

**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> | ) | <b>October 28, 2010</b>           |

**COUNTY OF INYO’S THIRD CERTIFICATION OF NO ADDITIONAL OTHER  
WITNESSES**

Pursuant to Section C.1 of “CAB Case Management Order #2,” issued on September 30, 2009, the County of Inyo, California (“Inyo County”) does not have any names to add to its “Other Witness” list at this time. Two of Inyo County’s contentions, INY-SAFETY-003 and INY-NEPA-006, have been admitted to this proceeding and are identified in CAB Case Management Order #2 as being associated with Phase I discovery. On October 31, 2009, Inyo County identified the “Other Witnesses” associated with its Phase I discovery contentions. Inyo County has subsequently submitted Certifications of No Additional Party Witnesses, in compliance with CMO #2. Inyo County hereby certifies that no additional “Other Witnesses” have been identified since October 31, 2009 with regard to INYO-NEPA-006.<sup>1</sup>

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<sup>1</sup> By Order issued on December 30, 2010, the Board approved the consolidation and grouping of contentions and lead party designations as had been proposed by the Parties. Pursuant to that Order (and the underlying proposal), counsel for Clark County has submitted witness certifications pursuant to CAB Case Management Order #2 regarding INY-SAFETY-003.

Dated: October 28, 2010

Respectfully submitted,

*/s/ filed electronically* \_\_\_\_\_

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|                               | ) |            |                  |
| (High-Level Waste Repository) | ) |            |                  |
|                               | ) |            |                  |

**CERTIFICATE OF SERVICE**

I hereby certify that copies of the “**COUNTY OF INYO’S THIRD CERTIFICATION OF NO ADDITIONAL OTHER WITNESSES**” in the above-captioned proceeding have been served on the following persons this 28th day of October, 2010, by Electronic Information Exchange.

**CAB 04**

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Dated: October 28, 2010

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