

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

DOCKETED  
USNRC

ATOMIC SAFETY AND LICENSING BOARD

'99 JUN 23 P1:44

Before Administrative Judges:

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

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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

June 23, 1999

ORDER

(Granting Time Extension  
Motion Regarding Summary  
Disposition Filings for  
Contentions Utah B and  
Utah K/Confederated Tribes B)

**SERVED JUN 23 1999**

Upon consideration of the June 21, 1999 motion of intervenor State of Utah (State) to extend the time within which to file its responses to the pending motions of applicant Private Fuel Storage, L.L.C., (PFS) for summary disposition of contentions Utah B and Utah K/Confederated Tribes B, and there being no opposition thereto from any interested party, it is

ORDERED, that the State's June 21, 1999 motion for extension of time to respond to the pending PFS dispositive motions regarding contentions Utah B and Utah K/Confederated Tribes B is granted; and it is

FURTHER ORDERED, that the dispositive motion response schedule for the State (and any other party, including the NRC staff, that wishes to support or oppose the PFS motions) shall be as follows:

1. Contention Utah B

Responses Supporting or Opposing PFS Dispositive Motion	Friday, July 16, 1999
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Reply to Responses Supporting PFS Dispositive Motion <sup>1</sup>	Monday, July 26, 1999
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2. Contention Utah K/Confederated Tribes B

Responses Supporting or Opposing PFS Dispositive Motion	Thursday, July 22, 1999
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Reply to Responses Supporting PFS Dispositive Motion	Wednesday, July 28, 1999
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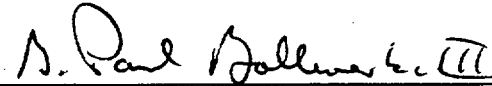
In granting this motion, the Board assumes that the State has considered and does not, absent some unforeseen circumstance, contemplate it will need a response extension relative to the pending PFS dispositive motions regarding

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<sup>1</sup> If the staff or any other party files an early response supporting either of PFS's dispositive motions, the State's reply to that response is due on the earlier of (a) ten days from the date of the response supporting the motion, or (b) the reply date specified in this order.

contentions Utah F/P; Utah H; and Security-A, Security-B, and Security-C.

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD<sup>2</sup>



G. Paul Bollwerk, III  
ADMINISTRATIVE JUDGE

Rockville, Maryland

June 23, 1999

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<sup>2</sup> 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, Southern Utah Wilderness Alliance, and the State; and (3) 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 TIME EXT MOT 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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U.S. Nuclear Regulatory Commission  
Washington, DC 20555**

**Administrative Judge  
G. Paul Bollwerk, III, Chairman  
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**Administrative Judge  
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Docket No.(s)72-22-ISFSI  
LB ORDER--GRANT'G TIME EXT MOT

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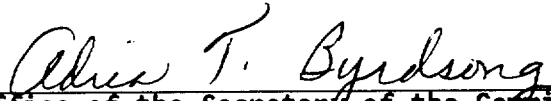
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Dated at Rockville, Md. this  
23 day of June 1999

  
Office of the Secretary of the Commission