

## Powell, Amy

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**From:** Powell, Amy  
**Sent:** Tuesday, February 02, 2010 8:35 PM  
**To:** 'Alexander\_McDonough@reid.senate.gov'  
**Subject:** Re: Yucca

HEY! It was good to see you too! Dayle followed about 20 minutes behind so I reconnected all around!

Can we chat tomorrow on this? I can talk you through what I know and understand (complete with what ifs and caveats), especially on the "with prejudice". In short, each motion filed needs to be considered by ASLB, ASLB rulings can be appealed to the Commission - same cadence as other adjudicatory matters. Commission could also review ASLB decisions without an appeal.

What is a good time to call you tomorrow? Still got the number :)

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**From:** McDonough, Alexander (Reid) <Alexander\_McDonough@reid.senate.gov>  
**To:** Powell, Amy  
**Sent:** Tue Feb 02 19:24:27 2010  
**Subject:** Yucca

Hi Amy – I'm trying to get my head around the process DOE will need to go through with ASLB and the Commission to withdraw the license application for Yucca. Has anybody put together a list of actions with timelines (for filings and appeals) that need to take place once DOE files its motion to withdraw?

Also, do you happen to know if NRC's regulations explain the impact of withdrawing an application "with prejudice", or if there's an opinion/decision that might help explain it?

It was good to see you in Dirksen the other day – I don't get the opportunity to bug you as much anymore.

Alex

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