

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

DOCKETED  
USNRC

ATOMIC SAFETY AND LICENSING BOARD

'98 DEC -7 AIG:29

Before Administrative Judges:

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

OF  
P.  
ADJ.

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

December 7, 1998

**SERVED DEC - 7 1998**

ORDER

(Granting Motion for Leave  
to File a Reply)

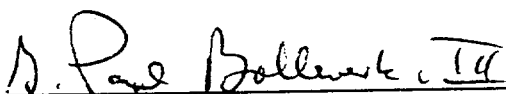
Upon consideration of the December 4, 1998 motion of petitioner Southern Utah Wilderness Alliance (SUWA) for leave to file a reply to the December 1, 1998 responses of applicant Private Fuel Storage, L.L.C. (PFS) and the NRC staff to SUWA's November 18, 1998 intervention petition/request for a hearing and contentions, including the representations in that motion concerning the length of the SUWA reply pleading and the PFS and staff positions regarding the SUWA request, it is

ORDERED, that SUWA's December 4, 1998 motion for leave to file a reply is granted; and it is

FURTHER ORDERED, that the SUWA shall have up to and including Tuesday, December 8, 1998, within which to file its reply, which shall not exceed twenty pages in length.

The filing permitted under this order should 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 midnight ET on the day of filing. See Licensing Board Memorandum and Order (Initial Prehearing Order) (Sept. 23, 1997) at 5-6 (unpublished); Licensing Board Memorandum and Order (Additional Guidance on Service Procedures) (Nov. 19, 1997) (unpublished); Licensing Board Memorandum and Order (Schedule for Telephone Conference and Directives Regarding Expedited Service) (Sept. 2, 1998) at 2-3 (unpublished).

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD\*

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

Rockville, Maryland

December 7, 1998

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\* Copies of this order were sent this date by Internet e-mail transmission to counsel for (1) applicant PFS; (2) intervenors Skull Valley Band of Goshute Indians, Ohngo Gaudadeh Devia, Confederated Tribes of the Goshute Reservation, Castle Rock Land and Livestock, L.C./Skull Valley Company, LTD., and the State of Utah; (3) petitioner SUWA; and (4) the staff.

**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-GRANT'G MOTION..REPLY 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  
Adjudication  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555**

**Administrative Judge  
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**Administrative Judge  
Jerry R. Kline  
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Docket No.(s)72-22-ISFSI  
LB ORDER-GRANT'G MOTION..REPLY

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Dated at Rockville, Md. this  
7 day of December 1998

  
Office of the Secretary of the Commission