

December 16, 2003

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE COMMISSION

In the Matter of)	
)	
PRIVATE FUEL STORAGE, L.L.C.)	Docket No. 72-22-ISFSI
)	
(Independent Spent)	
Fuel Storage Installation))	

NRC STAFF'S UNOPPOSED MOTION FOR
A FIVE-PAGE EXTENSION OF THE PAGE LIMIT
FOR ITS RESPONSE TO THE STATE OF UTAH'S
PETITION FOR REVIEW OF NON-HEARING ISSUES

Pursuant to 10 C.F.R. § 2.730, the NRC Staff ("Staff") hereby requests an extension of up to five pages for its response to the "State of Utah's Petition for Review of Non-Hearing Issues in the Private Fuel Storage, LLC Licensing Proceeding" ("Petition"), filed by the State of Utah ("State") on December 4, 2003. In support of this request, the Staff states as follows:

1. In its Petition, the State challenges certain of the Licensing Board's rulings rejecting all or part of 24 contentions which the State had filed in this proceeding. In accordance with the Commission's Order in CLI-03-16,¹ the Staff's response to the State's Petition is due to be filed on December 18, 2003, and is limited to 20 pages in length.

2. The Staff has prepared a draft response which addresses the issues raised by the State in its Petition, and intends to file its response to that Petition on December 18, 2003, in accordance with the schedule established in the Commission's Order. However, while the Staff has attempted to prepare a response limited to 20 pages, the Staff has found that a proper response to the State's Petition may require up to 25 pages due to the large number of contentions

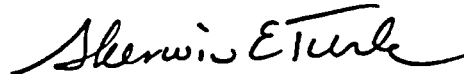
¹ *Private Fuel Storage, L.L.C.* (Independent Spent Fuel Storage Installation), CLI-03-16, 58 NRC ____ (Dec. 13, 2003), slip op. at 3.

raised therein, thus requiring a five-page extension of the 20-page limit established by the Commission.² The Staff submits that a five-page extension of the page limit is reasonable, considering the large number of issues and rulings raised in the State's Petition.

3. Staff Counsel has contacted Counsel for the Applicant and Counsel for the State. Neither of those parties objects to the Staff's request for this extension of the page limit.

WHEREFORE, the Staff hereby requests a five-page extension of the 20-page limit for its response to the State's Petition.

Respectfully submitted,



Sherwin E. Turk
Counsel for NRC Staff

Dated at Rockville, Maryland
this 16th day of December 2003

² The Staff has prepared a separate response to the petition for review filed by Intervenor Ohngo Gaudadeh Devia, which is similarly due for filing on December 18, 2003. That response will comply with the 20-page limit established by the Commission.

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CERTIFICATE OF SERVICE

I hereby certify that copies of "NRC STAFF'S UNOPPOSED MOTION FOR A FIVE-PAGE EXTENSION OF THE PAGE LIMIT FOR ITS RESPONSE TO THE STATE OF UTAH'S PETITION FOR REVIEW OF NON-HEARING ISSUES" in the above captioned proceeding have been served on the following through deposit in the NRC's internal mail system, with copies by electronic mail, as indicated by an asterisk, or by deposit in the U.S. Postal Service, as indicated by double asterisk, with copies by electronic mail this 16th day of December, 2003:

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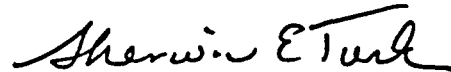
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