



Department of Energy
Office of Civilian Radioactive Waste Management
Office of Repository Development
1551 Hillshire Drive
Las Vegas, NV 89134-6321

QA: N/A
Project No. WM-00011

MAR 30 2004

OVERNIGHT MAIL

ATTN: Document Control Desk
Chief, High-Level Waste Branch, DWM/NMSS
U.S. Nuclear Regulatory Commission
11555 Rockville Pike
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COMPLETION OF ACTION NO. 3 FROM U.S. DEPARTMENT OF ENERGY (DOE) MAY 29, 2003, LETTER TO THE U.S. NUCLEAR REGULATORY COMMISSION (NRC) CONCERNING THE YUCCA MOUNTAIN PROJECT (YMP)

References: (1) Ltr, Chu to Virgilio, dtd 5/29/03
(2) Ltr, Ziegler to Chief, High-Level Waste Branch (NRC), dtd 10/29/03

In Reference 1, the DOE provided details of actions being taken to ensure that the Yucca Mountain Repository License Application meets NRC expectations for completeness, accuracy and compliance with quality assurance requirements. Action No. 3 from this referenced letter stated that the YMP would have an effective trend report by September 30, 2003, that will allow the YMP to monitor procedural compliance trends, identify causes of non-compliance, and take prompt corrective action as necessary.

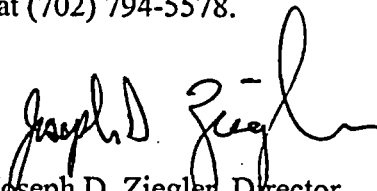
In Reference 2, the DOE provided the NRC with the status of the actions described in Reference 1. Reference 2, regarding Action No. 3, stated that notwithstanding the improvements completed as of October 29, 2003, and the issuance of an improved trending report, the effectiveness of the trending reports remained to be demonstrated. Reference 2 also stated that Action No. 3 would remain open until improvement was verified through subsequent trend reports. The Reference 2 discussion of Action No. 3 established that two sequential reports that indicate the monitoring of procedural compliance trends and the identification of causes of non-compliance would demonstrate completion of this action item.

This letter is to notify you that the project has issued two sequential trend reports that satisfy the closure criteria as specified in the October 29, 2003 letter. The improved results of these trend reports were discussed during the DOE/NRC Quarterly Quality Assurance Meeting and the DOE/NRC Quarterly Management Meeting held on February 18 and 19, 2004, respectively. Thus, Action No. 3 is considered to be complete.

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There are no new regulatory commitments in the body of this letter. Please direct any questions regarding this letter to April V. Gil at (702) 794-5578.


Joseph D. Ziegler, Director
Office of License Application and Strategy

OLA&S:NKH-0969

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