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**UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION**
Before the Atomic Safety and Licensing Board

OFFICE OF THE
ATTORNEY GENERAL

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

**APPLICANT'S AND STATE OF UTAH'S JOINT
REQUEST FOR MODIFICATION OF THE
DEPOSITION SCHEDULE FOR CONTENTION UTAH L**

Private Fuel Storage ("Applicant" or "PFS") and the State of Utah ("State") jointly request the Atomic Safety and Licensing Board ("Licensing Board" or "Board") to modify the existing schedule for some of the depositions of PFS's and the State's witnesses for Contention Utah L. In the Board's Memorandum and Order (Granting Joint Request to Extend Discovery Period) of September 20, 2000, the Board extended the deposition window for Applicant's and State's Utah L witnesses to October 30, 2000. Counsel for PFS and the State have been diligently taking depositions of Utah L witnesses up to this point and by the end of the day will have completed depositions of eight of the 12 expert witnesses for Utah L. However, the father of the attorney for PFS who had prepared to take and defend the depositions of the remaining four witnesses scheduled for October 26 and 27¹ has passed away and thus the attorney will be unable to take and defend the depositions. Counsel for PFS and the State have conferred and

¹ See Joint Notice of Depositions (Oct. 12, 2000) (depositions of Paul Trudeau, Thomas Chang, Steven Bartlett, and Farhang Ostadon).

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verified dates when the four remaining witnesses will be available. Counsel respectfully request that the Board modify the deposition schedule to allow the depositions to be taken on November 15 to 17. Counsel for PFS has conferred with counsel for the NRC Staff and has been advised that the Staff does not object to this motion.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "D. Sean Barnett", written over a horizontal line.

Jay E. Silberg
Ernest L. Blake, Jr.
Paul A. Gaukler
D. Sean Barnett
SHAW PITTMAN
2300 N Street, N.W.
Washington, DC 20037
(202) 663-8000
Counsel for Private Fuel Storage L.L.C.

Dated: October 25, 2000

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

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COPY
ADJ.

CERTIFICATE OF SERVICE

I hereby certify that copies of Applicant's and State of Utah's Joint Request for Modifications of the Deposition Schedule for Contention Utah L 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 25th day of October 2000.

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; kjerry@erols.com

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

* Susan F. Shankman
Deputy Director, Licensing & Inspection
Directorate, Spent Fuel Project Office
Office of Nuclear Material Safety &
Safeguards
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

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)

* 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

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

Diane Curran, Esq.
Harmon, Curran, Spielberg &
Eisenberg, L.L.P.
1726 M Street, N.W., Suite 600
Washington, D.C. 20036
e-mail: dcurran@harmoncurran.com

Richard E. Condit, Esq.
Land and Water Fund of the Rockies
2260 Baseline Road, Suite 200
Boulder, CO 80302

* By U.S. mail only

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

Joro Walker, Esq.
Land and Water Fund of the Rockies
2056 East 3300 South, Suite 1
Salt Lake City, UT 84109
e-mail: joro61@inconnect.com

Danny Quintana, Esq.
Skull Valley Band of Goshute Indians
Danny Quintana & Associates, P.C.
68 South Main Street, Suite 600
Salt Lake City, Utah 84101
e-mail: quintana@xmission.com


D. Sean Barnett