

FILED IN UNITED STATES DISTRICT COURT, DISTRICT OF UTAH

AUG 24 2000

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IN THE UNITED STATES DISTRICT COURT DISTRICT OF UTAH, CENTRAL DIVISION

U.S. DISTRICT COURT

GRAND CANYON TRUST,

Plaintiff,

Civil No. 2:00CV 0288K

vs.

ORDER TO STAY PROCEEDINGS

U.S. NUCLEAR REGULATORY COMMISSION,

Defendants.

Based upon the Stipulation of the parties and good cause appearing therefor, IT IS HEREBY ORDERED that the proceedings in this case, including the proceedings on plaintiff's motion for summary judgment, are stayed for a period of ninety days, up to and including November 20, 2000.

DATED this 24th day of August, 2000.

BY THE COURT:

Dale A. Kimball
HON. DALE A. KIMBALL
United States District Judge

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United States District Court
for the
District of Utah
August 25, 2000

* * CERTIFICATE OF SERVICE OF CLERK * *

Re: 2:00-cv-00288

True and correct copies of the attached were either mailed or faxed by the clerk to the following:

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IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

GRAND CANYON TRUST,

Plaintiff,

Civil No. 2:00CV 0288K

vs.

U.S. NUCLEAR REGULATORY COMMISSION,

**STIPULATION AND JOINT
MOTION TO STAY
PROCEEDINGS**

Defendants.

The parties, by and through their undersigned counsel, hereby stipulate and jointly move this Court for an order staying the proceedings in this case, including the proceedings on plaintiff's motion for summary judgment, for a period of ninety days, up to and including November 20, 2000. The grounds for this motion are as follows:

This action was filed by the Grand Canyon Trust (GCT) pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. § 552 to compel the Nuclear Regulatory Commission (NRC) to grant fee waivers for two FOIA requests and to produce documents requested by GCT. On June 7, 2000, the NRC granted plaintiff's fee waiver requests.

Although the requested fee waivers have been granted, the NRC has not yet completed its production of the requested documents. The NRC continues to process GCT's pending FOIA requests as quickly as possible, giving them priority attention, and making best efforts to process first, to the extent available, those records in which the GCT has indicated the greatest interest.

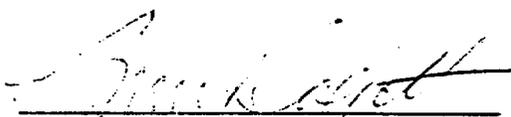
Given the volume of NRC documents potentially responsive to GCT's request, however, the NRC estimates that it will require an additional ninety days to complete processing of GCT's request.

In addition, GCT would like additional time to examine the document indices provided by the NRC and further refine the scope of its FOIA request. A stay of these proceedings for a period of ninety days would allow the NRC adequate time to complete processing of GCT's FOIA request and allow GCT an opportunity to review the document indices and make a final determination regarding the scope of its request.

Accordingly, the parties hereby stipulate and jointly move this Court to stay these proceedings, including the proceedings on GCT's motion for summary judgment, for a period of ninety days, up to and including November 20, 2000.

DATED this 21st day of August, 2000.

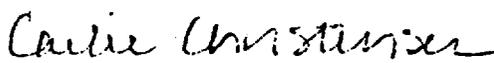
EARTHJUSTICE LEGAL DEFENSE FUND



SUSAN DAGGETT
Attorneys for Grand Canyon Trust

DATED this 23rd day of August, 2000.

PAUL M. WARNER
United States Attorney



CARLIE CHRISTENSEN
Attorneys for the Nuclear Regulatory Commission