

**UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD**

Before Administrative Judges:

ASLBP BOARD
09-892-HLW-CAB04
Thomas S. Moore, Chairman
Paul S. Ryerson
Richard E. Wardwell

In the Matter of	Docket No. 63-001-HLW
U.S. DEPARTMENT OF ENERGY	December 14, 2009
(High Level Waste Repository)	

**CLARK COUNTY, NEVADA'S CERTIFICATION OF
NO ADDITIONAL PARTY WITNESSES**

Pursuant to Section C.1 of "CAB Case Management Order #2" ("CMO #2") issued on September 30, 2009, Clark County, Nevada ("Clark County") hereby submits this Certification of No Additional Party Witnesses. Thirteen (13) of Clark County's contentions have been admitted to the proceeding.¹ Ten (10) of Clark County's admitted contentions are identified in CMO #2 as being associated with Phase I discovery.² CMO #2 required the parties to identify the witnesses they intend to call at the hearing in support or defense of each contention included in Phase I discovery within 10 days of opening discovery ("Party Witnesses").³ Every 60 days thereafter, CMO #2 requires the parties to update the witness disclosures or provide a certification that "no additional Party Witnesses have been identified."⁴ On October 13, 2009,

¹ See Memorandum and Order (Identifying Participants and Admitted Contentions), at Attachment A (May 11, 2009) (admitting CLK-SAFETY-002 through 011 and CLK-NEPA-001 through 003).

² See CAB Case Management Order #2 (September 30, 2009), at "Appendix to Case Management Order."

³ See *id.* at 5.

⁴ See *id.*

Clark County identified Party Witnesses associated with its Phase I discovery contentions.⁵
Now, 60 days later, Clark County hereby certifies that no additional Party Witnesses have been identified.⁶

Respectfully submitted,

/s/ filed electronically

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Dated: December 14, 2009

⁵ See Clark County, Nevada's Initial Identification of Party Witnesses (October 13, 2009).

⁶ On October 13, 2009, Clark County, the State of Nevada and Inyo County, California filed a joint proposal to consolidate certain contentions pertaining to igneous activity. Pursuant to that proposal, counsel for Inyo County has authorized counsel for Clark County to state that Inyo County joins in this certification of no additional Party Witnesses for INY-SAFETY-003. The State of Nevada will file its disclosure and/or certification regarding its Party Witnesses separately.

December 14, 2009

**UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION**

Before the Atomic Safety and Licensing Board

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 foregoing Certification of No Additional Party Witnesses have been served on the following persons this 14th day of December, 2009 by Electronic Information Exchange.

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