

August 31, 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
	)		09-892-HLW-CAB04

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. On January 16, 2009, the Chief Administrative Judge established three Construction Authorization Boards (CABs) to preside in the above captioned proceeding. See High-Level Waste Repository [HLW], Establishment of Atomic Safety and

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Dispute Resolution) (July 8, 2005), at 21-22; Order (Suspending Monthly Supplementation Requirement) (Feb. 9, 2006) (unpublished); Revised Second Case Management Order (Pre-License Application Phase Document Discovery and Dispute Resolution) (July 6, 2007) (unpublished), at 21.

Licensing Boards, 74 Fed. Reg. 4477 (Jan. 26, 2009).² The jurisdiction of the PAPO Board was terminated on June 5, 2009. See Sixth Case Management Order (Regarding State of Nevada's Access to Classified Information) (June 5, 2009) (unpublished), at 12. However, the continuing monthly certification requirement remains effective. 10 C.F.R. § 2.1011(b)(2); see CAB Case Management Order #1, January 29, 2009, at 2. The NRC Staff last filed a certification of supplementation of its LSN collection on July 30, 2009.

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. Also appended to this filing is a supplement to the NRC Staff's Deliberative Process Privilege Log.

Respectfully submitted,

/Signed (electronically) by/

Adam S. Gendelman
Counsel for NRC Staff
U.S. Nuclear Regulatory Commission
Office of the General Counsel
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Dated at Rockville, Maryland
this 31st day of August, 2009

² On June 19, 2009, the Chief Administrative Judge established a fourth CAB, denoted Construction Authorization Board 04 (CAB-04). See [HLW] Establishment of Atomic Safety and Licensing Boards, 74 Fed. Reg. 30,644 (Jun. 26, 2009).

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In the Matter of)	Docket No. 63-001-HLW
)	
U. S. DEPARTMENT OF ENERGY)	ASLBP Nos. 09-876-HLW-CAB01
	)	09-877-HLW-CAB02
(High-Level Waste Repository)	)	09-878-HLW-CAB03
	)	09-892-HLW-CAB04

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 July 30, 2009.

/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 31st day of August, 2009

Deliberative Process Privilege	
1. LSN header number	NRC000030387
2. ADAMS accession number	ML080720148
3. Document date	10/19/2005
4. Title	2005/10/19 HLW-Yucca Mountain - Re: Fwd: Special HLW Board Meeting on groundwater protection standard
5. Subject matter description	E-mail correspondence regarding groundwater protection standard.
6. Author(s) name, job title/capacity, affiliation	David Brooks, Senior Project Manager, NRC
7. Addressee(s) name, job title/capacity, affiliation (excluding clerical support staff)	Jack Guttman, Branch Chief, Repository Site Branch, NRC
	Lawrence Kokajko, Deputy Director, High-Level Waste Repository Safety, NRC
	Bill Reamer, Director, High-Level Waste Repository Safety, NRC
	Kien Chang, Material Engineer, NRC
	Marissa Bailey, Branch Chief, Engineering Branch, NRC
8. Relationship between persons listed in 6 and 7	The author is an NRC Senior Project Manager; the addressees are an NRC colleague and NRC managers.
9. Name, job title/capacity, organizational position of official who determined that the document meets deliberative process privilege requirements	Aby Mohseni, Deputy Director, Licensing and Inspection Directorate
10. Specific decision, potential decision, or decision-making process and date of decision (if any)	This document relates to an NRC Staff decision on how to apply the groundwater protection standard in its LA review.
11. Explanation why document is deliberative	The document includes NRC Staff's preliminary opinions and comments on how to apply the groundwater protection standard during the LA review.
12. Affirmation that document is not a "circulated draft"	This document is not a circulated draft.
13. Explanation why factual information cannot be segregated	The factual information in the e-mail cannot be disclosed without revealing the nature of the deliberations.
14. Type of document	E-Mail
15. Other privileges/protective claimed	None

Deliberative Process Privilege	
1. LSN header number	NRC000030443
2. ADAMS accession number	ML083231134
3. Document date	1/20/2006
4. Title	2006/01/20 HLW-Yucca Mountain - FW: Answers to Tim McCartin questions
5. Subject matter description	E-mail correspondence regarding review strategy for salt deliquescence.
6. Author(s) name, job title/capacity, affiliation	English Percy, Group Manager, CNWRA
7. Addressee(s) name, job title/capacity, affiliation (excluding clerical support staff)	Miriam Juckett, Technical Reviewer, CNWRA
8. Relationship between persons listed in 6 and 7	NRC contractor manager and reviewers
9. Name, job title/capacity, organizational position of official who determined that the document meets deliberative process privilege requirements	Aby Mohseni, Deputy Director, Licensing and Inspection Directorate
10. Specific decision, potential decision, or decision-making process and date of decision (if any)	This document relates to planning the NRC Staff's license application review strategy on issues associated with engineered barriers.
11. Explanation why document is deliberative	The document includes an NRC contractor's preliminary opinions and comments on questions that were to be considered in developing the strategy for the license application review of engineered barriers.
12. Affirmation that document is not a "circulated draft"	This document is not a circulated draft.
13. Explanation why factual information cannot be segregated	The factual information in the e-mail cannot be disclosed without revealing the nature of the deliberations.
14. Type of document	E-Mail
15. Other privileges/protective claimed	None

Deliberative Process Privilege	
1. LSN header number	NRC000030421
2. ADAMS accession number	ML083240718
3. Document date	3/10/2004
4. Title	2004/03/10 HLW-Yucca Mountain - RE: Long-Term Behavior of Passive Film
5. Subject matter description	E-mail correspondence regarding long term persistence of passive oxide film
6. Author(s) name, job title/capacity, affiliation	Tae Ahn, Senior Materials Engineer, NRC
7. Addressee(s) name, job title/capacity, affiliation (excluding clerical support staff)	Oswaldo Pensado, Technical Reviewer, CNWRA
8. Relationship between persons listed in 6 and 7	The author is an NRC employee; the addressee is an NRC contractor.
9. Name, job title/capacity, organizational position of official who determined that the document meets deliberative process privilege requirements	Aby Mohseni, Deputy Director, Licensing and Inspection Directorate
10. Specific decision, potential decision, or decision-making process and date of decision (if any)	The Staff's review of DOE's long-term passivity approach in the license application.
11. Explanation why document is deliberative	The document includes the NRC Staff's and NRC contractor's preliminary comments on factors to consider during the licensing review.
12. Affirmation that document is not a "circulated draft"	This document is not a circulated draft.
13. Explanation why factual information cannot be segregated	The factual information in the e-mail cannot be disclosed without revealing the nature of the deliberations.
14. Type of document	E-Mail
15. Other privileges/protective claimed	None

Deliberative Process Privilege	
1. LSN header number	NRC000030475
2. ADAMS accession number	ML092050196
3. Document date	4/16/2009
4. Title	2009/04/16 HLW-Yucca Mountain - RE: P&ID Examples from Holtec
5. Subject matter description	E-mail correspondence regarding piping and instrumentation design (P&ID) information.
6. Author(s) name, job title/capacity, affiliation	Paul Bell, Project Manager, NRC
7. Addressee(s) name, job title/capacity, affiliation (excluding clerical support staff)	Vincent Everett, Senior High Level Waste Inspector, NRC
8. Relationship between persons listed in 6 and 7	The author and addressee are NRC employees.
9. Name, job title/capacity, organizational position of official who determined that the document meets deliberative process privilege requirements	Aby Mohseni, Deputy Director, Licensing and Inspection Directorate
10. Specific decision, potential decision, or decision-making process and date of decision (if any)	This document relates to the Staff's review of P&ID information in the license application.
11. Explanation why document is deliberative	The document includes NRC Staff's preliminary opinions and comments on P&ID information.
12. Affirmation that document is not a "circulated draft"	This document is not a circulated draft.
13. Explanation why factual information cannot be segregated	The factual information in the e-mail cannot be disclosed without revealing the nature of the deliberations.
14. Type of document	E-Mail
15. Other privileges/protective claimed	None

Deliberative Process Privilege	
1. LSN header number	NRC000030497
2. ADAMS accession number	ML083640186
3. Document date	12/5/2007
4. Title	carbonate concentration in Na-K-Cl-NO ₃ mixtures.
5. Subject matter description	E-mail correspondence regarding proposed experimental conditions and predicted conditions for stress corrosion cracking.
6. Author(s) name, job title/capacity, affiliation	Roberto Pabalan, Technical Reviewer, CNWRA
7. Addressee(s) name, job title/capacity, affiliation (excluding clerical support staff)	Ken Chiang, Technical Reviewer, CNWRA
	Lietai Yang, Technical Reviewer, CNWRA
	Yi-Ming Pan, Technical Reviewer, CNWRA
	Osvaldo Pensado, Technical Reviewer, CNWRA
	Pavan Shukla, Technical Reviewer, CNWRA
8. Relationship between persons listed in 6 and 7	The author and addressees are NRC contractors/reviewers.
9. Name, job title/capacity, organizational position of official who determined that the document meets deliberative process privilege requirements	Aby Mohseni, Deputy Director, Licensing and Inspection Directorate
10. Specific decision, potential decision, or decision-making process and date of decision (if any)	This document relates to deciding what factors to consider in the LA review of stress corrosion cracking.
11. Explanation why document is deliberative	The document includes NRC contractor's preliminary opinions and comments on conditions to be considered during the NRC Staff's review of the LA.
12. Affirmation that document is not a "circulated draft"	This document is not a circulated draft.
13. Explanation why factual information cannot be segregated	The factual information in the e-mail cannot be disclosed without revealing the nature of the deliberations.
14. Type of document	E-Mail
15. Other privileges/protective claimed	None

Deliberative Process Privilege	
1. LSN header number	NRC000030405
2. ADAMS accession number	ML083231099
3. Document date	2/22/2008
4. Title	2008/02/22 HLW-Yucca Mountain - RE: More ENG3 Review Strategy Conference Call
5. Subject matter description	E-mail correspondence regarding Staff's strategy to review the quantity and chemistry of water contacting the engineered barriers and waste forms.
6. Author(s) name, job title/capacity, affiliation	Scott Painter, Technical Reviewer, CNWRA
	Hakan Basagaoglu, Technical Reviewer, CNWRA
7. Addressee(s) name, job title/capacity, affiliation (excluding clerical support staff)	James Myers, Technical Reviewer, CNWRA
	Miriam Juckett, Technical Reviewer, CNWRA
8. Relationship between persons listed in 6 and 7	The author and addressees are CNWRA employees, an NRC contractor.
9. Name, job title/capacity, organizational position of official who determined that the document meets deliberative process privilege requirements	Aby Mohseni, Deputy Director, Licensing and Inspection Directorate
10. Specific decision, potential decision, or decision-making process and date of decision (if any)	This document relates to the development of a license review strategy for issues associated with the review of engineered barriers and waste forms in the LA.
11. Explanation why document is deliberative	The document includes an NRC contractor's preliminary opinions and comments on factors to be considered in the review of engineered barriers and waste forms in the license application.
12. Affirmation that document is not a "circulated draft"	This document is not a circulated draft.
13. Explanation why factual information cannot be segregated	The factual information in the e-mail cannot be disclosed without revealing the nature of the deliberations.
14. Type of document	E-Mail
15. Other privileges/protective claimed	None

Deliberative Process Privilege	
1. LSN header number	NRC000030407
2. ADAMS accession number	ML083231126
3. Document date	1/26/2007
4. Title	2007/01/26 HLW-Yucca Mountain - RE: Last Change: A237, January 24, at 3:00 pm
5. Subject matter description	E-mail correspondence regarding review of a DOE features, events and processes (FEP) Report.
6. Author(s) name, job title/capacity, affiliation	Roberto Pabalan, Technical Reviewer, CNWRA
7. Addressee(s) name, job title/capacity, affiliation (excluding clerical support staff)	Miriam Juckett, Technical Reviewer, CNWRA
	English Percy, Technical Reviewer, CNWRA
	Bradley Werling, Technical Reviewer, CNWRA
	James Prikryl, Technical Reviewer, CNWRA
	James Myers, Technical Reviewer, CNWRA
	David Pickett, Technical Reviewer, CNWRA
	Paul Bertetti, Technical Reviewer, CNWRA
	Jude McMurry, Technical Reviewer, CNWRA
	Lietai Yang, Technical Reviewer, CNWRA
Xihua He, Technical Reviewer, CNWRA	
8. Relationship between persons listed in 6 and 7	The author and addressees are CNWRA employees/NRC contractor reviewers.
9. Name, job title/capacity, organizational position of official who determined that the document meets deliberative process privilege requirements	Aby Mohseni, Deputy Director, Licensing and Inspection Directorate
10. Specific decision, potential decision, or decision-making process and date of decision (if any)	This document relates to deciding how to review the engineered barrier and waste form during the LA review.
11. Explanation why document is deliberative	The document includes an NRC contractor's preliminary analysis of, and comments on, a DOE FEP report, and deliberations on Staff actions in the review.
12. Affirmation that document is not a "circulated draft"	This document is not a circulated draft.
13. Explanation why factual information cannot be segregated	The factual information in the e-mail cannot be disclosed without revealing the nature of the deliberations.
14. Type of document	E-Mail
15. Other privileges/protective claimed	None

Deliberative Process Privilege	
1. LSN header number	NRC000030439
2. ADAMS accession number	ML083240482
3. Document date	3/14/2006
4. Title	2006/03/14 HLW-Yucca Mountain - RE: criticality statement of work with clarifications
5. Subject matter description	E-mail correspondence regarding fuel issues and transportation aging and disposal (TAD) canisters.
6. Author(s) name, job title/capacity, affiliation	Vijay Jain, Technical Reviewer, CNWRA
7. Addressee(s) name, job title/capacity, affiliation (excluding clerical support staff)	Sitakanta Mohanty, Technical Reviewer, CNWRA
	Asadul Chowdhury, Technical Reviewer, CNWRA
	James Durham, Technical Reviewer, CNWRA
	Lane Howard, Technical Reviewer, CNWRA
8. Relationship between persons listed in 6 and 7	The author and addressees are technical reviewers at CNWRA, an NRC contractor.
9. Name, job title/capacity, organizational position of official who determined that the document meets deliberative process privilege requirements	Aby Mohseni, Deputy Director, Licensing and Inspection Directorate
10. Specific decision, potential decision, or decision-making process and date of decision (if any)	This document relates to determining a scope of work to prepare for the license application review of fuel issues and the TAD canister.
11. Explanation why document is deliberative	The document includes an NRC contractor's preliminary opinions and comments on fuel issues to be considered in preparing to review the license application and the TAD canister review.
12. Affirmation that document is not a "circulated draft"	This document is not a circulated draft.
13. Explanation why factual information cannot be segregated	The factual information in the e-mail cannot be disclosed without revealing the nature of the deliberations.
14. Type of document	E-Mail
15. Other privileges/protective claimed	None

Deliberative Process Privilege	
1. LSN header number	NRC000030392
2. ADAMS accession number	ML083240455
3. Document date	10/25/2006
4. Title	2006/10/25 HLW-Yucca Mountain - Thoughts on IA presentation
5. Subject matter description	E-mail correspondence regarding staff review strategy of igneous activity
6. Author(s) name, job title/capacity, affiliation	John Trapp, Project Manager, NRC
7. Addressee(s) name, job title/capacity, affiliation (excluding clerical support staff)	John Stamatkos, Technical Reviewer, CNWRA
	Nancy Adams, Technical Reviewer, CNWRA
	Roland Benke, Technical Reviewer, CNWRA
	Donald Hooper, Technical Reviewer, CNWRA
	Brittain Hill, Senior-Advisor-Science, NRC
	James Rubenstone, Senior Project Manager, Project Management Branch, NRC
	Keith Compton, Senior Systems Performance Analyst, NRC
	Debashis Basu, Technical Reviewer, CNWRA
8. Relationship between persons listed in 6 and 7	The author is an NRC employee. The addressees are NRC contractor/reviewers and NRC colleagues.
9. Name, job title/capacity, organizational position of official who determined that the document meets deliberative process privilege requirements	Aby Mohseni, Deputy Director, Licensing and Inspection Directorate
10. Specific decision, potential decision, or decision-making process and date of decision (if any)	This document relates to deciding the staff License Application review strategy for igneous activity.
11. Explanation why document is deliberative	The document includes NRC Staff's preliminary opinions and comments on its igneous activity review strategy.
12. Affirmation that document is not a "circulated draft"	This document is not a circulated draft.
13. Explanation why factual information cannot be segregated	The factual information in the e-mail cannot be disclosed without revealing the nature of the deliberations.
14. Type of document	E-Mail
15. Other privileges/protective claimed	None

Deliberative Process Privilege	
1. LSN header number	NRC000030496
2. ADAMS accession number	ML083240658
3. Document date	3/21/2007
4. Title	2007/03/21 HLW-Yucca Mountain - RE: (2) Fwd: Reference for heat affected zone
5. Subject matter description	E-mail correspondence regarding TPA input parameters for heat affected zone.
6. Author(s) name, job title/capacity, affiliation	Osvaldo Pensado, Technical Reviewer, CNWRA
7. Addressee(s) name, job title/capacity, affiliation (excluding clerical support staff)	Tae Ahn, Senior Materials Engineer, NRC
	Ken Chiang, Technical Reviewer, CNWRA
	Xihua He, Technical Reviewer, CNWRA
	Yi-Ming Pan, Technical Reviewer, CNWRA
8. Relationship between persons listed in 6 and 7	The author is an NRC contractor employee/reviewer. The addressees are his colleagues at CNWRA and the NRC.
9. Name, job title/capacity, organizational position of official who determined that the document meets deliberative process privilege requirements	Aby Mohseni, Deputy Director, Licensing and Inspection Directorate
10. Specific decision, potential decision, or decision-making process and date of decision (if any)	This document relates to TPA development and heat affected zone (HAZ) LA review strategy.
11. Explanation why document is deliberative	The document includes NRC contractor and NRC Staff preliminary opinions on parameter values for TPA development and HAZ LA review strategy.
12. Affirmation that document is not a "circulated draft"	This document is not a circulated draft.
13. Explanation why factual information cannot be segregated	The factual information in the e-mail cannot be disclosed without revealing the nature of the deliberations.
14. Type of document	E-Mail
15. Other privileges/protective claimed	None

Deliberative Process Privilege	
1. LSN header number	NRC000030393
2. ADAMS accession number	ML083240257
3. Document date	5/25/2007
4. Title	2007/05/25 HLW-Yucca Mountain - Gaps for RTSZ
5. Subject matter description	E-mail Correspondence Regarding Staff Review Strategy.
6. Author(s) name, job title/capacity, affiliation	Paul Bertetti, Technical Reviewer, CNWRA
7. Addressee(s) name, job title/capacity, affiliation (excluding clerical support staff)	English Pearcy, Group Manager, CNWRA
8. Relationship between persons listed in 6 and 7	The author and addressee are reviewer/manager at an NRC contractor.
9. Name, job title/capacity, organizational position of official who determined that the document meets deliberative process privilege requirements	Aby Mohseni, Deputy Director, Licensing and Inspection Directorate
10. Specific decision, potential decision, or decision-making process and date of decision (if any)	This document relates to deciding the review strategy for radionuclide transport through the saturated zone.
11. Explanation why document is deliberative	The document includes an NRC contractor's preliminary opinions on the staff review strategy.
12. Affirmation that document is not a "circulated draft"	This document is not a circulated draft.
13. Explanation why factual information cannot be segregated	The factual information in the e-mail cannot be disclosed without revealing the nature of the deliberations.
14. Type of document	E-Mail
15. Other privileges/protective claimed	None

Deliberative Process Privilege	
1. LSN header number	NRC000030399
2. ADAMS accession number	ML083240253
3. Document date	8/8/2007
4. Title	2007/08/08 HLW-Yucca Mountain - FW: colloid questions for DOE
5. Subject matter description	E-mail correspondence regarding preparation for a meeting with DOE.
6. Author(s) name, job title/capacity, affiliation	Paul Bertetti, Technical Reviewer, CNWRA
7. Addressee(s) name, job title/capacity, affiliation (excluding clerical support staff)	John Bradbury, Geochemist, NRC
8. Relationship between persons listed in 6 and 7	The author is an NRC contractor/reviewer. The addressee is an NRC employee.
9. Name, job title/capacity, organizational position of official who determined that the document meets deliberative process privilege requirements	Aby Mohseni, Deputy Director, Licensing and Inspection Directorate
10. Specific decision, potential decision, or decision-making process and date of decision (if any)	This document relates to deciding upon potential topics and questions for an upcoming public meeting with DOE.
11. Explanation why document is deliberative	The document includes NRC contractor input to NRC deliberations on potential topics and questions to ask DOE at an upcoming meeting.
12. Affirmation that document is not a "circulated draft"	This document is not a circulated draft.
13. Explanation why factual information cannot be segregated	The factual information in the e-mail cannot be disclosed without revealing the nature of the deliberations.
14. Type of document	E-Mail
15. Other privileges/protective claimed	None

Deliberative Process Privilege	
1. LSN header number	NRC000030411
2. ADAMS accession number	ML083240635
3. Document date	2/6/2008
4. Title	2008/02/06 HLW-Yucca Mountain - RE: Seepage Water Concentration by Evaporation
5. Subject matter description	E-mail correspondence regarding responding to advisory committee question.
6. Author(s) name, job title/capacity, affiliation	Osvaldo Pensado, Technical Reviewer, CNWRA
7. Addressee(s) name, job title/capacity, affiliation (excluding clerical support staff)	Tae Ahn, Senior Materials Engineer, NRC
	Andy Jung, Technical Reviewer, CNWRA
	Pavan Shukla, Technical Reviewer, CNWRA
	Roberto Pabalan, Technical Reviewer, CNWRA
	Xihua He, Technical Reviewer, CNWRA
8. Relationship between persons listed in 6 and 7	The author is an NRC contractor/reviewer. The addressees are NRC and contractor reviewers.
9. Name, job title/capacity, organizational position of official who determined that the document meets deliberative process privilege requirements	Aby Mohseni, Deputy Director, Licensing and Inspection Directorate
10. Specific decision, potential decision, or decision-making process and date of decision (if any)	This document relates to deciding how to respond to a question to the Staff from the Advisory Committee on Nuclear Waste and Materials (ACNW&M).
11. Explanation why document is deliberative	The document includes both NRC and contractor discussion of how to answer an ACNW&M question.
12. Affirmation that document is not a "circulated draft"	This document is not a circulated draft.
13. Explanation why factual information cannot be segregated	The factual information in the e-mail cannot be disclosed without revealing the nature of the deliberations.
14. Type of document	E-Mail
15. Other privileges/protective claimed	None

Deliberative Process Privilege	
1. LSN header number	NRC000030412
2. ADAMS accession number	ML083101278
3. Document date	12/8/2006
4. Title	2006/12/08 HLW-Yucca Mountain - RE: Uranophane paper
5. Subject matter description	E-mail correspondence regarding review of a contractor report.
6. Author(s) name, job title/capacity, affiliation	Jim Prikryl, Primary Author, CNWRA
7. Addressee(s) name, job title/capacity, affiliation (excluding clerical support staff)	David Pickett, Technical Reviewer, CNWRA
8. Relationship between persons listed in 6 and 7	The author and addressee are contractor reviewers.
9. Name, job title/capacity, organizational position of official who determined that the document meets deliberative process privilege requirements	Aby Mohseni, Deputy Director, Licensing and Inspection Directorate
10. Specific decision, potential decision, or decision-making process and date of decision (if	This document relates to discussions on a contractor analysis in support of the Staff's LA review
11. Explanation why document is deliberative	The document includes a contractor discussion on the substance of a draft report supportive of the NRC Staff's LA review.
12. Affirmation that document is not a "circulated draft"	This document is not a circulated draft.
13. Explanation why factual information cannot be segregated	The factual information in the e-mail cannot be disclosed without revealing the nature of the deliberations.
14. Type of document	E-Mail
15. Other privileges/protective claimed	None

Deliberative Process Privilege	
1. LSN header number	NRC000030504
2. ADAMS accession number	ML083101245
3. Document date	12/22/2006
4. Title	2006/12/22 HLW-Yucca Mountain - RE: Paul's tech review
5. Subject matter description	E-mail correspondence regarding NRC contractor input regarding a key technical issue (KTI) Agreement.
6. Author(s) name, job title/capacity, affiliation	Hakan Basagaoglu, Technical Reviewer, CNWRA
7. Addressee(s) name, job title/capacity, affiliation (excluding clerical support staff)	David Pickett, Primary Author, CNWRA
8. Relationship between persons listed in 6 and 7	The author and addressee are NRC contractor reviewer/author.
9. Name, job title/capacity, organizational position of official who determined that the document meets deliberative process privilege requirements	Aby Mohseni, Deputy Director, Licensing and Inspection Directorate
10. Specific decision, potential decision, or decision-making process and date of decision (if any)	This document relates to NRC contractor recommendations as to the content of an NRC letter to DOE concerning a KTI agreement.
11. Explanation why document is deliberative	The document contains NRC contractor deliberations on what should be included in the contractor's input to NRC.
12. Affirmation that document is not a "circulated draft"	This document is not a circulated draft.
13. Explanation why factual information cannot be segregated	The factual information in the e-mail cannot be disclosed without revealing the nature of the deliberations.
14. Type of document	E-Mail
15. Other privileges/protective claimed	None

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC AND SAFETY 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
	)	09-892-HLW-CAB04

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 31st day of August, 2009, by Electronic Information Exchange.

CAB 01

William J. Froehlich, Chairman
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

CAB 04

Thomas S. Moore, Chairman
Paul S. Ryerson
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