

January 30, 2009

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARDS

In the Matter of)	
	)	Docket No. 63-001-HLW
U. S. DEPARTMENT OF ENERGY)	
	)	ASLBP Nos. 09-876-HLW-CAB01
(High-Level Waste Repository)	)	09-877-HLW-CAB02
	)	09-878-HLW-CAB03
)	

NRC STAFF CERTIFICATION OF
LICENSING SUPPORT NETWORK SUPPLEMENTATION

By Order, dated July 2005, as modified by Orders dated February 9, 2006 and July 6, 2007,¹ the Pre-License Application Presiding Officer (PAPO) Board required that after a Licensing Support Network (LSN) participant's initial certification of its LSN collection, and after the Department of Energy (DOE) certifies its LSN document collection, each LSN participant shall, on or before the first of each month, certify on a monthly basis that it has duly supplemented its LSN collection with any additional documentary material discovered or created after the time of its initial certification. The NRC Staff last filed a certification of the supplementation of its LSN collection on December 30, 2008.

¹ See Second Case Management Order (Pre-License Application Phase Document Discovery and Dispute Resolution) (July 8, 2005), at 21-22; Order (Suspending Monthly Supplementation Requirement) (Feb. 9, 2006) (unpublished); Revised Second Case Management Order (Pre-License Application Phase Document Discovery and Dispute Resolution) (July 6, 2007) (unpublished), at 21.

Accordingly, appended to this filing is the certification of Ms. Alicia J. Mullins, the official responsible for the administration of the Staff's efforts to identify and make available supplementary documentary material via the LSN.

Respectfully submitted,

Signed (electronically) by

Mitzi A. Young
Counsel for NRC Staff
U.S. Nuclear Regulatory Commission
Office of the General Counsel
Mail Stop O-15 D-21
Washington, DC 20555-0001
(301) 415-1523
may@nrc.gov

Dated at Rockville, Maryland
this 30th day of January, 2009

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARDS

In the Matter of)	
	)	Docket No. 63-001-HLW
U. S. DEPARTMENT OF ENERGY)	
	)	ASLBP Nos. 09-876-HLW-CAB01
(High-Level Waste Repository)	)	09-877-HLW-CAB02
	)	09-878-HLW-CAB03
)	

NRC STAFF CERTIFICATION OF
LICENSING SUPPORT NETWORK SUPPLEMENTATION

As the official responsible for the administration of the NRC staff's duty to duly supplement the NRC collection of electronic files of documentary material, I hereby certify that, pursuant to procedures established under 10 C.F.R. § 2.1009(a)(2), and the Revised Second Case Management Order (Pre-License Application Phase Document Discovery and Dispute Resolution) (July 6, 2007) ("Revised Second CMO") (unpublished) at 21, to the best of my knowledge, documentary material specified in 10 C.F.R. § 2.1003 has been identified and made available in accordance with the requirements of 10 C.F.R. § 2.1011(b)(2). This certification covers documentary material identified and made available via the Licensing Support Network subsequent to the NRC staff's previous certification, dated December 30, 2008.

/RA/

Alicia J. Mullins, Project Manager
Division of High-Level Waste Repository Safety
Office of Nuclear Material Safety and Safeguards
U. S. Nuclear Regulatory Commission

Dated at Rockville, Maryland
this 30th day of January, 2009

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARDS

In the Matter of)	
	)	Docket No. 63-001-HLW
U.S. DEPARTMENT OF ENERGY)	
	)	ASLBP Nos. 09-876-HLW-CAB01
(High-Level Waste Repository)	)	09-877-HLW-CAB02
	)	09-878-HLW-CAB03

CERTIFICATE OF SERVICE

I hereby certify that copies of the "NRC STAFF CERTIFICATION OF LICENSING SUPPORT NETWORK SUPPLEMENTATION" in the above-captioned proceeding have been served on the following persons this 30th day of January, 2009, by Electronic Information Exchange.

CAB 01

William J. Froehlich, Chair
Thomas S. Moore
Richard E. Wardwell
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
E-mail: wjf1@nrc.gov
tsm2@nrc.gov
rew@nrc.gov

Charles J. Fitzpatrick, Esq.
John W. Lawrence, Esq.
Egan, Fitzpatrick & Malsch, PLLC
12500 San Pedro Avenue, Suite 555
San Antonio, TX 78216
E-mail: cfitzpatrick@nuclearlawyer.com
jlawrence@nuclearlawyer.com

CAB 02

Michael M. Gibson, Chair
Lawrence G. McDade
Nicholas G. Trikouros
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
E-mail: mmg3@nrc.gov
lqm1@nrc.gov
NGT@NRC.GOV

Martin G. Malsch, Esq.
Egan, Fitzpatrick & Malsch, PLLC
2001 K Street, N.W.. Suite 400
Washington, D.C. 20006
E-mail: mmalsch@nuclearlawyer.com

CAB 03

Paul S. Ryerson, Chair
Michael C. Farrar
Mark O. Barnett
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
E-mail: psr1@nrc.gov
mcf@nrc.gov
mob1@nrc.gov
mark.barnett@nrc.gov

Brian W. Hembacher, Esq.
Deputy Attorney General
California Attorney General's Office
300 South Spring Street
Los Angeles, CA 90013
E-mail: brian.hembacher@doj.ca.gov

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

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

Bryce C. Loveland
Jennings Strouss & Salmon, PLC
8330 W. Sahara Avenue, Suite 290
Las Vegas, NV 89117-8949
Email: bloveland@jsslaw.com

Alan I. Robbins, Esq.
Debra D. Roby, Esq.
Jennings Strouss & Salmon, PLC
1700 Pennsylvania Ave, NW Suite 500
Washington, D.C. 20005
E-mail: arobbins@jsslaw.com
droby@jsslaw.com

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

Donald J. Silverman, Esq.
Thomas A. Schmutz, Esq.
Thomas C. Poindexter, Esq.
Paul J. Zaffuts, Esq.
Alex S. Polonsky, Esq.
Lewis Csedrik, Esq.
Morgan, Lewis & Bockius LLP
1111 Pennsylvania Avenue, N.W.
Washington, DC 20004
E-mail: dsilverman@morganlewis.com
tschmutz@morganlewis.com
tpoindexter@morganlewis.com
pzaffuts@morganlewis.com
apolonsky@morganlewis.com
lcsedrik@morganlewis.com

Malachy R. Murphy, Esq.
18160 Cottonwood Rd. #265
Sunriver, OR 97707
E-mail: mrmurphy@chamberscable.com

Robert M. Anderson
Akerman Senterfitt
801 Pennsylvania Avenue N.W., Suite 600
Washington, DC 20004 USA
E-mail: robert.anderson@akerman.com

Martha S. Crosland, Esq.
Angela M. Kordyak, Esq.
Mary B. Neumayr, Esq.
Nicholas P. DiNunzio
James Bennett McRae, Esq.
U.S. Department of Energy
Office of the General Counsel
1000 Independence Avenue, S.W.
Washington, DC 20585
E-mail: martha.crosland@hq.doe.gov
angela.kordyak@hq.doe.gov
mary.neumayr@hq.doe.gov
nick.dinunzio@rw.doe.gov
ben.mcrae@hq.doe.gov

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

Jeffrey D. VanNiel, Esq.
530 Farrington Court
Las Vegas, NV 89123
E-mail: nbrjvvn@gmail.com

Barry S. Neuman, Esq.
Carter Ledyard & Milburn, LLP
1401 Eye Street, NW
Suite 300
Washington, DC 20005
E-mail: neuman@clm.com

Susan L. Durbin, Esq.
Deputy Attorney General
1300 I Street
P.O. Box 944255
Sacramento, CA 94244-2550
E-mail: susan.durbin@doj.ca.gov

Frank A. Putzu
Naval Sea Systems Command Nuclear
Propulsion Program
1333 Isaac Hull Avenue, S.E.
Washington Navy Yard, Building 197
Washington, DC 20376
E-mail: frank.putzu@navy.mil

John M. Peebles
Darcie L. Houck
Fredericks Peebles & Morgan LLP
1001 Second Street
Sacramento, CA 95814
E-mail: jpeebles@ndnlaw.com

Ellen C. Ginsberg
Michael A. Bauser
Anne W. Cottingham
Nuclear Energy Institute, Inc.
1776 I Street, N.W., Suite 400
Washington, D.C. 20006
E-mail: ecg@nei.org
mab@nei.org
awc@nei.org

David A. Repka
William A. Horin
Rachel Miras-Wilson
Winston & Strawn LLP
1700 K Street N.W.
Washington, D.C. 20006
E-mail: drepka@winston.com
whorin@winston.com
rwilson@winston.com

Jay E. Silberg
Timothy J.V. Walsh
Pillsbury Winthrop Shaw Pittman LLP
2300 N Street, N.W.
Washington, D.C. 20037-1122
E-mail: jay.silberg@pillsburylaw.com
timothy.walsh@pillsburylaw.com

John H. Huston, Esq.
6722 Running Colors Avenue
Las Vegas, NV 89131
E-mail: johnhhuston@gmail.com

Gregory L. James
710 Autumn Leaves Circle
Bishop, California 93514
Email: gljames@earthlink.net

Robert F. List, Esq.
Jennifer A. Gores, Esq.
Armstrong Teasdale LLP
1975 Village Center Circle, Suite 140
Las Vegas, NV 89134-6237
E-mail: rlist@armstrongteasdale.com
jgores@armstrongteasdale.com

Diane Curran
Harmon, Curran, Spielberg, & Eisenberg,
L.L.P.
1726 M Street N.W., Suite 600
Washington, D.C. 20036
E-mail: dcurran@harmoncurran.com

Ian Zabarte, Board Member
Native Community Action Council
P.O. Box 140
Baker, NV 89311
E-mail: mrizabarte@gmail.com

Richard Sears
District Attorney No. 5489
White Pine County District Attorney's Office
801 Clark Street, Suite 3
Ely, NV 89301
E-mail: rwsears@wpccda.org

/Signed (electronically) by/

Mitzi A. Young
Counsel for NRC Staff
U.S. Nuclear Regulatory Commission
Office of General Counsel
Mail Stop O-15-D21
Washington, DC 20555-0001
(301) 415-1523
may@nrc.gov