

July 1, 2008

**UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION**

**BEFORE THE PRE-LICENSE APPLICATION PRESIDING OFFICER BOARD**

|                                      |   |                                 |
|--------------------------------------|---|---------------------------------|
| <b>In the Matter of</b>              | ) | <b>Docket No. PAPO-00</b>       |
|                                      | ) |                                 |
| <b>U.S. DEPARTMENT OF ENERGY</b>     | ) | <b>ASLBP No. 04-829-01-PAPO</b> |
|                                      | ) |                                 |
| <b>(High Level Waste Repository:</b> | ) |                                 |
| <b>Pre-Application Matters)</b>      | ) |                                 |

**THE DEPARTMENT OF ENERGY'S THIRTY-EIGHTH MONTHLY STATUS  
REPORT REGARDING LSN CERTIFICATION  
AND LICENSE APPLICATION SUBMITTAL**

On October 19, 2007, the Department of Energy (DOE) submitted its initial certification of its Licensing Support Network (LSN) document collection. On June 3, 2008, DOE submitted its License Application (LA) and updated its certification of its LSN document collection.

DOE has provided these status reports pursuant to direction from this Board to report each month on the anticipated dates for DOE's LSN certification and LA submittal. Since those activities have now been completed, this is DOE's last monthly status report pending further direction from the Board.

**Respectfully submitted,**

**U.S. DEPARTMENT OF ENERGY**

By Original Signed by Michael R. Shebelskie

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Dated July 1, 2008

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|                                      | ) |                                 |
| <b>(High-Level Waste Repository:</b> | ) |                                 |
| <b>Pre-Application Matter)</b>       | ) |                                 |

**THE DEPARTMENT OF ENERGY'S THIRTY-EIGHTH MONTHLY STATUS  
REPORT REGARDING LSN CERTIFICATION AND LICENSE APPLICATION  
SUBMITTAL CERTIFICATE OF SERVICE**

I certify that copies of the foregoing THE DEPARTMENT OF ENERGY'S THIRTY-EIGHTH MONTHLY STATUS REPORT REGARDING LSN CERTIFICATION AND LICENSE APPLICATION SUBMITTAL in the above captioned proceeding have been served on the following persons on July 1, 2008 by Electronic Information Exchange.

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