

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-License Application Matters) January 26, 2009

**Notice of Change in the County of Inyo's Point of Contact and License Support
Network Responsible Official**

Pursuant to the attached Inyo County Board of Supervisors' Resolution #2008-56 adopted on December 16, 2008 the following persons have been designated as 1) Inyo County's *Point of Contact* for purposes of document requests and pre-motion consultations and 2) as Inyo County's Responsible Official for the License Support Network. This notice updates Inyo County's Initial Certification of Compliance with Licensing Support (LSN) dated November 15, 2006.

Point of Contact

Name: Alisa M. Lembke, Project Analyst
Address: P. O. Box 367
Independence, CA 93526
Telephone: 760-878-0030
Email: alembke@inyocounty.us

License Support Network Responsible Official

Name: Kevin D. Carunchio, Inyo County Administrative Officer
Address: P.O. Drawer N
Independence, CA 93526
Telephone: 760-878-0292
Email: kcarunchio@inyocounty.us

Resolution No. 2008-56

**A RESOLUTION OF THE INYO COUNTY BOARD OF SUPERVISORS
RESCINDING RESOLUTION 2008-41, AND DESIGNATING THE INYO COUNTY
ADMINISTRATOR (OR HIS DESIGNEE) AS THE OFFICIAL RESPONSIBLE FOR
SUPPLEMENTING THE COUNTY OF INYO'S DOCUMENT COLLECTION WITH THE
UNITED STATES NUCLEAR REGULATORY COMMISSION (NRC) LICENSING SUPPORT
NETWORK (LSN) AND AS THE OFFICIAL RESPONSIBLE FOR CERTIFYING TO NRC THAT
INYO COUNTY HAS SUPPLEMENTED ITS DOCUMENT COLLECTION ON THE LSN;
DESIGNATING THE PROJECT ANALYST IN THE COUNTY'S YUCCA MOUNTAIN
REPOSITORY ASSESSMENT OFFICE AS THE PRIMARY POINT OF CONTACT FOR
PROPOSES OF DOCUMENT REQUESTS AND PRE-MOTION CONSULTATIONS, AND
APPOINTING GREG JAMES, ATTORNEY AT LAW, AS THE COUNTY OF INYO'S
REPRESENTATIVE IN THE YUCCA MOUNTAIN NUCLEAR REPOSITORY LICENSING
PROCEEDING BEFORE THE NRC**

WHEREAS, the County of Inyo has been designated as an "Affected Unit of Local Government" under the Nuclear Waste Policy Act of 1987, as amended; and

WHEREAS, such designation allows the County to submit electronic files of documentary material to the Licensing Support Network (LSN) that is maintained by the U.S. Nuclear Regulatory Commission (NRC) which concern the proposed Yucca Mountain Repository and upon which the County may rely as evidence in any proceeding between the U.S. Department of Energy (DOE) and the NRC; and,

WHEREAS, 10 CFR §2.1009 requires that the County designate an official who will be responsible for the administration of the County's responsibility to provide electronic files of documentary materials to the LSN and for certifying that the County has supplemented its submission of documents as required by applicable law and regulations; and,

WHEREAS, as required by 10 CFR §2.1009, on October 17, 2006, by Resolution No. 2006-55, this Board adopted LSN procedures for the County that comply with the requirements of applicable NRC regulations; and,

WHEREAS, in the Revised Second Case Management Order dated July 6, 2007, the NRC's Pre-Application Presiding Officer Board has ordered that each potential party certifying a LSN document collection must file a notice with the NRC identifying the person who will serve as its "primary point of contact" for purposes of document requests and pre-motion consultations; and,

WHEREAS, the DOE has submitted an application for a license to the NRC for the proposed Yucca Mountain Repository, the NRC has docketed the license application and has provided public notice that any person desiring to participate in the licensing proceedings must file a petition with NRC by December 22, 2008; and,

WHEREAS, the County intends to file a petition with the NRC to participate in the Yucca Mountain Repository licensing proceedings; and,

WHEREAS, on September 2, 2008, this Board adopted resolution No. 2008-41 which designated the Inyo County Planning Director as the Responsible Official, required by 10 CFR §2.1009 for the submittal of documents to the LSN and which appointed the County Planning

Director as the County Officer and Agent with authority to represent the County, in accordance with 10 CFR §2.314(b), in all matters and hearings relating to the Yucca Mountain Repository License Application and which empowered the County Planning Director with authority to file a Notice of Appearance on behalf of Inyo County; and,

WHEREAS, this Board of Supervisors desires to designate different County officials and representatives to exercise the powers that were vested in the County Planning Director by Resolution No. 2008-41.

NOW, THEREFORE BE IT RESOLVED, that this Board rescinds Resolution No. 2008-41.

BE IT FURTHER RESOLVED, that this Board appoints the Inyo County Administrator as the official responsible for supplementing the County of Inyo's document collection with the LSN and as the official responsible for certifying to NRC that the County of Inyo has supplemented its document collection on the LSN in accordance with applicable law and regulations.

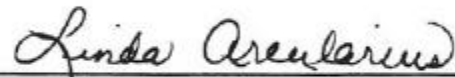
BE IT FURTHER RESOLVED, that the Inyo County Administrator may, in writing, designate another County official to perform the responsibilities delegated to the County Administrator by this Resolution.

BE IT FURTHER RESOLVED, that this Board appoints the Project Analyst in the County's Yucca Mountain Repository Assessment Office as the primary point of contact for proposes of document requests and pre-motion consultations.

BE IT FURTHER RESOLVED, that this Board designates Greg James, Attorney at Law, as the County of Inyo's legal representative in the Yucca Mountain proceedings who is hereby vested with authority to file a notice of appearance with the NRC, to file, on behalf of the County, a petition with the NRC to participate as directed by the Board of Supervisors in the Yucca Mountain Repository licensing proceedings, and with authority to take such other actions in the licensing proceeding as are necessary and appropriate to represent the County's interests.

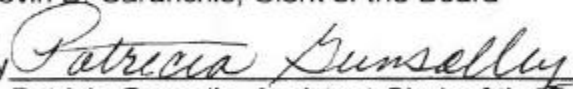
Passed and adopted this 16th day of December 2008, by the following vote:

AYES: Supervisors Arcularius, Cash, Brown, Bilyeu and Cervantes
NOES: -0-
ABSTAIN: -0-
ABSENT: -0-



Linda Arcularius, Chairperson
Inyo County Board of Supervisors

ATTEST:
Kevin D. Carunchio, Clerk of the Board

by 
Patricia Gunsolly, Assistant Clerk of the Board

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U. S. DEPARTMENT OF ENERGY)	ASLBP No. 04-829-01-PAPO
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CERTIFICATE OF SERVICE

I hereby certify the foregoing "Notice of Change in the County of Inyo's Point of Contact and License Support Network Responsible Official" has been served via the Nuclear Regulatory Commission's Electronic Information Exchange ("EIE") upon those on the Service List maintained by the EIE for the above-captioned proceeding.

Dated: January 26, 2009

Respectfully submitted,

By: Alisa M. Lembke
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