UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	**Docket No. PAPO-001**
	)	
U.S. DEPARTMENT OF ENERGY	)	
	)	**ASLBP No. 08-861-01-PAPO-BD01**
(High Level Waste Repository:	)	
Pre-Application Matters, Advisory	)	
PAPO Board)	)	

NOTICE OF WITHDRAWAL

The State of Nevada hereby provides notice of the withdrawal of William H. Briggs, Jr. and Merril Hirsh as counsel for the State of Nevada in this proceeding.

Dated: December 19, 2008

Respectfully submitted,

(*signed electronically*)

William H. Briggs, Jr., wbriggs@rdblaw.com
Merril Hirsh, mhirsh@rdblaw.com
Ross, Dixon & Bell, LLP
2001 K Street, N.W., Suite 400
Washington, D.C. 20006
Telephone: 202.662.2032
Facsimile: 202.662.2190

Charles J. Fitzpatrick, cfitzpatrick@nuclearlawyer.com
Martin G. Malsch, mmalsch@nuclearlawyer.com
John W. Lawrence, jlawrence@nuclearlawyer.com
EGAN, FITZPATRICK & MALSCH, PLLC
12500 San Pedro Avenue, Suite 555
San Antonio, TX 78216
Telephone: 210.496.5001
Facsimile: 210.496.5011

Attorneys for the State of Nevada

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of	)	
	)	Docket Nos. PAPO-01
U.S. DEPARTMENT OF ENERGY	)	
	)	ASLBP No. 08-861-01-PAPO-BD01
(High Level Waste Repository:	)	
Pre-Application Matters)	)	
	)	December 19, 2008

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Notice of Withdrawal has 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
Email: PAPO@nrc.gov
Alex S. Karlin
Administrative Judge
Email: PAPO@nrc.gov
Alan S. Rosenthal
Administrative Judge
Email: rsnthl@comcast.net
G. Paul Bollwerk, III
Administrative Judge
Email: PAPO@nrc.gov
Anthony C. Eitreim, Esq.
Chief Counsel
Email: PAPO@nrc.gov
James M. Cutchin
Email: PAPO@nrc.gov
Jered Lindsay
Email: PAPO@nrc.gov
Marcia Carpentier*
Email: PAPO@nrc.gov
Margaret Parish
Email: PAPO@nrc.gov
Debra Wolf
Email: PAPO@nrc.gov
Bradley S. Baxter*
Email: bxb@nrc.gov

Daniel J. Graser
LSN Administrator
Email: djg2@nrc.gov
ASLBP HLW Adjudication
Email: 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
Email: hearingdocket@nrc.gov
Andrew L. Bates
Email: alb@nrc.gov
Adria T. Byrdsong
Email: atb1@nrc.gov
Emile L. Julian, Esq.
Email: elj@nrc.gov
Evangeline S. Ngbea
Email: esn@nrc.gov
Rebecca L. Giitter
Email: rll@nrc.gov

U.S. Nuclear Regulatory Commission
Office of Congressional Affairs
Mail Stop O-17A3

U.S. Nuclear Regulatory Commission
Office of Public Affairs
Mail Stop O-2A13
David McIntyre
Email: dtm@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
Email: kdc@nrc.gov
Gwendolyn D. Hawkins
Email: gxh2@nrc.gov
Janice E. Moore, Esq.
Email: jem@nrc.gov
Trip Rothschild, Esq.*
Email: tbr@nrc.gov
Mitzi A. Young, Esq.
Email: may@nrc.gov
Marian L. Zobler, Esq.
Email: mlz@nrc.gov
Andrea L. Silvia, Esq.
Email: alc1@nrc.gov
Daniel Lenehan, Esq.
Email: dwl2@nrc.gov
Margaret J. Bupp
Email: mjb5@nrc.gov
David E. Roth
Email: der@nrc.gov
Jessica A. Bielecki
Email: jessica.bielecki@nrc.gov
Nina E. Bafundo
Email: neb1@nrc.gov
OGCMailCenter
Email: 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.
Email: jedwards@hunton.com
Kelly L. Faglioni, Esq.
Email: kfaglioni@hunton.com
Melissa Grier
Email: mgrier@hunton.com
Donald P. Irwin, Esq.
Email: dirwin@hunton.com
Stephanie Meharg
Email: smeharg@hunton.com
Edward P. Noonan, Esq.
Email: enoonan@hunton.com
Audrey B. Rusteau
Email: arusteau@hunton.com
Michael R. Shebelskie, Esq.
Email: mshebelskie@hunton.com
Pat Slayton
Email: pslayton@hunton.com
Belinda A. Wright
Email: bwright@hunton.com

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

U.S. Department of Energy
Office of General Counsel
1000 Independence Avenue, S.W.
Washington, DC 20585
Martha S. Crosland, Esq.
Email: martha.crosland@hq.doe.gov
Angela M. Kordyak, Esq.
Email: angela.kordyak@hq.doe.gov
Mary B. Neumayr, Esq.*
Email: mary.neumayr@hq.doe.gov

Carter Ledyard & Milburn, LLP
Counsel for Lincoln County
1401 Eye Street, N.W., Suite 300
Washington, DC 20005
Barry S. Neuman, Esq.
Email: neuman@clm.com

U.S. Department of Energy
1000 Independence Avenue, S.W.
Washington, DC 20585
Eric Knox, Associate Director, Systems
Operations and External Relations, OCRWM*
Email: eric.knox@hq.doe.gov
Dong Kim, LSN Project Manager, OCRWM*
Email: dong.kim@rw.doe.gov

Churchill, Esmeralda, Eureka, Mineral
and Lander Counties
1705 Wildcat Lane
Ogden, UT 84403
Loreen Pitchford, LSN Coordinator
for Lander County
Email: lpitchford@comcast.net

Robert List
Armstrong Teasdale LLP
1975 Village Center Circle, Suite 140
Las Vegas, NV 89134-62237
Email: rlist@armstrongteasdale.com

U.S. Department of Energy
Office of Civilian Radioactive Waste Mgmt
Office of Repository Development
1551 Hillshire Drive
Las Vegas, NV 89134-6321
Timothy C. Gunter
Email: timothy_gunter@ymp.gov

City of Las Vegas
400 Stewart Ave.
Las Vegas, NV 89101
Margaret Plaster, Management Analyst
Email: mplaster@LasVegasNevada.gov

Clark County (NV) Nuclear Waste Division
500 S. Grand Central Parkway
Las Vegas, NV 89155
Irene Navis*
Email: iln@co.clark.nv.us
Engelbrecht von Tiesenhausen
Email: evt@co.clark.nv.us
Philip Klevorick
Email: klevorick@co.clark.nv.us

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

Eureka County and Lander County
Harmon, Curran, Speilberg & Eisenberg
1726 M. Street N.W., Suite 600
Washington, DC 20036
Diane Curran, Esq.
Email: dcurran@harmoncurran.com

Nevada Nuclear Waste Task Force
P.O. Box 26177
Las Vegas, NV 89126
Judy Treichel, Executive Director
Email: judynwtf@aol.com

Talisman International, LLC
1000 Potomac St., N.W., Suite 300
Washington, D.C. 20007
Patricia Larimore
Email: plarimore@talisman-intl.com

Nuclear Energy Institute
1776 I Street, NW, Suite 400
Washington, DC 20006-3708
Michael A. Bauser, Esq.
Associate General Counsel
Email: mab@nei.org
Anne W. Cottingham, Esq.
Email: awc@nei.org
Ellen C. Ginsberg, Esq.
Email: ecg@nei.org
Rod McCullum*
Email: rxm@nei.org
Steven P. Kraft*
Email: spk@nei.org
Jay E. Silberg
Email: jay.silberg@pillsburylaw.com
Timothy J.V. Walsh
Email: timothy.walsh@pillsburylaw.com

White Pine County
City of Caliente
Lincoln County
P.O. Box 126
Caliente, NV 89008
Jason Pitts
Email: jayson@idtservices.com

Nuclear Information and Resource Service
6930 Carroll Avenue, Suite 340
Takoma Park, MD 20912
Michael Mariotte, Executive Director*
Email: nirsnet@nirs.org

Radioactive Waste Watchdog
Beyond Nuclear
6930 Carroll Avenue, Suite 400
Takoma Park, MD 20912
Kevin Kamps*
Email: kevin@beyondnuclear.org

Yucca Mountain Project, Licensing Group, DOE/BSC
Regulatory Programs
1180 North Town Center Drive
Las Vegal, NV 89144
Jeffrey Kriner
Email: jeffrey_kriner@ymp.gov

Abigail Johnson*
612 West Telegraph Street
Carson City, NV 89703
Email: abbyj@gbis.com

National Congress of American Indians
1301 Connecticut Ave. NW - Second floor
Washington, DC 20036
Robert I. Holden, Director*
Nuclear Waste Program
Email: robert_holden@ncai.org

Ross, Dixon & Bell
2001 K Street N.W.
Washington D.C. 20006-1040
William H. Briggs*
Email: wbriggs@rdblaw.com
Merril Hirsh, Esq.
Email: mhirsh@rdblaw.com

Churchill County (NV)
155 North Taylor Street, Suite 182
Fallon, NV 89406
Alan Kalt*
Email: comptroller@churchillcounty.org

Inyo County Water Department
Yucca Mtn Nuclear Waste
Repository Assessment Office
163 May St.
Bishop, CA 93514
Matt Gaffney, Project Associate*
Email: mgaffney@inyoyucca.org

Mr. Pat Cecil
Inyo County Planning Director
P. O. Box L
Independence, CA 93526
Email: pcecil@inyocounty.us

Environmental Protection Agency
Ray Clark*
Email: clark.ray@epa.gov

Nuclear Waste Technical Review Board
Joyce Dory*
Email: dory@nwtrb.gov

Intertech Services Corporation
(for Lincoln County)
P.O. Box 2008
Carson City, NV 89702-2008
Dr. Mike Baughman*
Email: bigboff@aol.com

Nye County (NV) Department of Natural Resources & Federal Facilities
1210 E. Basin Road, Suite 6
Pahrump, NV 89048
David Swanson*
Email: dswanson@nyecounty.net

Lincoln County (NV) Nuclear Oversight Prgm
100 Depot Ave., Suite 15; P.O. Box 1068
Caliente, NV 89008-1068
Lea Rasura-Alfano, Coordinator*
Email: jcciac@co.lincoln.nv.us

Nye County (NV) Regulatory/Licensing Adv.
18160 Cottonwood Rd. #265
Sunriver, OR 97707
Malachy Murphy*
Email: mrmurphy@chamberscable.com

Mineral County Board of Commissioners
P.O. Box 1600
Hawthorne, NV 89415
Linda Mathias, Administrator*
Office of Nuclear Projects
Email: yuccainfo@mineralcountynv.org

State of Nevada
100 N. Carson Street
Carson City, NV 89710
Marta Adams*
Email: maadams@ag.state.nv.us

White Pine County (NV) Nuclear
Waste Project Office
959 Campton Street
Ely, NV 89301
Mike Simon, Director*
(Heidi Williams, Adm. Assist.*)
Email: wpnucwst1@mwpower.net

Fredericks & Peebles, L.L.P.
1001 Second Street
Sacramento, CA 95814
916-441-2700
FAX 916-441-2067
Darcie L. Houck
Email: dhouck@ndnlaw.com
John M. Peebles*
Email: jpeebles@ndnlaw.com
Joe Kennedy, Chairman*
Email: chairman@timbisha.org
Barbara Durham*
Tribal Historic Preservation Officer
Email: dvdurbarbara@netscape.com

Counsel for the U.S. Department of Energy
Morgan, Lewis, Bockius LLP
1111 Pennsylvania Ave., NW
Washington, DC 20004
Lewis Csedrik, Esq.
Email: lcsedrik@morganlewis.com
Jay Gutierrez, Esq.
Email: jguiterrez@morganlewis.com
Thomas Poindexter, Esq.
Email: tpoindexter@morganlewis.com
Alex S. Polonsky, Esq.
Email: apolonsky@morganlewis.com
Thomas A. Schmutz, Esq.
Email: tschmutz@morganlewis.com
Donald Silverman, Esq.
Email: dsilverman@morganlewis.com
Paul J. Zaffuts, Esq.
Email: pzaffuts@morganlewis.com

Brian Wolfman
Public Citizen Litigation Group
1600 20th Street, N.W.
Washington, D.C. 20009

Susan Durbin
Deputy Attorney General
California Department of Justice
1300 I St.
P.O. Box 944255
Sacramento, CA, 94244-2550
Email: susan.durbin@doj.ca.gov

Brian Hembacher
Deputy Attorney General
California Department of Justice
300 S. Spring St
Los Angeles, CA 90013
Email: brian.hembacher@doj.ca.gov

Timothy E. Sullivan
Deputy Attorney General
California Department of Justice
1515 Clay St., 20th Flr.
P.O. Box 70550
Oakland, CA 94612-0550
Email: timothy.sullivan@doj.ca.gov

Kevin W. Bell
Senior Staff Counsel
California Energy Commission
1516 9th Street
Sacramento, CA 95814
Email: kwbell@energy.state.ca.us

Jeffrey D. VanNiel
530 Farrington Court
Las Vegas, NV 89123
Email: nbridvnr@gmail.com

Ethan I. Strell
Carter Ledyard & Milburn LLP
2 Wall Street
New York, NY 10005
Email: strell@clm.com

Jennings, Strouss & Salmon, PLC
1700 Pennsylvania Avenue, N.W., Suite 500
Washington DC 20006-4725
Alan I. Robbins
Email: arobbins@jsslaw.com
Debra D. Roby
Email: droby@jsslaw.com

(signed electronically)
Susan Montesi