

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

DOCKETED 04/21/08
SERVED 04/21/08

ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judge:

E. Roy Hawkens, Presiding Officer

In the Matter of

PACIFIC GAS and ELECTRIC CO.

(Diablo Canyon Power Plant Independent
Spent Fuel Storage Installation)

Docket No. 72-26-ISFSI

ASLBP No. 08-860-01-ISFSI-BD01

April 21, 2008

**GRANTING NRC STAFF'S UNOPPOSED REQUEST FOR
LEAVE TO FILE MOTIONS AND ADDENDUM OUT OF TIME**

On April 18, 2008, counsel for the NRC Staff (Staff) requested by e-mail leave to file – two and one-half hours late – the “NRC Staff’s Response to San Luis Obispo Mothers for Peace’s Motion for Leave to Conduct Supplemental Discovery,” “NRC Staff’s Motion for Summary Disposition of San Luis Obispo Mothers for Peace’s Contention 1(b),” and “Second Addendum to Staff Response to Commission Order to Provide Reference List and Vaughn Index.”¹ Counsel for San Luis Obispo Mothers for Peace indicated by e-mail that she did not oppose the Staff’s request. The Staff’s request for leave to file is granted.

It is so ORDERED.

BY THE PRESIDING OFFICER²

/RA/

E. Roy Hawkens
ADMINISTRATIVE JUDGE

Rockville, Maryland
April 21, 2008

¹ Staff represented that the delay was due to the discovery of an additional document inadvertently omitted from the Vaughn Index that required redaction and inclusion in the filing.

² Copies of this Order were sent this date by Internet e-mail to counsel for: (1) Pacific Gas and Electric Co.; (2) San Luis Obispo Mothers for Peace; and (3) the NRC Staff.

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB GRANTING NRC STAFF'S UNOPPOSED REQUEST FOR LEAVE TO FILE MOTIONS AND ADDENDUM OUT OF TIME have been served upon the following persons by U.S. mail, first class, or through NRC internal distribution.

Office of Commission Appellate
Adjudication
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
E. Roy Hawken, Presiding Officer
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Lisa B. Clark, Esq.
Molly L. Barkman, Esq.
Office of the General Counsel
Mail Stop - O-15 D21
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Diane Curran, Esq.
Harmon, Curran, Spielberg
& Eisenberg, L.L.P.
1726 M Street, NW, Suite 600
Washington, DC 20036

David A. Repka, Esq.
Martin J. O'Neill, Esq.
Tyson R. Smith, Esq.
Winston & Strawn LLP
1700 K Street, NW
Washington, DC 20006

Jennifer Post, Esq.
Pacific and Gas Electric Company
77 Beale Street, B30A
San Francisco, CA 94105

[Original signed by Evangeline S. Ngbea]

Office of the Secretary of the Commission

Dated at Rockville, Maryland
this 21st day of April 2008