regulatory
Commission
North Building, Room 3408
Washington, D.C. 20426

Lawrence K. Lau, Esq.
Deputy Attorney General
State Capitol
Honolulu, Hawaii 96813

Omer F. Brown, II, Esq.
Office of the General Counsel
Forrestal Mail Stop 6A-152
U.S. Department of Energy
1000 Independence Ave., S.W.
Washington, D.C. 20585

Mr. M. A. Glora
Site Qualification & Licensing
Department
Office of Nuclear Waste Isolation
505 King Avenue
Columbus, Ohio 43201

Richard Troy, Esq.
Assistant Attorney General
Environmental Protection Division
Department of Justice
234 Loyola Building, 79th Floor
New Orleans, Louisiana 70112

John Van Vranken, Esq.
Chief, Northern Region
Environmental Control Division
188 West Randolph Street
Suite 2315
Chicago, Illinois 60601

Thomas M. Lemberg, Esq.
Leva, Hawes, Symington,
Martin and Oppenheimer
815 Connecticut Ave. N.W.
Washington, D.C. 20006

Mr. George DeBuchanan
Chief, Office of Radiohydrology
Geological Survey
U.S. Department of the Interior
Reston, Virginia 22092

Mary Jo Murray
Assistant Attorney General
Environmental Control Division
188 West Randolph Street
Suite 2315
Chicago, Illinois 60601

Mr. Ralph Stein
Office of Nuclear Waste
Management
Mail Stop B107
U.S. Department of Energy
Washington, D.C. 20545

Joyce P. Davis, Attorney
Law Department
Con. Ed. Co. of New York, Inc.
4 Irving Place
New York, NY 10003

POOR ORIGINAL