



From: Powell, Amy
To: Powell, Amy
Cc:
Bcc: 'pete.modaff@mail.house.gov'; 'james.windle@mail.house.gov'; 'Jones, Kevin (Approps)'; 'Blair, Rob'; 'Doug.Clapp@appro.senate.gov'; 'Carne Apostolou'; 'Spencer, Peter'; 'Caputo, Annie (EPW)'; 'Dedrick, Kathy (EPW)'; 'Bisconti, Giulia (Carper)'; 'Haynes, Laura (Carper)'; 'Freedhoff, Michal'; 'Matthews, Kate'; 'Spring, Andrea'; 'Neumayr, Mary'; 'Baran, Jeff'; 'Cherry, David'; 'McDonough, Alexander (Reid)'; 'Cristinzio, Dayle (Reid)'; 'Story, Tod'; 'greg.facchiano@mail.house.gov'; 'john_min@ensign.senate.gov'; 'matt.morris@mail.house.gov'; 'Shaw, Andrew (Ensign)'; 'Consolvo, Brandon (Ensign)'; 'Shannon_Raborn@reid.senate.gov'; 'Agostisi, Karen'; 'Fowler, Sam (Energy)'; 'tm_valentine@energy.senate.gov';
Subject: Filings from Nye County, NRC staff in Yucca Mountain application adjudication before the Commission

Message: 4-20-10 NRC Staff Answer DOE Appeal1.pdf (42 KB) 4-15-10 Nye Cty Pet Interloc Rev CAB 4 6 2010 ORDER1.pdf (145 KB)
4-20-10 NRC Staff Answer Nye Co Appeal1.pdf (42 KB)

Hello once again -

Attached are three recent filings in the adjudicatory process before the Commission (as opposed to the DC Circuit Court) on DOE's license application for a HLW repository at Yucca Mountain.

On April 15th, Nye County (NV) joined DOE in its petition for the Commission to review the Memo and Order issued by the Atomic Safety and Licensing Board that suspended briefing and consideration of the DOE's motion to withdraw its application (aka petition for interlocutory review). While Nye County disagrees with DOE's motion to withdraw the application with prejudice, the County does agree with DOE on procedural grounds and thus joins the petition.

Yesterday, the NRC staff filed the two attached responses to DOE and to Nye County petitions. The NRC staff does not object to these appeals for the Commission to review the Board's Memo and Order "pursuant to [the Commission's] inherent supervisory authority with respect to adjudications."

Parties in this adjudicatory proceeding have until April 22nd to respond to DOE's petition and until April 26th to respond to Nye County's petition.

More to come.
Amy

Amy Powell
Associate Director
U. S. Nuclear Regulatory Commission
Office of Congressional Affairs
Phone: 301-415-1673

A/81
~~XXXXXXXXXX~~

Powell, Amy

From: Powell, Amy
Sent: Wednesday, April 21, 2010 10:57 AM
To: Powell, Amy
Subject: Filings from Nye County, NRC staff in Yucca Mountain application adjudication before the Commission
Attachments: 4-20-10 NRC Staff Answer DOE Appeal1.pdf; 4-15-10 Nye Cty Pet Interloc Rev CAB 4 6 2010 ORder1.pdf; 4-20-10 NRC Staff Answer Nye Co Appeal1.pdf

Hello once again –

Attached are three recent filings in the adjudicatory process before the Commission (as opposed to the DC Circuit Court) on DOE's license application for a HLW repository at Yucca Mountain.

On April 15th, Nye County (NV) joined DOE in its petition for the Commission to review the Memo and Order issued by the Atomic Safety and Licensing Board that suspended briefing and consideration of the DOE's motion to withdraw its application (aka petition for interlocutory review). While Nye County disagrees with DOE's motion to withdraw the application with prejudice, the County does agree with DOE on procedural grounds and thus joins the petition.

Yesterday, the NRC staff filed the two attached responses to DOE and to Nye County petitions. The NRC staff does not object to these appeals for the Commission to review the Board's Memo and Order "pursuant to [the Commission's] inherent supervisory authority with respect to adjudications."

Parties in this adjudicatory proceeding have until April 22nd to respond to DOE's petition and until April 26th to respond to Nye County's petition.

More to come,
Amy

Amy Powell
Associate Director
U. S. Nuclear Regulatory Commission
Office of Congressional Affairs
Phone: 301-415-1673