February 4, 2005

Mr. Joseph D. Ziegler, Director
Office of License Application and Strategy
Office of Repository Development
U.S. Department of Energy
1551 Hillshire Drive
North Las Vegas, NV 89134-6321

SUBJECT: PRE-LICENSING EVALUATION OF CONTAINER LIFE AND SOURCE TERM KEY TECHNICAL ISSUE AGREEMENTS CONTAINER LIFE AND SOURCE TERM 1.15 AND GENERAL 1.01 COMMENT 119

Dear Mr. Ziegler:

This letter is in reference to Container Life and Source Term (CLST) Key Technical Issue (KTI) agreements CLST.1.15 and General 1.01 Comment 119. The U.S. Department of Energy (DOE) responded to these KTI agreements in Technical Basis Document No. 6 Appendix D.

The U.S. Nuclear Regulatory Commission (NRC) staff has reviewed DOE's responses to these agreements. Based on our review of the information provided, NRC staff considers prelicensing activities associated with these agreements to be closed. Results of our review and feedback on DOE's responses are provided in the enclosure to this letter.

Although these agreements are considered closed, please note that NRC will make its final determination on any issues relevant to licensing during review of any License Application.

If you have any questions regarding this matter please contact, Daniel Rom of my staff at (301) 425-6704 or by email to dsr@nrc.gov.

Sincerely,

/RA/

Lawrence E. Kokajko, Deputy Director
Technical Review Directorate
Division of High-Level Waste Repository Safety
Office of Nuclear Material Safety and Safeguards

Enclosure:
NMSS Review of the DOE KTI Agreement Response to CLST 1.15 and GEN.1.01 Comment 119 for a Potential Geologic Repository at Yucca Mountain, Nevada

cc: See attached list

Letter to J. D. Ziegler from L.E. Kokajko, dated: February 4, 2005
cc:

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R. Massey, Churchill/Lander County, NV
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E. von Tiesenhausen, Clark County, NV
G. McCorkell, Esmeralda County, NV
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M. Mason, BSC
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N. Williams, BSC
E. Mueller, BSC
J. Mitchell, BSC
D. Beckman, BSC/B&A
M. Voegele, BSC/SAID
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R. Boland, Timbisha Shoshone Tribe
R. Arnold, Pahrump Paiute Tribe
J. Birchim, Yomba Shoshone Tribe

R. McCullum, NEI

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D. Duncan, USGS

R. Craig, USGS

W. Booth, Engineering Svcs, LTD

C. Marden, BNFL Inc.

J. Bacoch, Big Pine Paiute Tribe of the Owens Valley

P. Thompson, Duckwater Shoshone Tribe

T. Kingham, GAO

D. Feehan, GAO

E. Hiruo, Platts Nuclear Publications

G. Hernandez, Las Vegas Paiute Tribe

K. Finfrock, NV Congressional Delegation

P. Johnson, Citizen Alert

A. Capoferri, DOE/Washington, DC

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A. Robinson, Robinson-Seidler

M. Dayton, City of Las Vegas

D. Wilson, Sen. Reid's Office

L. Lehman, T-REG, Inc.

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D. Crawford, Inter-Tribal Council of NV

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M. Henderson, Cong. J. Gibbon's Office

D. Duquette, NWTRB

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cc: See attached list

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