

July 13, 2004 (9:53AM)

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

Before the Commission

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

**JOINT MOTION FOR AN EXTENSION OF TIME IN WHICH TO
FILE REPLY BRIEFS ON PROPRIETARY INFORMATION ISSUES**

Applicant Private Fuel Storage, L.L.C. ("PFS"), the State of Utah ("State"), and the NRC Staff hereby jointly request a short extension of time to file reply briefs on the issue of what financial information may be withheld from public disclosure as proprietary information in this proceeding. In its June 9, 2004 memorandum and order, CLI-04-16,¹ the Commission accepted for review the issue of withholding financial information from public disclosure. The Commission provided that parties wishing to do so could file briefs on the issue to supplement their petitions for review and responses thereto by June 30, 2004. PFS and the State filed such supplemental briefs. The Commission also provided that the parties could submit reply briefs by July 10, 2004 (which would become due on July 12 because July 10 is a Saturday).

The parties jointly request an extension of time, until Friday, July 16, 2004, to file their reply briefs. On July 12 the parties will be filing pre-filed written testimony and hearing exhibits with the Atomic Safety and Licensing Board on the aircraft crash and jettisoned ordnance impact consequences issue. Because of the large number of witnesses involved and the depth and complexity of the issues (which will require two weeks or more hearing time), the filings are expected to be quite large. The parties are now working diligently to prepare their filings by the July 12 deadline and immediately thereafter they will

¹ Private Fuel Storage, L.L.C. (Independent Spent Fuel Storage Installation), CLI-04-16, 59 NRC __ (June 9, 2004).

be reading the filings of the other parties and distributing them to their respective expert witnesses. Thus, the parties respectfully request a short extension in which to file their reply briefs with the Commission on the financial information disclosure issue.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "P. A. Gaukler", written over a horizontal line.

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Dated: July 2, 2004

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NUCLEAR REGULATORY COMMISSION**

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CERTIFICATE OF SERVICE

I hereby certify that copies of the "Joint Motion for an Extension of Time in Which to File Reply Briefs on Proprietary Information Issues" 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 2nd day of July 2004.

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* Adjudicatory File
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