

**DANNY QUINTANA, #4121**

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**UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION**

**BEFORE THE ATOMIC SAFETY LICENSING BOARD**

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IN THE MATTER OF: : DOCKET NO. 72-22  
PRIVATE FUEL STORAGE, LLC, : TAC NO. L22462  
Applicant. : ASLBP No. 97-732-02-ISFSI

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SUPPLEMENTAL PETITION TO INTERVENE

The Skull Valley Band of Goshutes, hereinafter, the "Band" by and through their attorney, Danny Quintana, hereby submit this, Supplemental Petition to the Nuclear Regulatory Commission, ("the Commission"), for leave to intervene in support of Private

Fuel Storage, LLC in accordance with 10 CFR 2.714(b), the Band hereby submits the following contentions:

The License Application for the Private Fuel Storage Facility filed by Private Fuel Storage, LLC is meritorious and should be granted.

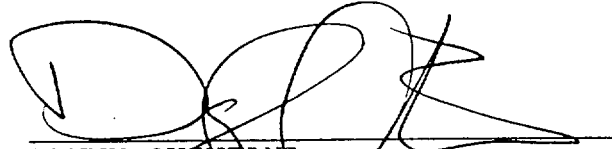
As stated by the Atomic Safety and Licensing Appeal Board in Nuclear Engineering Co., Inc. (Sheffield, Illinois, Low-Level Radioactive Waste Disposal Site), ALAB-473, 7 N.R.C. 737, 743 n.5 (1978), such a contention is all that need be asserted in the case of a petitioner, such as the Band, who supports a license application. As set forth by the Band in its "Verified Petition For Leave to Intervene," the Band fully supports the Private Fuel Storage Facility and is greatly interested and affected by the success, or lack thereof, of the license application and siting of the proposed facility. The Band's intervention is necessary to protect its interests in the success of the license application which is meritorious and should be granted.

The basis for the Band's contention, 10 CFR 2.714(b)(2)(I), is the License Application itself which sets forth the information necessary for the granting of the license. The facts on which the Band intends to rely in support of its contention, 10 CFR 2.714(b)(2)(ii), are set forth in the License Application. Being fully supportive of the License Application, the Band has no dispute with the applicant, Private Fuel Storage LLC. The Band, however, has genuine disputes of law and fact, 10 CFR

2.714(b)(2)(iii), with petitioners allowed to intervene in opposition to the Private Fuel Storage Facility.

Dated this 24<sup>th</sup> day of November, 1997.

DANNY QUINTANA & ASSOCIATES, PC



DANNY QUINTANA  
GENERAL COUNSEL  
SKULL VALLEY BAND OF GOSHUTES

#### CERTIFICATE OF SERVICE

I hereby certify that I e-mailed and faxed and mailed a true and correct copy of the foregoing Petition by first class mail to:

Val R. Antczak  
PARSONS, BEHLE & LATIMER  
Attorney for Private Fuel Storage, LLC  
201 South Main #1800  
P.O. Box 45888-84145  
Salt Lake City, Utah 84111

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Office of the General Counsel  
Nuclear Regulatory Commission  
Washington, DC 20555

Attn: Docketing & Services Branch  
Secretary of the Commission  
U.S. Nuclear Regulatory Commission  
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Washington, DC 20555

Postage prepaid this 24<sup>th</sup> day of November, 1997.

A handwritten signature in black ink, appearing to read "James M. Cutchin", written over a horizontal line.

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November 24, 1997

Attn: Docketing & Services Branch  
Secretary of the Commission  
U. S. Regulatory Commission  
Mail Stop: 016G15  
11555 Rockville Pike, One White Flint North  
Rockville, MD 20555

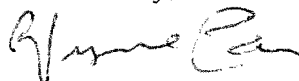
Re: The matter of Private Fuel Storage, LLC.

Dear Sir or Madame;

Please find enclosed a copy then Supplemental Petition to Intervene filed by the Skull Valley Band of Goshutes before the Nuclear Regulatory Commission.

If you have other questions or concerns please feel free to contact this office.  
Thank you.

Sincerely,



Wynne Parry  
Secretary

DQ/wp  
enc.