

November 21, 2008

Mr. Phillip Musegaas, Esq.
Hudson River Program Director
Riverkeeper, Inc.
828 South Broadway
Tarrytown, New York 10591

Dear Mr. Musegaas:

I am responding to your letter, dated November 14, 2008, requesting that the U.S. Nuclear Regulatory Commission (NRC) extend the comment period on the proposed rule for "Consideration of Environmental Impacts of Temporary Storage of Spent Fuel After Cessation of Reactor Operation" and on the "Waste Confidence Decision Update" which were published in the *Federal Register* on October 9, 2008 (73 FR 59547 and 73 FR 59551). You requested that the comment period be extended for an additional 60 days to enable Riverkeeper to undertake the research and analysis you consider necessary for providing meaningful comments. You also cite the fact that ADAMS is undergoing maintenance the week of November 10 through 17 and that all documents may not be available to you in this period.

In view of NRC's desire to receive high quality comments from external stakeholders, the comment period for the proposed rule and for the proposed revisions of the Waste Confidence Decision will be extended for an additional 60 days. The public comment period deadline is extended from the original December 8, 2008 deadline to February 6, 2009. A notice of the extension of the comment period will also be published in the *Federal Register* (enclosed).

Sincerely,

/RA/

Kenneth R. Hart
Acting Secretary of the Commission

Enclosure: As stated