

**UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION**

BEFORE THE PRE-LICENSE APPLICATION PRESIDING OFFICER BOARD

In the Matter of)	Docket No. PAPO-00
)	
U.S. DEPARTMENT OF ENERGY)	ASLBP No. 04-829-01-PAPO
)	
(High Level Waste Repository: Pre-Application Matters))	August 1, 2005

**THE DEPARTMENT OF ENERGY’S THIRD MONTHLY STATUS REPORT
REGARDING LSN CERTIFICATION AND LICENSE APPLICATION SUBMITTAL**

As directed by the PAPO Board at the May 18, 2005 Case Management Conference, the United States Department of Energy (DOE) provides its third monthly updated estimate of time frames for (i) certification of its document collection on the Licensing Support Network (LSN) and (ii) submission of its license application. *See* May 18, 2005 Transcript at 12-13. DOE also provides an update on its estimate of the number of documents from the Employees Concern Files to be produced in the protective order file on the DDMS.

1. LSN Certification Date Estimate

DOE has previously estimated in its monthly reports that it would be able to certify the electronic availability of its documentary material during August 2005. DOE expects to have completed all processing of documents, including transmission of them to the NRC for “crawling” onto the LSN, in August. However, completion of DOE’s internal validation of its intended LSN certification is expected to extend into September, and DOE will not certify its collection until it is satisfied with the collection proposed to be certified. The timing of DOE’s certification could also be affected by the Board’s disposition of Nevada’s pending motion to compel production of a draft of the License Application.

2. LA Filing Date Estimate

DOE will file the License Application for the repository when it is satisfactorily completed. DOE does not expect that this will occur less than six months after its LSN certification. DOE will continue to keep the Board apprised of its anticipated schedule.


3. Estimate of Protected Employee Concerns Program Documents

DOE continues to believe that it will have fewer than 500 documents to produce from employee concerns files on the LSN in header-only format and in redacted form on the anticipated protective order file on the DDMS. Absent a material change, this will be DOE's final report on this issue.

Copies of this report are being submitted electronically for posting on the EIE system being used by the PAPO Board, and to the LSN Advisory Review Board. A copy of this notice also will be posted on DOE's high-level waste disposal website.

Respectfully submitted,

U.S. DEPARTMENT OF ENERGY



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