

March 23, 2018

Dr. Andrew Bates, Chairman  
Licensing Support Network Advisory Review Panel  
Office of the Secretary  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555  
By e-mail to: [LSNARP.SECY@nrc.gov](mailto:LSNARP.SECY@nrc.gov)

SUBJECT: *Comments on LSNARP Meeting on February 27-28, 2018*

Dear Dr. Bates:

On behalf of Eureka County, I am writing to thank you for the opportunity to participate in the meeting of the U.S. Nuclear Regulatory Commission's (NRC's) Licensing Support Network Advisory Review Panel (LSNARP) on February 27-28, 2018, and to submit these comments.

As a participant in the Yucca Mountain licensing proceeding, Eureka County has a strong interest in ensuring that the discovery process for any re-opened hearing is fair, transparent, and efficient. To meet those goals, the procedures for deciding on the new discovery process must also be fair, transparent, and efficient. We appreciate the work the NRC has done to present a range of alternatives and options for renewing the discovery process if and when the Yucca Mountain proceeding resumes. And it was helpful to see a comparison of the benefits and disadvantages of the various approaches that were proposed. But we believe you must treat that meeting as a preliminary step only. No further action should be taken on the discovery process until (a) Congress has decided whether and on what terms the proceeding will resume, and (b) funding has been provided to allow government entities like Eureka County to participate fully in the decision-making process.

If and when those conditions are met, we urge you to follow the same key steps that the NRC initially used with respect to the LSN document collection: (1) establishment of a Technical Working Group to assist the LSNARP with the evaluation of discovery options; (2) several LSNARP meetings to allow a full discussion of the options (including review of the information already presented and any additional information that has become available); and (3) a notice and comment rulemaking to establish the final parameters of the process. These steps will help to ensure that the discovery process is as efficient and effective as possible, that it addresses the needs of all affected parties, and that it is fair and transparent.

Again, thank you for the opportunity to participate in the meeting and to submit these comments.



Sincerely,

A handwritten signature in black ink, appearing to read 'Diane Curran'. The signature is fluid and cursive.

Diane Curran  
Counsel to Eureka County

Cc: Abigail Johnson, [saged183@gmail.com](mailto:saged183@gmail.com)  
LSN Administrator, [LSNAdministrator@nrc.gov](mailto:LSNAdministrator@nrc.gov)  
NRC Hearing Docketing, [hearingdocket@nrc.gov](mailto:hearingdocket@nrc.gov)

## SECY, LSNARP

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**From:** Diane Curran <dcurran@harmoncurran.com>  
**Sent:** Friday, March 23, 2018 10:29 AM  
**To:** SECY, LSNARP  
**Cc:** LSNAdministrator; Docket, Hearing; 'Abby Johnson (saged183@gmail.com)'  
**Subject:** [External\_Sender] Comments on LSNARP Meeting  
**Attachments:** 2018-03-23 Comment letter re LSNARP meeting.pdf

Dear Dr. Bates,

Attached please find Eureka County's comments on the LSNARP meeting February 27 and 28, 2018.

Best wishes,

Diane Curran

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