

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

Thomas S. Moore, Chairman
Alex S. Karlin
Alan S. Rosenthal

In the Matter of

U.S. DEPARTMENT OF ENERGY

(High Level Waste Repository:
Pre-Application Matters)

Docket No. PAPO-00

ASLBP No. 04-829-01-PAPO

August 24, 2005

ORDER

(Scheduling Case Management Conference and
Requesting Comment on Location of Conference)

The Pre-License Application Presiding Officer Board will hold a case management conference at 9:00 a.m. local time, on Thursday, September 29, 2005, to address issues related to the potential parties' proposed protective order concerning safeguards information, unclassified controlled nuclear information, official use only information, and naval nuclear propulsion information. As with all previous case management conferences, this conference will be open to the public, as the substance of sensitive information will not be discussed. At this time we do not contemplate that issues related to the record retention issues raised by the potential parties will be addressed at the conference.

We solicit brief comments as to whether the conference should be held in the Atomic Safety and Licensing Board Panel's hearing room at Two White Flint North, 11545 Rockville Pike, Rockville, Maryland or in its hearing room at Building One, Pacific Enterprise Plaza, 3250 Pepper Lane, Las Vegas, Nevada. Comments concerning the location of the hearing should be submitted to the Board, no later than September 7, 2005, via email (PAPO@nrc.gov).

By separate order, the Board will specify a number of questions the potential parties should be prepared to discuss at the case management conference.

It is so ORDERED.

The Pre-License Application
Presiding Officer Board

[Original signed by]

Thomas S. Moore, Chairman
ADMINISTRATIVE JUDGE

Rockville, Maryland
August 24, 2005

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of	)	
	)	
U.S. DEPARTMENT OF ENERGY	)	Docket No. PAPO-00
	)	
	)	
(High-Level Waste Repository:	)	
Pre-Application Matters)	)	

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB ORDER (SCHEDULING CASE MANAGEMENT CONFERENCE AND REQUESTING COMMENT ON LOCATION OF CONFERENCE) have been served upon the following persons either by Electronic Information Exchange or electronic mail (denoted by an asterisk (*)).

U.S. Nuclear Regulatory Commission
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
Washington, DC 20555-0001
Thomas S. Moore, Chair
Administrative Judge
E-mail: PAPO@nrc.gov
Alex S. Karlin
Administrative Judge
E-mail: PAPO@nrc.gov
Alan S. Rosenthal
Administrative Judge
E-mail: PAPO@nrc.gov & rsnthl@comcast.net
G. Paul Bollwerk, III
Administrative Judge
E-mail: PAPO@nrc.gov
Anthony C. Eitrem, Esq.
Chief Counsel
E-mail: PAPO@nrc.gov
James M. Cutchin
E-mail: PAPO@nrc.gov
Bethany L. Engel
E-mail: PAPO@nrc.gov
Jonathan Rund
E-mail: PAPO@nrc.gov
Susan Stevenson-Popp
E-mail: PAPO@nrc.gov
Daniel J. Graser
LSN Administrator
E-mail: djg2@nrc.gov
ASLBP HLW Adjudication
E-mail: ASLBP_HLW_Adjudication@nrc.gov

U.S. Nuclear Regulatory Commission
Office of the Secretary of the Commission
Mail Stop - O-16 C1
Washington, DC 20555-0001
Hearing Docket
E-mail: hearingdocket@nrc.gov
Andrew L. Bates
E-mail: alb@nrc.gov
Adria T. Byrdson
E-mail: atb1@nrc.gov
Emile L. Julian, Esq.
E-mail: els@nrc.gov
Evangeline S. Ngbea
E-mail: esn@nrc.gov
Rebecca L. Giitter
E-mail: rll@nrc.gov

U.S. Nuclear Regulatory Commission
Office of Congressional Affairs
Mail Stop -O-17A3
Thomas R. Combs
E-mail: trc@nrc.gov

U.S. Nuclear Regulatory Commission
Office of the General Counsel
Mail Stop - O-15 D21
Washington, DC 20555-0001
Karen D. Cyr, Esq.*
General Counsel
E-mail: kdc@nrc.gov
Shelly D. Cole, Esq.
E-mail: sdcl@nrc.gov
David A. Cummings, Esq.
E-mail: dac3@nrc.gov

Docket No. PAPO-00
LB ORDER (SCHEDULING CASE MANAGEMENT CONFERENCE AND
REQUESTING COMMENT ON LOCATION OF CONFERENCE)

Gwendolyn D. Hawkins

E-mail: gxh2@nrc.gov

Janice E. Moore, Esq.

E-mail: jem@nrc.gov

Trip Rothschild, Esq.*

E-mail: tbr@nrc.gov

Tyson R. Smith, Esq.

E-mail: trs1@nrc.gov

Mitzi A. Young, Esq.

E-mail: may@nrc.gov

Marian L. Zobler, Esq.

E-mail: mlz@nrc.gov

Harry E. Wedewer, Esq

E-mail: hew@nrc.gov

OGCMailCenter

E-mail: OGCMailCenter@nrc.gov

Hunton & Williams LLP

Counsel for the U.S. Department of Energy

Riverfront Plaza, East Tower

951 East Byrd Street

Richmond, VA 23219

W. Jeffery Edwards, Esq.

E-mail: jedwards@hunton.com

Kelly L. Faglioni, Esq.

E-mail: kfaglioni@hunton.com

Melissa Grier

E-mail: mgrier@hunton.com

Donald P. Irwin, Esq.

E-mail: dirwin@hunton.com

Stephanie Meharg

E-mail: smeharg@hunton.com

Edward P. Noonan, Esq.

E-mail: enoonan@hunton.com

Audrey B. Rusteau

E-mail: arusteau@hunton.com

Michael R. Shebelskie, Esq.

E-mail: mshebelskie@hunton.com

Christopher A. Updike

E-mail: cupdike@hunton.com

Belinda A. Wright

E-mail: bwright@hunton.com

Egan, Fitzpatrick, Malsch & Cynkar, PLLC

Counsel for the State of Nevada

The American Center at Tysons Corner

8300 Boone Boulevard, Suite 340

Vienna, VA 22182

Robert J. Cynkar, Esq.

E-mail: rcynkar@nuclearlawyer.com

Joseph R. Egan, Esq.

E-mail: eganpc@aol.com

Charles J. Fitzpatrick, Esq.

E-mail: cfitzpatrick@nuclearlawyer.com

Jack Kewley

E-mail: jkewley@nuclearlawyer.com

Martin G. Malsch, Esq.

E-mail: mmalsch@nuclearlawyer.com

Susan Montesi

E-mail: smontesi@nuclearlawyer.com

Nakita Toliver

E-mail: ntoliver@nuclearlawyer.com

U.S. Department of Energy

Office of General Counsel

1000 Independence Avenue, S.W.

Washington, DC 20585

Martha S. Crosland

E-mail: martha.crosland@hq.doe.gov

U.S. Department of Energy

Office of Civilian Radioactive Waste Mgmt

Office of Repository Development

1551 Hillshire Drive

Las Vegas, NV 89134-6321

W. John Arthur, III, Deputy Director*

E-mail: john_arthur@ymp.gov

U.S. Department of Energy

Office of Civilian Radioactive Waste Mgmt

Office of Information Mgmt

Mail Stop 523, P.O. Box 30307

North Las Vegas, NV 89036-0307

Harry Leake*

E-mail: harry_leake@ymp.gov

Mark Van Der Puy*

E-mail: mark_vanderpuy@ymp.gov

U.S. Department Of Energy

Office of General Counsel

1551 Hillshire Drive

Las Vegas, NV 89134-6321

George W. Hellstrom

E-mail: george.hellstrom@ymp.gov

Yucca Mountain Project, Licensing Group,

DOE/BSC

Jeffrey Kriner

E-mail: jeffrey_kriner@ymp.gov

Nuclear Waste Technical Review Board

Victoria Reich

E-mail: reich@nwtrb.gov

Docket No. PAPO-00

LB ORDER (SCHEDULING CASE MANAGEMENT CONFERENCE AND
REQUESTING COMMENT ON LOCATION OF CONFERENCE)

Lincoln County (NV) Nuclear Oversight Prgm

100 Depot Ave., Suite 15; P.O. Box 1068
Caliente, NV 89008-1068

Lea Rasura-Alfano, Coordinator*

E-mail: jcciac@co.lincoln.nv.us

Nuclear Waste Project Office

1761 East College Parkway, Suite 118
Carson City, NV 89706

Robert Loux

E-Mail: bloux@nuc.state.nv.us

Steve Frishman, Tech. Policy Coordinator*

E-mail: ssteve@nuc.state.nv.us

Nevada Nuclear Waste Task Force

Alamo Plaza, 4550 W. Oakley Blvd., Suite 111
Las Vegas, NV 89102

Judy Treichel, Executive Director*

E-mail: judyntwf@aol.com

State of Nevada (NV)

100 N. Carson Street
Carson City, NV 89710

Marta Adams*

E-mail: maadams@ag.state.nv.us

Churchill County (NV)

155 North Taylor Street, Suite 182
Fallon, NV 89406

Alan Kall*

E-mail: comptroller@churchillcounty.org

Clark County (NV) Nuclear Waste Division

500 S. Grand Central Parkway
Las Vegas, NV 89155

Irene Navis*

E-mail: iln@co.clark.nv.us

Engelbrecht von Tiesenhausen*

E-mail: evt@co.clark.nv.us

Eureka County (NV) Yucca Mtn Info Ofc

P.O. Box 990
Eureka, NV 89316

Laurel Marshall, Program Coordinator*

E-mail: ecmarshall@eurekanv.org

Intertech Services Corporation

(for Lincoln County)

P.O. Box 2008
Carson City, NV 89702-2008

Dr. Mike Baughman*

E-mail: bigboff@aol.com

Environment Protection Agency

Ray Clark*

E-mail: clark.ray@epa.gov

**Mineral County (NV) Board of County
Commissioners**

P.O. Box 1600
Hawthorne, NV 89415

Linda Mathias, Administrator*

Office of Nuclear Projects

E-mail: mineral@oem.hawthorne.nv.us

**Nye County (NV) Department of Natural
Resources & Federal Facilities**

1210 E. Basin Road, Suite 6
Pahrump, NV 89048

David Swanson*

E-mail: dswanson@nyecounty.net

Nye County (NV) Regulatory/Licensing Adv.

18160 Cottonwood Rd. #265
Sunriver, OR 97707

Malachy Murphy*

E-mail: mrmurphy@cmc.net

**White Pine County (NV) Nuclear
Waste Project Office**

959 Campton Street
Ely, NV 89301

Mike Simon, Director*

(Heidi Williams, Adm. Assist.*)

E-mail: wpnucwst1@mwpower.net

**Inyo County (CA) Yucca Mtn Nuclear Waste
Repository Assessment Office**

P.O. Drawer L
Independence, CA 93526

Andrew Remus, Project Coordinator*

E-mail: aremus@gnet.com

Abby Johnson*

617 Terrace St.
Carson City, NV 89703

E-mail: abbyj@gbis.com

National Congress of American Indians

1301 Connecticut Ave. NW - Second floor
Washington, DC 20036

Robert I. Holden, Director*

Nuclear Waste Program

E-mail: robert_holden@ncai.org

Docket No. PAPO-00
 LB ORDER (SCHEDULING CASE MANAGEMENT CONFERENCE AND
 REQUESTING COMMENT ON LOCATION OF CONFERENCE)

Public Citizen

215 Pennsylvania Ave, SE
 Washington, DC 20003

**Michele Boyd, Legislative Representative
 Critical Mass Energy and Environment**

E-mail: mboyd@citizen.org

Nuclear Energy Institute

1776 I Street, NW, Suite 400
 Washington, DC 20006-3708

Michael A. Bauser, Esq.
 Associate General Counsel

E-mail: mab@nei.org

Robert W. Bishop, Esq.*

E-mail: rwb@nei.org

Ellen C. Ginsberg, Esq.

E-mail: ecg@nei.org

Rod McCullum*

E-mail: rxm@nei.org

Steven P. Kraft*

E-mail: spk@nei.org

White Pine County

City of Caliente

Lincoln County

Jason Pitts

E-mail: idt@idtservices.com

**U.S. Nuclear Regulatory Commission
 Office of Nuclear Material Safety and
 Safeguards**

Mail Stop - T-7 F3

Washington, DC 20555-0001

Jeffrey A. Ciocco

Email: jac3@nrc.gov

**Lander County Nuclear Waste Oversight
 Program**

315 South Humboldt St.
 Battle Mountain, NV 89820

Deborah Teske, Administrator

E-mail: dteske@landercounty.com

Lander, Churchill and Mineral County

P. O. Box 33908

Reno, NV 8953

**Loreen Pitchford, LNS Administrator
 for Lander**

E-mail: Qb4@gbis.com

Talisman International, LLC

1000 Potomac St., NW

Suite 300

Washington, D.C. 20007

Patricia Larimore

E-mail: plarimore@talisman-intl.com

**U.S. Nuclear Regulatory Commission
 Office of Public Affairs**

Mail Stop - O-2A13

Sue F. Gagner

E-mail: sfg@nrc.gov

Ross, Dixon & Bell

2001 K Street N.W.

Washington D.C. 20006-1040

William H. Briggs*

E-mail: wbriggs@rdblaw.com

Office of General Counsel

U.S. Department of Energy

1000 Independence Ave., SW

Washington, D.C.

Angela M. Kordyak

E-mail: angela.kordyak@hq.doe.gov

[Original signed by Adria T. Byrdsong]

Office of the Secretary of the Commission

Dated at Rockville, Maryland
 this 24th day of August 2005