

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

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In the Matter of:

)  
) Docket No. 72-22-ISFSI  
)

PRIVATE FUEL STORAGE, LLC  
(Independent Spent Fuel  
Storage Installation)

) ASLBP No. 97-732-02-ISFSI  
)

) July 22, 1999  
)  

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**STATE OF UTAH'S UNOPPOSED MOTION FOR EXTENSION OF TIME  
TO RESPOND TO APPLICANT'S MOTION TO COMPEL ANSWERS TO  
INTERROGATORIES (CONTENTION O)**

The State and the Applicant worked to resolve all discovery disputes with respect to the Applicant's and the State's responses to Group II and Group III discovery requests. Counsel for the State and Applicant resolved all issues with the exception of the State's answers to Contention O, Interrogatories 2-4 and 6. On July 20, 1999 the Applicant filed a Motion to Compel answers to those interrogatories.

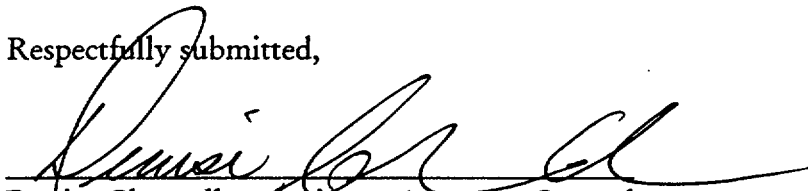
Under the Board's Order of August 28, 1998, the State has seven days to file a response to a Motion to Compel. The State is requesting an extension of time from July 27 until July 30, 1999 to respond to the Applicant's Motion. The State has good cause for requesting the extension. First, the State has only four working days to respond to the motion because the Applicant's Motion was transmitted by e-mail and received on the State's computer at 10 p.m on July 20, and July 23 is a public holiday in Utah. Second, the State's expert, Don Ostler, Director of the Utah Division of

Water Quality, is unavailable today and Monday, and his schedule on Tuesday, July 27, will not permit him to devote enough time to assist in the drafting of a response. Third, the Applicant's Motion involves a Group II contention; thus, a three day extension of time will not delay the proceeding.

The State has contacted counsel for the Applicant and the NRC Staff, neither of whom oppose this motion.

DATED this 22<sup>nd</sup> day of July, 1999.

Respectfully submitted,



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## CERTIFICATE OF SERVICE

I hereby certify that a copy of STATE OF UTAH'S UNOPPOSED  
MOTION FOR EXTENSION OF TIME TO RESPOND TO APPLICANT'S  
MOTION TO COMPEL ANSWERS TO INTERROGATORIES (CONTENTION  
O) was served on the persons listed below by electronic mail (unless otherwise noted)  
with conforming copies by United States mail first class, this 22nd day of July 1999:

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