

RAS 3056

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

DOCKETED 05/15/01  
SERVED 05/15/01

ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

G. Paul Bollwerk, III, Chairman  
Dr. Jerry R. Kline  
Dr. Peter S. Lam

In the Matter of

PRIVATE FUEL STORAGE, L.L.C.

(Independent Spent Fuel Storage Installation)

Docket No. 72-22-ISFSI

ASLBP No. 97-732-02-ISFSI

May 15, 2001

ORDER

(Establishing Schedule for Protective Order Motion)

Upon consideration of the May 11, 2001 joint request of intervenor Ohngo Gaudadeh Devia (OGD) and applicant Private Fuel Storage, L.L.C. (PFS), to extend the date for completion of OGD depositions of PFS witnesses for contention OGD O, Environmental Justice Issues Are Not Addressed, including the representation therein that PFS intends to file a motion for protective order relative to those depositions, it is

ORDERED, that any PFS protective order motion regarding completion of OGD's planned depositions regarding contention OGD O shall be filed (and with copies provided by e-mail) on or before Thursday, May 17, 2001, and any response to such a PFS motion shall be

filed (with copies provided by e-mail) within seven days after the date upon which the PFS motion is submitted.

The Board defers ruling on the parties' May 11, 2001 joint request to extend the date for OGD witness depositions pending the filing of, and a Board ruling on, any PFS protective order motion relating to those depositions. In accordance with the representations made in the motion, the Board anticipates that the parties will be able to schedule any additional depositions that may be permitted on short notice so as to allow them to be conducted before the end of May 2001.

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD\*

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G. Paul Bollwerk, III  
ADMINISTRATIVE JUDGE

Rockville, Maryland

May 15, 2001

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\* Copies of this order were sent this date by Internet e-mail transmission to counsel for (1) applicant PFS; (2) intervenors Skull Valley Band of Goshute Indians, OGD, Confederated Tribes of the Goshute Reservation, Southern Utah Wilderness Alliance, and the State of Utah; and (3) the NRC staff.

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NUCLEAR REGULATORY COMMISSION

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(Independent Spent Fuel Storage )  
Installation) )

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB ORDER (ESTABLISHING SCHEDULE FOR PROTECTIVE ORDER MOTION) have been served upon the following persons by deposit in the U.S. mail, first class, or through NRC internal distribution.

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Docket No. 72-22-ISFSI  
LB ORDER (ESTABLISHING SCHEDULE  
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[Original signed by Evangeline S. Ngbea]

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Office of the Secretary of the Commission

Dated at Rockville, Maryland,  
this 15<sup>th</sup> day of May 2001