

UNITED STATES OF AMERICA NUCLEAR REGULATORY COMMISSION

BEFORE ADMINISTRATIVE JUDGES:

<p><b>ASLBP BOARD</b>  <b>09-876-HLW-CAB01</b>  <b>William J. Froehlich,</b>  <b>Chairman</b>  <b>Thomas S. Moore</b>  <b>Richard E. Wardwell</b></p>	<p><b>ASLBP BOARD</b>  <b>09-877-HLW-CAB02</b>  <b>Michael M. Gibson,</b>  <b>Chairman</b>  <b>Lawrence G. McDade</b>  <b>Nicholas G.</b>  <b>Trikouros</b></p>
<p><b>ASLBP BOARD</b>  <b>09-878-HLW-CAB03</b>  <b>Paul S. Ryerson,</b>  <b>Chairman</b>  <b>Michael C. Farrar</b>  <b>Mark O. Barnett</b></p>	<p><b>ASLBP BOARD</b>  <b>09-892-HLW-CAB04</b>  <b>Thomas S. Moore,</b>  <b>Chairman</b>  <b>Paul S. Ryerson</b>  <b>Richard E. Wardwell</b></p>

In the Matter of	)	Docket No. 63-001-HLW
	)	
U.S. DEPARTMENT OF ENERGY	)	
(High-Level Waste Repository	)	
Construction Authorization Application	)	June 25, 2009

**NOTICE OF THE NEVADA COUNTIES OF CHURCHILL, ESMERALDA, LANDER AND MINERAL ADOPTION OF CONTENTIONS**

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Pursuant to 10 C.F.R. § 2.309(f)(3), the June 20, 2008 Advisory Pre-License Application Presiding Officer (APAPO) Board's Memorandum and Order, LBP-08-10, 67 NRC \_\_\_ at p.11 (2008), and the January 29, 2009, Atomic Safety and Licensing Board (ASLB) Construction Authorization Boards (CABs), CAB Case Management Order # 1, Docket 63-001-HLW ALL CABS, 67 NRC \_\_\_ at 2, the Four Nevada Counties of Churchill, Esmeralda, Lander and Mineral hereby give notice that they are adopting the following Safety and NEPA contentions that were timely filed by the following parties:

Nuclear Energy Institute (NEI)

NEI-SAFETY-01

NEI-NEPA-01

State of Nevada (NEV)

NEV-SAFETY-05

NEV-NEPA-07

NEV-NEPA-15

State of California (CAL)

CAL-NEPA-01

CAL-NEPA-02

CAL-NEPA-03

CAL-NEPA-04

CAL-NEPA-05

CAL-NEPA-08

CAL-NEPA-10

CAL-NEPA-15

CAL-NEPA-17

CAL-NEPA-20

The Four Nevada Counties have discussed its adoption of these contentions with NEI, State of Nevada and State of California. The Nuclear Energy Institute retains the authority to act with respect to all of NEI's contentions adopted by the Four Nevada Counties. The State of Nevada retains the authority to act with respect to all of the State of Nevada's contentions adopted by the Four Nevada Counties. The State of California retains the authority to act with respect to all of the State of California's contentions adopted by the Four Nevada Counties.

Respectfully Submitted,

(electronically signed)

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Dated in Las Vegas, Nevada  
This 25th day of June, 2009

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

Before Administrative Judges:

In the Matter of	)	Docket No. 63-001-HLW
U. S. DEPARTMENT OF ENERGY	)	ASLBP Nos. 09-876-HLW-CAB-01
	)	09-877-HLW-CAB-02
	)	09-878-HLW-CAB-03
(High-Level Waste Repository:	)	09-892-HLW-CAB-04
Construction Authorization	)	June 25, 2009
Application)	)	

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Four Nevada Counties of Churchill, Esmeralda, Lander and Mineral Notice of Adoption of Contentions has been served on the following parties via Electronic Information Exchange.

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