

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

DOCKETED  
USNRC

ATOMIC SAFETY AND LICENSING BOARD

97 NOV 17 A11:24

Before Administrative Judges:

G. Paul Bollwerk, III, Chairman  
Dr. Jerry R. Kline  
Dr. Peter S. Lam

OFFICE OF SECRETARY  
RULEMAKING AND  
ADJUDICATION STAFF

SERVED NOV 17 1997

In the Matter of

PRIVATE FUEL STORAGE, L.L.C.

(Independent Spent Fuel  
Storage Installation)

Docket No. 72-22-ISFSI

ASLBP No. 97-732-02-ISFSI

November 17, 1997

ORDER

(Responses to Motion for  
Protective Order)

Upon consideration of petitioner State of Utah's  
(State) November 14, 1997 motion for protective order, it is

ORDERED, that responses to the State's motion shall be  
filed on or before Wednesday, November 19, 1997. Those  
responses shall be served on the Board, the Office of the  
Secretary, and counsel for the other participants by  
facsimile transmission, e-mail, or other means that will  
ensure receipt by close of business (4:30 p.m. EST) on the  
day of filing. See Licensing Board Memorandum and Order  
(Initial Prehearing Order) (Sept. 23, 1997) at 5-6  
(unpublished).

In responding to the State's motion, applicant Private  
Fuel Storage, L.L.C. (PFS), and the NRC staff should provide  
an estimate of how long each believes it would take, in the

event the Board grants the State's motion, (1) to provide a proposed protective order for the Board's consideration, and (2) for those personnel specified in the State's motion to gain access to the PFS security plan once it agrees to abide by the terms of an appropriate protective order (i.e., are any background checks required).

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD\*

G. Paul Bollwerk, III  
G. Paul Bollwerk, III  
ADMINISTRATIVE JUDGE

Rockville, Maryland

November 17, 1997

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\* Copies of this order were sent this date to counsel for the applicant PFS and to counsel for petitioners Skull Valley Band of Goshute Indians, Ohngo Gaudadeh Devia, Confederated Tribes of the Goshute Reservation and David Pete, Castle Rock Land and Livestock, L.C., et al., and the State by Internet e-mail transmission; and to counsel for the staff by e-mail through the agency's wide area network system.

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of

PRIVATE FUEL STORAGE, LLC

(Independent Spent Fuel Storage  
Installation)

Docket No.(s) 72-22-ISFSI

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB ORDER (RESPONSES TO...) have been served upon the following persons by U.S. mail, first class, except as otherwise noted and in accordance with the requirements of 10 CFR Sec. 2.712.

Office of Commission Appellate  
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Washington, DC 20555

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Administrative Judge  
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Docket No.(s)72-22-ISFSI  
LB ORDER (RESPONSES TO...)

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Dated at Rockville, Md. this  
17 day of November 1997

*Adria T. Byrdson*  
Office of the Secretary of the Commission