

OFFICE OF
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JAN 5, 1999 2000

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2.

JACK PARROTT

PROJECT SCIENTIST,

OFFICE OF NUCLEAR MATE. SAFETY & SAFEGUARDS

MAIL STOP T. 8F37

U.S. NUCLEAR REGULATORY COMMISSION

WASHINGTON D.C. 20555

DEAR MR PARROTT,

RECEIPT IS ACKNOWLEDGED @ HAMPSHIRE
LETTER. 12, 21, 99. INCLUDING, JAN 5 AGENDA
of DRAFT Policy Statement. VIA P.O. DEPT
FORWARDING ON 1-4-2000

COMMENTS ARE AS FOLLOWS:

① ATTENTION IS DIRECTED TO PAR. 2.2
CRITERIA WITH RESPECT TO 2 "MARA CONSIDERATIONS
(10 CFR 20.1402):"

② IT IS RECOGNIZED THAT THE PUBLIC AT
LARGE AND INDIVIDUALS AS CITIZENS WILL.

NIMSSOIPUBLIC

HAVE THE FINN SKY RESPONDING
CLEAR BECAUSE

B) THERE IS A COMMON LAW CONTRACT
BETWEEN "US THE PEOPLE" (PREAMBLE OF
CONSTITUTION OF THE UNITED STATES) AND THE
UNITED STATES GOVERNMENT.

B). STATE OF NY. IS A THIRD PARTY
BENEFICIARY TO (A) ABOVE BY VIRTUE OF
ITS RATIFICATION ON DEC. 21, 1989

C). FOURTEEN OF THE EIGHTEEN GENERAL
POWERS OF CONGRESS ARE EITHER DIRECTLY
OR INDIRECTLY RELATED TO "MONEY".

D) NOT WITH STANDING "E" ABOVE
NO POWER EXISTS WITHIN THE CONSTITUTION
PERMITTING THE GOVERNMENT OF THE US. TO
MURDER, MaimE OR OTHERWISE IMPAIR
THE HEALTH OF ANY OF THE CITIZENS
OF THE UNITED STATES.

E). THE USE OF "HARA" UNDER 10 CFR.
20.1402. IS THEREFOR UNACCEPTABLE

F). (E) ABOVE MUST BE CHANGED SUCH
THAT IT IS OPEN ENDED AND REFINEMENT
IS CONTINUOUS.

G) B ABOVE HAS BEEN PRECIDENTIALLY SET
BY THE STIPULATION OF COMPROMISE OF 1986
IN WESTERN DISTRICT COURT OF N.Y.

3) IT IS NOT THE DESIRE OF THIS
COMMISSIONER TO SEE THE CLEANUP AND
CLOSURE DELAYED BY ADMINISTRATIVE
RULES, REGULATION OR LAWSUITS.

4) A POWER NOT SPECIFICALLY DELEGATED
TO THE UNITED STATES BY THE CONSTITUTION
CANNOT BE TRANSMITTED BY ITS CONGRESS
TO SOME AGENCY SUCH AS THE NRC

5) THE NRC THEREFOR HAS NO POWER TO
IMPLEMENT AMBIGUOUS CRITERIA TO THE
CLOSURE OF WUDP OR NDA AND SOFA

6) RESPECTING NRC RESPONSIBILITIES INVOLVING
EIS.

a) CLOSE ANALYSIS OF 4 ABOVE CLEARLY
SHOWS THAT NRC MAY NOT ~~TO~~ TRANSFER
ITS ~~NRC~~ OBLIGATIONS TO DOE/YSORDA
OR PREPARING ITS OWN EIS. RESPECTING
CLOSURE CRITERIA.

b) NRC'S OWN EIS IS NECESSARY
RESPECTING WUDP TO DETERMINE IF ANY
"SITE SPECIFIC" ASPECTS EXIST THAT ARE
NOT ENCOMPASSED IN THE DOE/YSORDA EIS.

Now therefore in consideration
of all of the above this Commissioner
By virtue of the absolute right of citizenship
hereby demands ~~that~~ in grievances
for set forth by this letter that NRE
~~is~~ performs own ETS. and
strike from its policy and regulations
all ambiguous phrases.

Commission, NYSDOS and DOE are to
be commended for the cleanup thus far
but much remains to be done

Please excuse poormanship and lack
of type printed conditions as such is not
available to this traveling commander/grievant

Respectfully Submitted

James L. Pickering, J.D., Ph.D.

c/c West Valley Corridor

Other Selected Stakeholders

FILE

P.S. CTP (P-2-Par 5) was a membership,
participation restrictive body by nature
of its construction. It therefore factually
eliminated a proportion of stakeholders
that should have been contacted.