

February 19, 2009

Thomas S. Moore, Chair  
Administrative Judge  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Paul S. Ryerson  
Administrative Judge  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulator Commission  
Washington, D.C. 20555

Dr. Richard E. Wardwell  
Administrative Judge  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

In the Matter of  
U.S. Department of Energy  
(High-Level Waste Repository)  
Docket No. 63-001-HLW

Dear Administrative Judges:

On February 17, 2010, Construction Authorization Board-04 ("the Board") denied the NRC staff's ("Staff's") "Motion to Set a Deadline for Transcript Corrections," dated February 4, 2010 as being moot due to the issuance of the final transcript. Although the final transcript published on February 10, 2010 corrects most of the transcription errors in the interim transcript, the Staff notes for the Board's information that the term "deep percolation" is transcribed incorrectly as either "de-percolation" or "depercoration" throughout the transcript.

Sincerely,

**/Signed (electronically) by/**

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