

May 25, 2005

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

DOCKETED  
USNRC

June 1, 2005 (11:07am)

Before the Commission

OFFICE OF SECRETARY  
RULEMAKINGS AND  
ADJUDICATIONS STAFF

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

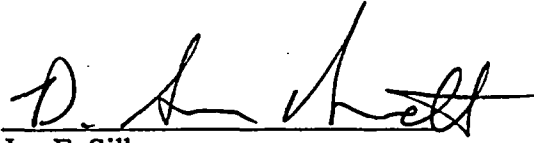
Docket No. 72-22

ASLBP No. 97-732-02-ISFSI

**APPLICANT'S OPPOSITION TO STATE OF UTAH'S MOTION FOR ENLARGEMENT OF THE PAGE LIMITATION FOR REVIEW OF CONTENTION UTAH K**

Applicant Private Fuel Storage L.L.C. hereby opposes the State of Utah's Motion for Enlargement of the Page Limitation for Review of Contention Utah K (dated May 24, 2005). The Commission has established a 20-page limit for petitions for review of the Atomic Safety and Licensing Board's decisions on aircraft accident consequences—the sole remaining issue in Contention Utah K. Order (Mar. 11, 2005). The Commission closely followed the progress of the resolution of this last issue before the Board and thus was aware of its scope when it expanded the page limit for a petition for review of this issue. There is no need to revisit that question now. The 30-page petition the State seeks to file would be unreasonably long, as it would practically amount to a brief unto itself. Indeed, the State notes that the Commission expects parties filing petitions for review to be concise in their pleadings. At this point in the case, the State ought to be able to identify the issues on which it seeks review and support its claims within the 20 pages the Commission has already provided. No more is necessary.

Respectfully submitted,

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

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(Private Fuel Storage Facility) ) ASLBP No. 97-732-02-ISFSI

CERTIFICATE OF SERVICE

I hereby certify that copies of the Applicant's Opposition to State of Utah's Motion for Enlargement of the Page Limitation for Review of Contention Utah K 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 25<sup>th</sup> day of May, 2005.

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