

RAS 6644

July 17, 2003

**UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION**

**DOCKETED
USNRC**

Before the Atomic Safety and Licensing Board

July 22, 2003 (3:10PM)

In the Matter of)
)
PRIVATE FUEL STORAGE L.L.C.)
)
(Private Fuel Storage Facility))

Docket No. 72-22

ASLBP No. 97-732-02-ISFSI

**OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF**

APPLICANT'S MOTION FOR EXTENSION OF TIME

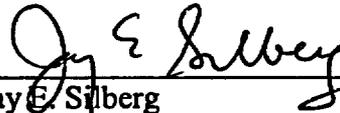
In its Order (Granting Page Enlargement Request and Establishing Reply Pleading Schedule), dated July 10, 2003, the Atomic Safety and Licensing Board ("Board") ordered that Applicant Private Fuel Storage, LLC ("PFS") had until July 21, 2003 to file a response to "State of Utah's Response to Applicant's Justification for Withholding Portions of Memorandum and Order (Rulings on Summary Disposition Motion and Other Filings Relating to Remand from CLI-00-13), Partial Initial Decision (Contention Utah E/confederated Tribes F), and Partial Initial Decision (Contention Utah S) from Public Disclosure", filed July 14, 2003. In its "Justification for Withholding . . .," filed July 3, 2003, PFS had requested 10 days from the date of the State's filing to reply. For the reasons set forth below, PFS respectfully requests an extension of time until July 24 to submit its response to the State's July 14 filing.

As good cause for the requested extension, PFS notes that the same two of its attorneys who prepared the July 3, 2003 "Justification for Withholding" and undertook the review of proprietary information discussed therein, have been working more than full-time for the past two weeks with PFS' experts to prepare the five reports that PFS has already filed with respect to the "consequences" hearing on aircraft crashes and are continuing to work at that pace to

complete the seven and last report. They currently anticipate that this last report will not be completed until Saturday, July 19. As a result, they have not had the time to review, analyze and prepare a response to the State's July 14 submittal. For this reason, PFS respectfully requests a three day extension to file the response authorized by the Board's July 19 Order.

The undersigned has been authorized to represent that counsel for the NRC Staff does not object to the requested extension and that counsel for the State of Utah takes no position on the requested extension.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I hereby certify that copies of the Applicant's Motion for Extension of Time 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 17th day of July, 2003.

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*Office of Commission Appellate
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Washington, D.C. 20555-0001

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
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