

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))	December 3, 1998

**SOUTHERN UTAH WILDERNESS ALLIANCE'S
(SUWA) MOTION FOR LEAVE TO REPLY TO THE APPLICANT'S
AND STAFF'S RESPONSES TO SUWA'S REQUEST FOR HEARING,
PETITION TO INTERVENE AND CONTENTIONS**

On or about August 28, 1998, the Applicant amended its license application to account for a new transportation corridor and a change in the location of the Rowley Junction intermodal transfer facility. On November 18, 1998, SUWA filed a Request for Hearing and Petition to Intervene. On November 19, 1998, the Board issued an Order requiring that responses to SUWA's Petition be filed by December 1, 1998. Accordingly, the Nuclear Regulatory Commission (NRC) Staff and the Applicant filed responses to SUWA's Petition on December 1, 1998.

Pursuant to Board's Memorandum and Order of February 2, 1998 (Memorializing Initial Prehearing Conference Directives), SUWA requests leave to reply to the Staff's and Applicant's responses. According to the Board's Order, a reply from SUWA would be due within ten days of the date the Staff and

Applicant filed their responses (*i.e.*, on or before December 11, 1998). Order at 4, n. 3. However, since a hearing on SUWA's petition is scheduled for December 11, 1998, SUWA intends to submit its reply on or before December 8, 1998, in order to give parties sufficient time to review the document. Further, SUWA intends to limit its reply to each party to ten pages or fewer (for a total of twenty or fewer pages, excluding exhibits).

Counsel for the Staff and counsel for the Applicant do not oppose the Motion.

DATED this 4th day of December, 1998.

Respectfully submitted,



Joro Walker, Esq.
Land and Water Fund
165 South Main Street, Suite 1
Salt Lake City, UT 84111
801-355-4545



Richard Condit, Esq.
Land and Water Fund
2260 Baseline, Suite 200
Boulder, CO 80302
303-444-1188, x219

Counsel for SUWA

CERTIFICATE OF SERVICE

I hereby certify that copies of SOUTHERN UTAH WILDERNESS ALLIANCE'S MOTION FOR LEAVE TO REPLY TO THE APPLICANT'S AND STAFF'S RESPONSES TO SUWA'S REQUEST FOR HEARING, PETITION TO INTERVENE AND CONTENTIONS, dated December 4, 1998, 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 4th day of December 1998.

G. Paul Bollwerk III, Esq., Chairman
Administrative Judge
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
e-mail: GPB@nrc.gov

Dr. Jerry R. Kline
Administrative Judge
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
e-mail: JRK2@nrc.gov

Dr. Peter S. Lam
Administrative Judge
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
e-mail: PSL@nrc.gov

* Adjudicatory File
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Catherine L. Marco, Esq.
Sherwin E. Turk, Esq.
Office of the General Counsel
Mail Stop O-15 B18
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555
e-mail: pfscase@nrc.gov

* Charles J. Haughney
Acting Director, Spent Fuel Project Office
Office of Nuclear Material Safety and
Safeguards
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Denise Chancellor, Esq.
Assistant Attorney General
Utah Attorney General's Office
160 East 300 South, 5th Floor
P.O. Box 140873
Salt Lake City, Utah 84114-0873
e-mail: dchancel@state.UT.US

Jay E. Silberg, Esq.
Ernest Blake, Esq.
Paul A. Gaukler, Esq.
Shaw, Pittman, Potts & Trowbridge
2300 N Street, NW
Washington, DC 20037-8007
e-mail: jay_silberg, paul_gaukler, and
ernest_blake@shawpittman.com

John Paul Kennedy, Sr., Esq.
Confederated Tribes of the Goshute
Reservation and David Pete
1385 Yale Avenue
Salt Lake City, Utah 84105
e-mail: john@kennedys.org

Clayton J. Parr, Esq.
Castle Rock, et al.
Parr, Waddoups, Brown, Gee & Loveless
185 S. State Street, Suite 1300
P.O. Box 11019
Salt Lake City, Utah 84147-0019
e-mail: karenj@pwlaw.com

Diane Curran, Esq.
Harmon, Curran, Spielberg &
Eisenberg, L.L.P.
2001 S Street, N.W.
Washington, D.C. 20009
e-mail: Dcurran.HCSE@zzapp.org

Connie Nakahara, Esq.
Utah Dep't of Environmental Quality
168 North 1950 West
PO Box 144810
Salt Lake City, UT 84114-4810
e-mail: cnakahar@state.UT.US

Danny Quintana, Esq.
Skull Valley Band of Goshute Indians
Danny Quintana & Associates, P.C.
50 West Broadway, Fourth Floor
Salt Lake City, Utah 84101
e-mail: quintana@xmission.com

Office of the Secretary
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
Attention: Rulemakings and Adjudications
Staff
e-mail: HEARINGDOCKET@NRC.GOV
(Original and two copies)

* By U.S. mail only



Richard Condit, Esq.