

RAS 3190

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

DOCKETED 07/09/01
SERVED 07/09/01

ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

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

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

July 3, 2001

ORDER

(Granting Leave to File Additional Scheduling Status Report)

Upon consideration of the June 29, 2001 joint request of applicant Private Fuel Storage, L.L.C. (PFS), intervenor State of Utah (State), and the NRC staff for leave to file a further scheduling report, it is

ORDERED, that the parties' June 29, 2001 joint request for leave to file a further scheduling report is granted in that a joint scheduling report shall be filed on or before Thursday, July 26, 2001.

Relative to that report, given its previously expressed concern about "backloading" the litigation of issues in this cause, the Board notes its strong preference that the parties arrive at a proposed scheduling arrangement that, at a minimum, will permit an evidentiary hearing on contention Utah K/Confederated Tribes B, Inadequate Consideration of Credible Accidents, to

be conducted during some portion of the November-December 2001 period now set aside for such proceedings.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD*

/RA/

G. Paul Bollwerk, III
ADMINISTRATIVE JUDGE

Rockville, Maryland

July 3, 2001

* 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.

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NUCLEAR REGULATORY COMMISSION

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PRIVATE FUEL STORAGE L.L.C.)	Docket No. 72-22-ISFSI
)	
(Independent Spent Fuel Storage)	
Installation))	

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB ORDER (GRANTING LEAVE TO FILE ADDITIONAL SCHEDULING STATUS REPORT) have been served upon the following persons by deposit in the U.S. mail, first class, or through NRC internal distribution.

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Docket No. 72-22-ISFSI
LB ORDER (GRANTING LEAVE TO FILE
ADDITIONAL SCHEDULING STATUS REPORT)

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[Original signed by Evangeline S. Ngbea]

Office of the Secretary of the Commission

Dated at Rockville, Maryland,
this 3rd day of July 2001