

February 14, 2008

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	
	)	
PACIFIC GAS AND ELECTRIC COMPANY	)	Docket No. 72-26-ISFSI
	)	
(Diablo Canyon Power Plant Independent	)	ASLBP No. 08-860-01-ISFSI-BD01
Spent Fuel Storage Installation)	)	

NRC STAFF'S REQUEST FOR EXTENSION

Pursuant to the Board's *Scheduling and Management Order for Discovery* issued on January 24, 2008, the parties submitted discovery requests on February 6, 2008, and are to file responses by February 20, 2008. In the interim, the Staff provided a reference list and produced the reference documents to the extent not protected by exemption under the Freedom of Information Act (FOIA), 5 U.S.C. § 552, on February 13, 2008, with a *Vaughn* index detailing the necessary redactions. The Staff's effort to conduct the necessary redactions and review necessary to complete the *Vaughn* index involved the same individuals responsible for responding to the interrogatories propounded by San Luis Obispo Mothers for Peace ("SLOMFP") and required the full attention by those individuals for the first week of the time available for preparation of the Staff's discovery responses. Additionally, one Staff expert who will be responsible for a large portion of the Staff's response is undergoing a course of medical treatment and therapy which limits her availability to support the Staff's discovery response effort. Given these circumstances, the Staff respectfully requests an extension of time, until February 22, 2006, to file responses to discovery. The Staff has contacted counsel for the other parties to this proceeding regarding this request. Counsel for licensee expressed no position on the Staff's extension request. Counsel for SLOMFP stated that she had no objection provided that SLOMFP be given the same extension of time to respond to discovery. The Staff does not

object to SLOMFP's request for additional time to correspond to the Staff's extension.

Respectfully submitted,

**/RA/**

Lisa B. Clark  
Molly Barkman  
Counsel for NRC Staff

Dated at Rockville, MD  
This 14<sup>th</sup> day of February, 2008

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CERTIFICATE OF SERVICE

I hereby certify that copies of "NRC STAFF'S REQUEST FOR EXTENSION" in the above-captioned proceedings have been served on the following by deposit in the United States mail; through deposit in the Nuclear Regulatory Commission's internal system as indicated by an asterisk (\*), and by electronic mail as indicated by a double asterisk (\*\*) on this 14<sup>th</sup> day of February, 2008.

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**/RA/**

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