

RAS 2456

November 28, 2000

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UNITED STATES OF AMERICA

NUCLEAR REGULATORY COMMISSION

Before the Atomic Safety and Licensing Board

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

APPLICANT'S UNOPPOSED REQUEST FOR AN EXTENSION OF TIME TO FILE DISPOSITIVE SUMMARY DISPOSITION MOTION ON CONTENTION UTAH E

Private Fuel Storage L.L.C. ("Applicant" or "PFS") hereby requests an extension of time of one business day in which to file its dispositive Motion for Summary Disposition with respect to concerns raised by the intervenor State of Utah concerning the Model Service Agreement ("MSA"). Per the Licensing Board's Order of October 5, 2000,¹ any PFS dispositive motion in connection with intervenor MSA-related concerns is due to be filed on Friday, December 1, 2000, with party responses due December 21, 2000.

PFS requests an extension of one business day to Monday, December 4 in which to file its dispositive Motion for Summary Disposition with respect to the Commission's remand on Utah E concerning intervenor MSA-related concerns. In the preceding two

¹ Order (Scheduling Matters) (October 5, 2000).

Template = SECY-041

SECY-02

weeks, Counsel for PFS have been busily engaged in other litigation matters concerning this docket, including Utah L depositions on soils issues, response to the State's requests for partial reconsideration and interlocutory review of LBP-00-28, response to the State's motion to re-open the Utah E hearing record, and response to the State's request for admission of late-filed modification to Basis 2 of Utah Contention L. Further, PFS's Chairman, John Parkyn, who will be supplying a declaration in support of PFS's dispositive motion, is out of the office and generally unavailable through the end of Thursday, November 30.

Counsel for Applicant has conferred with counsel for the State and the NRC Staff. Neither oppose this request for an extension as long as the date for party responses to PFS's dispositive motion is moved from Thursday December 21 to Friday December 22.

WHEREFORE, Applicant requests an extension of time of one-business day, to Monday December 4, 2000, in which to file its motion for summary disposition on intervenor MSA-related concerns and a similar one-business day extension of time for the filing of party responses thereto, to Friday, December 22, 2000.

Respectfully submitted,



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Dated: November 28, 2000

**UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION**

Before the Atomic Safety and Licensing Board

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

CERTIFICATE OF SERVICE

I hereby certify that copies of Applicant's Unopposed Request for an Extension of Time to File Dispositive Motion for Summary Disposition on Contention Utah E 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 28th day of November 2000.

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Office of the Secretary
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Attention: Rulemakings and Adjudications
Staff
e-mail: hearingdocket@nrc.gov
(Original and two copies)

* Adjudicatory File
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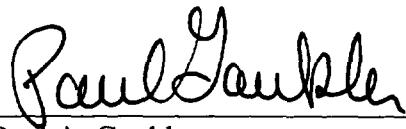
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* By U.S. mail only


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