

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION  
ATOMIC SAFETY AND LICENSING BOARD  
Before Administrative Judges:  
Thomas S. Moore, Chairman  
Paul S. Ryerson  
Richard E. Wardwell

In the Matter of )  
 )  
U.S. DEPARTMENT OF ENERGY ) Docket No. 63-001  
 )  
 ) ASLBP No. 09-892—HLW-CAB04  
(High-Level Waste Repository: )  
Pre-Application Matters) )  
 ) May 20, 2010  
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**NOTICE BY LINCOLN COUNTY**

Lincoln County hereby notifies the Atomic Safety and Licensing Board (ASLB) that the undersigned counsel will not be able to attend the oral argument and case management conference that has been scheduled in Las Vegas for June 3 and 4, 2010, nor will he be able to participate by telephone link. However, Lincoln County's Nuclear Oversight Program Coordinator, Connie Simkins and Intertech's

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Mike Baughman will attend as observers on the County's behalf.

DATED this 20<sup>th</sup> day of May, 2010.

Respectfully submitted by:

/S/  
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CERTIFICATE OF SERVICE

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