

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

---

In the Matter of:	)	Docket No. 72-22-ISFSI
	)	
PRIVATE FUEL STORAGE, LLC	)	ASLBP No. 97-732-02-ISFSI
(Independent Spent Fuel	)	
Storage Installation)	)	September 28, 1998

---

**STATE OF UTAH'S MOTION FOR LEAVE TO EXCEED THE TEN  
PAGE LIMITATION FOR THE STATE'S CONTENTIONS RELATING  
TO THE LOW RAIL TRANSPORTATION LICENSE AMENDMENT**

The Board, in its February 2, 1998 Memorandum and Order (Memorializing Initial Prehearing Conference Directives) set a page limitation of ten pages for "all motions and related responsive pleadings" absent preapproval of the Board to exceed the ten page limit. Order at 3.

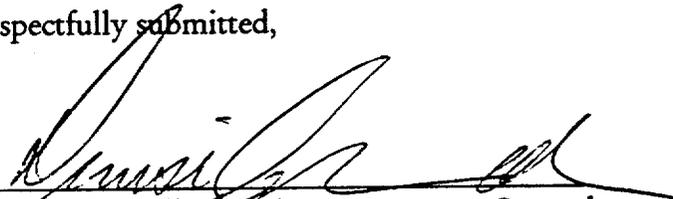
The State requested permission from the Board in a telephone conference held today that it be permitted to file a pleading, not to exceed 20 pages. The pleading relates to new or amended contentions based on the Applicant's license amendment for a new rail transportation corridor along the western side of Skull Valley. The license amendment also changes the location of the Intermodal Transfer Point at Rowley Junction and makes other minor changes to the application.

None of the parties object to the State's request. Nor does the State object to a request by attorneys for the Staff and the Applicant that they be accorded the same page limitation as granted to the State in responding to the State's newly filed contentions.

Pursuant to the Board's February 2, 1998 Order, the State motions for approval to exceed the ten-page limit by an additional ten pages for the State's contentions relating to the Applicant's Low rail transportation license amendment.

DATED this 28th day of September, 1998.

Respectfully submitted,



Denise Chancellof, Assistant Attorney General  
Fred G Nelson, Assistant Attorney General  
Diane Curran, Special Assistant Attorney General  
Connie Nakahara, Special Assistant Attorney General  
Attorneys for State of Utah  
Utah Attorney General's Office  
160 East 300 South, 5th Floor, P.O. Box 140873  
Salt Lake City, UT 84114-0873  
Telephone: (801) 366-0286, Fax: (801) 366-0292

CERTIFICATE OF SERVICE

I hereby certify that copies of STATE OF UTAH'S MOTION FOR LEAVE TO EXCEED THE TEN PAGE LIMITATION FOR THE STATE'S CONTENTIONS RELATING TO THE LOW RAIL TRANSPORTATION LICENSE AMENDMENT WERE served on the persons listed below by electronic mail (unless otherwise noted) with conforming copies by United States mail first class, this 28th day of September, 1998:

Attn: Docketing & Services Branch  
Secretary of the Commission  
U. S. Nuclear Regulatory Commission  
Mail Stop: O16G15  
11555 Rockville Pike, One White  
Flint North  
Rockville, MD 20852-2738  
E-Mail: [hearingdocket@nrc.gov](mailto:hearingdocket@nrc.gov)  
*(original and two copies)*

G. Paul Bollwerk, III, Chairman  
Administrative Judge  
Atomic Safety and Licensing Board  
U. S. Nuclear Regulatory Commission  
Washington, DC 20555  
E-Mail: [gpb@nrc.gov](mailto:gpb@nrc.gov)

Dr. Jerry R. Kline  
Administrative Judge  
Atomic Safety and Licensing Board  
U. S. Nuclear Regulatory  
Commission  
Washington, DC 20555  
E-Mail: [jrk2@nrc.gov](mailto:jrk2@nrc.gov)

Dr. Peter S. Lam  
Administrative Judge  
Atomic Safety and Licensing Board  
U. S. Nuclear Regulatory  
Commission  
Washington, DC 20555  
E-Mail: [psl@nrc.gov](mailto:psl@nrc.gov)

Sherwin E. Turk, Esq.  
Catherine L. Marco, Esq.  
Office of the General Counsel  
Mail Stop - 0-15 B18  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555  
E-Mail: set@nrc.gov  
E-Mail: clm@nrc.gov

Jay E. Silberg, Esq.  
Ernest L. Blake, Jr.  
Shaw, Pittman, Potts & Trowbridge  
2300 N Street, N. W.  
Washington, DC 20037-8007  
E-Mail: Jay\_Silberg@shawpittman.com  
ernest\_blake@shawpittman.com

Clayton J. Parr, Esq.  
Parr, Waddoups, Brown, Gee &  
Loveless  
185 South State Street, Suite 1300  
P. O. Box 11019  
Salt Lake City, Utah 84147-0019  
E-Mail: karenj@pwlaw.com

John Paul Kennedy, Sr., Esq.  
1385 Yale Avenue  
Salt Lake City, Utah 84105  
E-Mail: john@kennedys.org

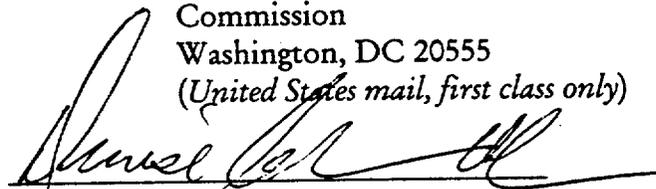
Joro Walker, Esq.  
Land and Water Fund of the Rockies  
165 South Main, Suite 1  
Salt Lake City, Utah 84111  
E-Mail: joro61@inconnect.com

Richard E. Condit, Esq.  
Land and Water Fund of the Rockies  
2260 Baseline Road, Suite 200  
Boulder, Colorado 80302  
E-Mail: rcondit@lawfund.org

Danny Quintana, Esq.  
Danny Quintana & Associates, P.C.  
50 West Broadway, Fourth Floor  
Salt Lake City, Utah 84101  
E-Mail: quintana@xmission.com

James M. Cutchin  
Atomic Safety and Licensing Board  
Panel  
U.S. Nuclear Regulatory  
Commission  
Washington, D.C. 20555-0001  
E-Mail: jmc3@nrc.gov  
(*electronic copy only*)

Office of the Commission Appellate  
Adjudication  
Mail Stop: 16-G-15 OWFN  
U. S. Nuclear Regulatory  
Commission  
Washington, DC 20555  
(*United States mail, first class only*)



Denise Chancellor  
Assistant Attorney General, State of Utah