

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

DOCKETED 02/06/07

SERVED 02/06/07

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

February 6, 2007

ORDER

(Scheduling Case Management Conference)

The Pre-License Application Presiding Officer (PAPO) Board will hold a case management conference at 9:00 a.m., Monday, March 5, 2007 in the Atomic Safety and Licensing Board Panel hearing room, third floor, Two White Flint North, 11545 Rockville Pike, Rockville, Maryland. 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. By separate order, the Board will identify the matters the participants should be prepared to discuss at the case management conference.

Counsel for the United States Department of Energy (DOE), the NRC Staff, and the State of Nevada (State) shall attend and participate in the conference. Because DOE, the NRC Staff, and the State are all represented by multiple counsel, the Board expects there will not be any motions to alter the conference date. At one or more previous case management conferences, counsel for the Nuclear Energy Institute and the representative of the Nuclear

Information and Resource Services participated and we encourage them to attend as potential participants. Similarly, counsel for any other potential participants, interested Indian Tribes, and interested units of local government (collectively potential participants) are encouraged to attend and, at the discretion of the Board, may be allowed to participate in the conference. Additionally, the Administrator of the Licensing Support Network (LSNA) shall also attend to report to the Board on the recent history and current status of the various public and nonpublic document collections indexed on the Licensing Support Network.

Upon arrival at the main entrance of the NRC headquarters Two White Flint North building on Monday, March 5, 2007, all participants and members of the public seeking to attend the case management conference shall be required to present photo identification and then undergo security screening. All non-NRC employees must be escorted to the hearing room by an authorized NRC employee. Because of the time required for the security procedures, all counsel should arrive no later than 8:30 a.m., on March 5, 2007 in order not to delay the conference. Similarly, members of the public also should arrive early in order to gain on-time admission to the hearing room.

The NRC Staff shall, no later than 5:00 p.m., Thursday, March 1, 2007 e-mail the Board (PAPO@nrc.gov) the names of counsel who will represent the Staff at the conference. Counsel for DOE and the State as well as the counsel and the representatives of any other potential participants shall, no later than that same time and date, e-mail the Board (PAPO@nrc.gov) the names of all counsel or representatives who wish to participate along with a list of names of all persons associated with that participant who will be attending the conference so that they may be preregistered with NRC Security to expedite entry into the NRC headquarters complex. Any member of the public who wishes to expedite his or her entry into the NRC

headquarters complex on March 5, 2007 also should e-mail a similar preregistration by 5:00 p.m., Thursday, March 1, 2007 .

It is so ORDERED.

For the Pre-License Application
Presiding Officer Board

[Original signed by:]

Thomas S. Moore, Chairman
Administrative Judge

Rockville, MD

February 6, 2007

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NUCLEAR REGULATORY COMMISSION

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing PAPO BOARD ORDER (SCHEDULING CASE MANAGEMENT CONFERENCE) have been served upon the following persons either by Electronic Information Exchange or electronic mail (denoted by an asterisk (*)).

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MANAGEMENT CONFERENCE)

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MANAGEMENT CONFERENCE)

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MANAGEMENT CONFERENCE)

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MANAGEMENT CONFERENCE)

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[Original signed by R. L. Giitter]

Office of the Secretary of the Commission

Dated at Rockville, Maryland
this 6th day of February 2007