

January 6, 2006

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))	NRC-03

NRC STAFF MOTION FOR EXTENSION OF TIME TO FILE
LICENSING SUPPORT NETWORK SUPPLEMENTATION CERTIFICATION

I. INTRODUCTION

By order dated July 8, 2005, the Pre-Application Presiding Officer (PAPO) Board required that after its initial certification, each Licensing Support Network (LSN) participant certify on a monthly basis that it has duly supplemented its collection. Second Case Management Order (Pre-License Application Phase Document Discovery and Dispute Resolution), dated July 8, 2005, at 21-22. The PAPO Board granted the NRC Staff an extension of the time to file the January 2006 certification until on or before January 10, 2006. PAPO Board Order (Regarding Request For Extension of Time), dated December 30, 2005. In accordance with 10 C.F.R. §§ 2.307 and 2.323, the NRC Staff moves for an extension of the January 10, 2006, LSN supplementation certification deadline. The grounds for its motion are set forth below.

II. DISCUSSION

NRC Staff counsel has been advised by the LSN Administrator (LSNA) that spidering of the Staff's document collection is complete. However, NRC Staff counsel has also been advised by the LSNA that the indexing of the Staff's collection may not be complete, and all potential problems or discrepancies may not be resolved, by January 10, 2006.

III. CONCLUSION

In light of the foregoing, the NRC Staff submits that good cause exists to grant an extension of the time to file its supplementation certification due January 10, 2006, until the next business day after notification by the LSNA that indexing is complete and any discrepancies are resolved.

Pursuant to 10 C.F.R. § 2.323(b), Staff counsel has contacted counsel for the State of Nevada, Department of Energy and Nuclear Energy Institute who do not object to this motion.

Respectfully submitted,

/RA/

Harry E. Wedewer
Counsel for the NRC Staff

Dated at Rockville, Maryland
this 6th day of January, 2006

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) NRC-03

CERTIFICATE OF SERVICE

I hereby certify that copies of the "NRC STAFF MOTION FOR EXTENSION OF TIME TO FILE LICENSING SUPPORT NETWORK SUPPLEMENTATION CERTIFICATION" in the above captioned proceeding have been served on the following persons this 6th day of January, 2006 by Electronic Information Exchange.

Thomas S. Moore, Chair
Administrative Judge
U.S. Nuclear Regulatory Commission
Atomic Safety and Licensing Board Panel
Mail Stop: T-3 F23
Washington, D.C. 20555
E-mail: papo@nrc.gov

Alex S. Karlin
Administrative Judge
U.S. Nuclear Regulatory Commission
Atomic Safety and Licensing Board Panel
Mail Stop: T-3 F23
Washington, D.C. 20555
E-mail: papo@nrc.gov

Alan S. Rosenthal
Administrative Judge
U.S. Nuclear Regulatory Commission
Atomic Safety and Licensing Board Panel
Mail Stop: T-3 F23
Washington, D.C. 20555
E-mail: papo@nrc.gov
rsnthl@comcast.net

G. Paul Bollwerk, III
Administrative Judge
U.S. Nuclear Regulatory Commission
Atomic Safety and Licensing Board Panel
Mail Stop: T-3 F23
Washington, D.C. 20555
E-mail: papo@nrc.gov
gpb@nrc.gov

Office of the Secretary
ATTN: Rulemakings and Adjudication Staff
U.S. Nuclear Regulatory Commission
Mail Stop: O-16 C1
Washington, D.C. 20555
E-mail: HEARINGDOCKET@nrc.gov

Donald P. Irwin, Esq.
Kelly L. Faglioni, Esq.
Edward P. Noonan, Esq.
W. Jeffery Edwards, Esq.
Michael R. Shebelskie, Esq.
Melissa Grier
Stephanie Meharg
Audrey B. Rusteau
Belinda A. Wright
Christopher A. Updike
Hunton & Williams, LLP
951 East Byrd Street
Richmond, VA 23219
E-mail: dirwin@hunton.com
kfaglioni@hunton.com
enoonan@hunton.com
arusteau@hunton.com
jedwards@hunton.com
mgrier@hunton.com
smeharg@hunton.com
bwright@hunton.com
cupdike@hunton.com
mshebelskie@hunton.com

Michael A. Bauser, Esq.
Associate General Counsel
Ellen C. Ginsberg, Esq.
Nuclear Energy Institute
1776 I Street, NW, Suite 400
Washington, D.C. 20006-3708
E-mail: mab@nei.org
ecg@nei.org

Thomas R. Combs
U.S. Nuclear Regulatory Commission
Office of Congressional Affairs
Mail Stop: O-17 A3
Washington, D.C. 20555
E-mail: trc@nrc.gov

Jason Pitts
White Pine County
City of Caliente
Lincoln County
E-mail: idt@idtservices.com

Atomic Safety and Licensing Board Panel
(ASLBP) HLW Adjudication
U.S. Nuclear Regulatory Commission
Mail Stop: T-3 F23
Washington, D.C. 20555
E-mail:
ASLBP_HLW_Adjudication@nrc.gov

Michele Boyd
Legislative Representative
Critical Mass Energy and Environment
Public Citizen
215 Pennsylvania Ave., SE
Washington, D.C. 20003
E-mail: mboyd@citizen.org

Joseph R. Egan, Esq.
Martin G. Malsch, Esq.
Charles J. Fitzpatrick, Esq.
Robert J. Cynkar, Esq.
Jack Kewley
Susan Montesi
Nakita Toliver
Egan, Fitzpatrick, Malsch & Cynkar, PLLC
8300 Boone Blvd., Suite 340
Vienna, VA 22182
E-mail: eganpc@aol.com
mmalsch@nuclearlawyer.com
rcynkar@nuclearlawyer.com
cfitzpatrick@nuclearlawyer.com
jkewley@nuclearlawyer.com
smontesi@nuclearlawyer.com
ntoliver@nuclearlawyer.com

Bethany L. Engel
James M. Cutchin
Jonathan Rund
Susan Stevenson-Popp
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Mail Stop: T-3 F23
Washington, D.C. 20555
E-mail: papo@nrc.gov

Andrew L. Bates
Adria T. Byrdsong
Rebecca L. Giitter
Emile L. Julian, Esq.
Evangeline S. Ngbea
Office of the Secretary of the Commission
U.S. Nuclear Regulatory Commission
Mail Stop: O-16 C1
Washington, D.C. 20555
E-mail: alb@nrc.gov
atb1@nrc.gov
rl@nrc.gov
elj@nrc.gov
esn@nrc.gov

Martha S. Crosland, Esq.
Angela Kordyak, Esq.
U.S. Department of Energy
Office of the General Counsel
1000 Independence Ave., SW
Washington, D.C. 20585
E-mail: martha.crosland@hq.doe.gov
angela.kordyak@hq.doe.gov

William Greene
Public Information Officer
U.S. Department of Energy
1000 Independence Ave., SW
Washington, D.C. 20585
E-mail: william.greene@hq.doe.gov

Anthony C. Eitreim, Esq.
Chief Counsel
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Mail Stop: T-3 F23
Washington, D.C. 20555
E-mail: papo@nrc.gov
ace1@nrc.gov

Daniel J. Graser
Licensing and Support Network
Administrator
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Mail Stop: T-3 F23
Washington, D.C. 20555
E-mail: djq2@nrc.gov

Robert Loux
Steve Frishman, Tech. Policy Coordinator
Nuclear Waste Project Office
1761 East College Parkway, Suite 118
Carson City, NV 89706
E-mail: bloux@nuc.state.nv.us
steve.frishman@gmail.com

Engelbrecht von Tiesenhausen
Clark County Nuclear Waste Division
500 S. Grand Central Parkway
Las Vegas, NV 89155
E-mail: evt@co.clark.nv.us

Judy Treichel
Executive Director
Nevada Nuclear Waste Task Force
Alamo Plaza, 4550 W. Oakley Blvd.,
Suite 111
Las Vegas, NV 89102
E-mail: judynwtf@aol.com

George W. Hellstrom, Esq.
U.S. Department of Energy
Office of the General Counsel
1551 Hillshire Drive
Las Vegas, NV 89134-6321
E-mail: george.hellstrom@ymp.gov

Deborah Teske
Lander County Nuclear Waste Oversight
Program
315 Humboldt Street
Battle Mountain, NV 89820
E-mail: dteske@landercounty.com

Patricia Larimore
Talisman International, LLC
1000 Potomac Street, NW, Suite 300
Washington, D.C. 20007
E-mail: plarimore@talisman-intl.com

Loreen Pitchford Consulting
LSN Administrator for Lander, Mineral and
Churchill Counties
P.O. Box 33908
Reno, NV 89533
E-mail: lpitchford@comcast.net

Chris Howard
GIS/LAN Administrator
Inyo County
163 May Street
Bishop, CA 93514
E-mail: choward@inyowater.org

Senator Harry Reid
Attn: Sandra Schubert
Room 528 Hart Senate Office Building
United States Senate
Washington, D.C. 20510-2803
E-mail: Sandra_Schubert@reid.senate.gov

Jeffrey Kriner
Yucca Mountain Project, Licensing Group
DOE/BSC
E-mail: jeffrey_kriner@ymp.gov

/RA/

Harry E. Wedewer
Counsel for the NRC Staff