

June 16, 1999

**UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION**

**Before the Atomic Safety and Licensing Board**

In the Matter of	)	
	)	
PRIVATE FUEL STORAGE L.L.C.	)	Docket No. 72-22
	)	
(Private Fuel Storage Facility)	)	

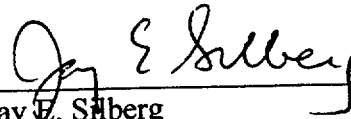
**JOINT MOTION FOR EXTENSION OF SCHEDULE  
FOR DISCOVERY RESPONSES AND SHOWING OF GOOD CAUSE**

In its Order (Granting Time Extensions for Discovery Responses and Contention Utah K Summary Disposition Motion), dated May 26, 1999, the Atomic Safety and Licensing Board ("Board") granted a joint motion by Applicant Private Fuel Storage L.L.C. ("PFS") and the State of Utah for an extension of time to file responses to pending Group II and Group III discovery requests to June 18, 1999. Because of the unavailability of a key individual whose input is required to prepare many of these responses, it has become evident in the last day that PFS may not be able to complete the preparation of the outstanding Group II and Group III discovery requests by the current June 18, 1999 deadline. The State is also experiencing difficulty in securing the assistance of key individuals in preparing their responses to Group II and Group III discovery requests. As a result, PFS and the State hereby request that the Board further extend the date for responding to pending Group II and Group III discovery requests to June 28, 1999. The NRC Staff has no objection to the requested extension.

PFS and the State recognize that requests for extensions of time must normally be filed three business days in advance, see Memorandum and Order (Ruling on Motions to Extend Discovery and to Quash Deposition Notice), dated June 14, 1999 at n. 1. In this case, it was not apparent until late Tuesday, June 15, 1999, that counsel for PFS might be unable to spend sufficient time conferring with the Chairman of the Board of Managers of PFS, whose input was essential to respond to a significant number of discovery requests. The Chairman has been away from his office and largely unavailable to PFS counsel for the last several days. At the present time, he is out of the state in meetings with industry officials. Although it may yet be possible that PFS counsel and the Chairman will be able to have adequate time to prepare responses, discretion suggests that this extension be sought in case PFS counsel is unable to do so. Similarly, counsel for the State has had difficulty in determining whether the deadline could be met because of the unexpected unavailability of various State employees. We respectfully submit that these circumstances, particularly in light of the fact that the discovery relates to Group II and Group III contentions, constitutes good cause for not meeting the three business day rule.

For the reasons set forth above, PFS and the State of Utah respectfully request that the Board extend the date for responding to pending Group II and Group III discovery requests to June 28, 1999.

Respectfully submitted,

A handwritten signature in cursive script, reading "Jay E. Silberg", written over a horizontal line.

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Dated: June 16, 1999

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NUCLEAR REGULATORY COMMISSION**

Before the Atomic Safety and Licensing Board

In the Matter of	)	
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PRIVATE FUEL STORAGE L.L.C.	)	Docket No. 72-22
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(Private Fuel Storage Facility)	)	ASLBP No. 97-732-02-ISFSI

**CERTIFICATE OF SERVICE**

I hereby certify that copies of the Joint Motion for Extension of Schedule for Discovery Responses and Showing of Good Cause were served on the persons listed below (unless otherwise noted) by e-mail with conforming copies by U.S. mail, first class, postage prepaid, this 16th day of June 1999.

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