

**UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION**

**BEFORE THE ATOMIC SAFETY AND LICENSING BOARD**

<b>In the Matter of</b>	)	<b>Docket No. 63-001-HLW</b>
	)	
<b>U.S. DEPARTMENT OF ENERGY</b>	)	<b>ASLBP No. 09-892-HLW-CAB04</b>
	)	
<b>(High-Level Waste Repository)</b>	)	
	)	

**NOTICE OF CHANGE OF THE COUNTY OF INYO'S RESPONSIBLE OFFICIAL FOR  
THE LICENSE SUPPORT NETWORK**

Pursuant to the attached Inyo County Board of Supervisors' Resolution #2008-56 adopted on December 16, 2008, the Inyo County Administrator was designated as Inyo County's Responsible Official for the License Support Network (LSN). As provided in Resolution #2008-56, the Inyo County Administrator may, in writing, designate another Inyo County official to serve as the County's Responsible Official for the LSN.

Please take notice that by the attached document, on July 29, 2010, the Inyo County Administrator designated Joshua Hart, Director of the Inyo County Planning Department as Inyo County's Responsible Official for the LSN. Mr. Hart's contact information is provided below.

**The County of Inyo's New Responsible Official for the LSN:**

Name: Joshua Hart, Director, Inyo County Planning Department  
Address: P.O. Drawer L  
Independence, CA 93526  
Telephone: 760-878-0268  
Email: [jhart@inyocounty.us](mailto:jhart@inyocounty.us)

Respectfully submitted,

Dated: July 29, 2010

**/Signed (electronically) by/**

Greg James  
Attorney for the County of Inyo  
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Telephone: 760-873-6838  
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# *In the Rooms of the Board of Supervisors*

County of Inyo, State of California

I, HEREBY CERTIFY, that at a meeting of the Board of Supervisor of the County of Inyo, State of California, held in their rooms at the County Administrative Center in Independence on the 16<sup>th</sup> day of DECEMBER, 2008 an order was duly made and entered as follows:

Resol. #2008-56/  
NRC Yucca Mt.  
Licensing  
Representative  
Designation

On a motion by Supervisor Cervantes and second by Supervisor Bilyeu, Resolution No. 2008-56, was adopted, rescinding Resolution No. 2008-41, and designating the Inyo County Administrator (or his designee) as the official responsible for supplementing the County of Inyo's document collection with the United States Nuclear Regulatory Commission (NRC) Licensing Support Network (LSN) and as the official responsible for certifying to the NRC that Inyo County has supplemented its document collection on the LSN, designating the Project Analyst and the County's Yucca Mt. Repository Assessment Office as the primary point of contact for purposes of document requests and pre-motion consultations, and appointment of Greg James, Attorney at Law, as the County of Inyo's representative in the Yucca Mt. Nuclear Repository Licensing Proceedings before the NRC: motion unanimously passed and adopted.

WITNESS my hand and the seal of said Board this 16<sup>TH</sup>

Days of DECEMBER 2008



KEVIN D. CARUNCHIO  
Clerk of the Board of Supervisors

By

*Patricia Gunsolley*  
Patricia Gunsolley, Assistant

Routing
CC _____
Purchasing _____
Personnel _____
Auditor _____
CAO <u>X</u> _____
Other <u>Yucca Mt.</u> _____
DATE: December 24, 2008

**A RESOLUTION OF THE INYO COUNTY BOARD OF SUPERVISORS  
RESCINDING RESOLUTION 2008-41, AND DESIGNATING THE INYO COUNTY  
ADMINISTRATOR (OR HIS DESIGNEE) AS THE OFFICIAL RESPONSIBLE FOR  
SUPPLEMENTING THE COUNTY OF INYO'S DOCUMENT COLLECTION WITH THE  
UNITED STATES NUCLEAR REGULATORY COMMISSION (NRC) LICENSING SUPPORT  
NETWORK (LSN) AND AS THE OFFICIAL RESPONSIBLE FOR CERTIFYING TO NRC THAT  
INYO COUNTY HAS SUPPLEMENTED ITS DOCUMENT COLLECTION ON THE LSN;  
DESIGNATING THE PROJECT ANALYST IN THE COUNTY'S YUCCA MOUNTAIN  
REPOSITORY ASSESSMENT OFFICE AS THE PRIMARY POINT OF CONTACT FOR  
PROPOSES OF DOCUMENT REQUESTS AND PRE-MOTION CONSULTATIONS, AND  
APPOINTING GREG JAMES, ATTORNEY AT LAW, AS THE COUNTY OF INYO'S  
REPRESENTATIVE IN THE YUCCA MOUNTAIN NUCLEAR REPOSITORY LICENSING  
PROCEEDING BEFORE THE NRC**

WHEREAS, the County of Inyo has been designated as an "Affected Unit of Local Government" under the Nuclear Waste Policy Act of 1987, as amended; and

WHEREAS, such designation allows the County to submit electronic files of documentary material to the Licensing Support Network (LSN) that is maintained by the U.S. Nuclear Regulatory Commission (NRC) which concern the proposed Yucca Mountain Repository and upon which the County may rely as evidence in any proceeding between the U.S. Department of Energy (DOE) and the NRC; and,

WHEREAS, 10 CFR §2.1009 requires that the County designate an official who will be responsible for the administration of the County's responsibility to provide electronic files of documentary materials to the LSN and for certifying that the County has supplemented its submission of documents as required by applicable law and regulations; and,

WHEREAS, as required by 10 CFR §2.1009, on October 17, 2006, by Resolution No. 2006-55, this Board adopted LSN procedures for the County that comply with the requirements of applicable NRC regulations; and,

WHEREAS, in the Revised Second Case Management Order dated July 6, 2007, the NRC's Pre-Application Presiding Officer Board has ordered that each potential party certifying a LSN document collection must file a notice with the NRC identifying the person who will serve as its "primary point of contact" for purposes of document requests and pre-motion consultations; and,

WHEREAS, the DOE has submitted an application for a license to the NRC for the proposed Yucca Mountain Repository, the NRC has docketed the license application and has provided public notice that any person desiring to participate in the licensing proceedings must file a petition with NRC by December 22, 2008; and,

WHEREAS, the County intends to file a petition with the NRC to participate in the Yucca Mountain Repository licensing proceedings; and,

WHEREAS, on September 2, 2008, this Board adopted resolution No. 2008-41 which designated the Inyo County Planning Director as the Responsible Official, required by 10 CFR §2.1009 for the submittal of documents to the LSN and which appointed the County Planning

Director as the County Officer and Agent with authority to represent the County, in accordance with 10 CFR §2.314(b), in all matters and hearings relating to the Yucca Mountain Repository License Application and which empowered the County Planning Director with authority to file a Notice of Appearance on behalf of Inyo County; and,

WHEREAS, this Board of Supervisors desires to designate different County officials and representatives to exercise the powers that were vested in the County Planning Director by Resolution No. 2008-41.

NOW, THEREFORE BE IT RESOLVED, that this Board rescinds Resolution No. 2008-41.

BE IT FURTHER RESOLVED, that this Board appoints the Inyo County Administrator as the official responsible for supplementing the County of Inyo's document collection with the LSN and as the official responsible for certifying to NRC that the County of Inyo has supplemented its document collection on the LSN in accordance with applicable law and regulations.

BE IT FURTHER RESOLVED, that the Inyo County Administrator may, in writing, designate another County official to perform the responsibilities delegated to the County Administrator by this Resolution.

BE IT FURTHER RESOLVED, that this Board appoints the Project Analyst in the County's Yucca Mountain Repository Assessment Office as the primary point of contact for proposes of document requests and pre-motion consultations.

BE IT FURTHER RESOLVED, that this Board designates Greg James, Attorney at Law, as the County of Inyo's legal representative in the Yucca Mountain proceedings who is hereby vested with authority to file a notice of appearance with the NRC, to file, on behalf of the County, a petition with the NRC to participate as directed by the Board of Supervisors in the Yucca Mountain Repository licensing proceedings, and with authority to take such other actions in the licensing proceeding as are necessary and appropriate to represent the County's interests.

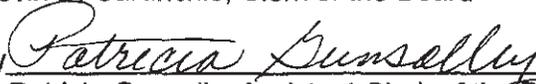
Passed and adopted this 16th day of December 2008, by the following vote:

AYES: Supervisors Arcularius, Cash, Brown, Bilyeu and Cervantes  
NOES: -0-  
ABSTAIN: -0-  
ABSENT: -0-



Linda Arcularius, Chairperson  
Inyo County Board of Supervisors

ATTEST:  
Kevin D. Carunchio, Clerk of the Board

by   
Patricia Gunsolly, Assistant Clerk of the Board

**UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION**

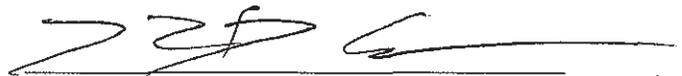
**BEFORE THE ATOMIC SAFETY AND LICENSING BOARD**

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<b>U.S. DEPARTMENT OF ENERGY</b>	)	<b>ASLBP No. 09-892-HLW-CAB04</b>
	)	
<b>(High-Level Waste Repository)</b>	)	
	)	

**DESIGNATION OF A NEW COUNTY OF INYO LICENSE SUPPORT NETWORK  
RESPONSIBLE OFFICIAL**

Pursuant to the attached Inyo County Board of Supervisors' Resolution #2008-56 adopted on December 16, 2008, as the Inyo County Administrator, I was designated as Inyo County's Responsible Official for the License Support Network (LSN). As provided in Resolution #2008-56, I am authorized to designate in writing another Inyo County official to serve as the County's Responsible Official for the LSN. Pursuant to authority vested in me by Resolution #2008-56, I hereby designate Joshua Hart, Director, Inyo County Planning Department to be Inyo County's Responsible Official for the LSN.

Dated: July 29, 2010



Kevin D. Carunchio  
Inyo County Administrator

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NUCLEAR REGULATORY COMMISSION**

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U.S. DEPARTMENT OF ENERGY	)	ASLBP No.	09-892-HLW-CAB04
	)		
(High-Level Waste Repository)	)		
	)		

**CERTIFICATE OF SERVICE**

I hereby certify that copies of the “NOTICE OF CHANGE OF THE COUNTY OF INYO’S RESPONSIBLE OFFICIAL FOR THE LICENSE SUPPORT NETWORK” in the above-captioned proceeding have been served on the following persons this 29th day of July, 2010, by Electronic Information Exchange.

**CAB 04**

**Atomic Safety and Licensing Board Panel**

**Thomas S. Moore, Chair**

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**Richard E. Wardwell**

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Dated: July 29, 2010

**/Signed (electronically) by/**

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