

January 21, 2010

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

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

NRC STAFF COMMENTS CONCERNING LSNA MEMORANDUM

On December 17, 2009 the Licensing Support Network (LSN) Administrator (LSNA) provided the Board, and served on the parties, a memorandum concerning potential impacts on the LSN should the Department of Energy (DOE) withdraw its license application. By order dated December 22, 2009, Construction Authorization Board-04 (CAB) directed the parties to prepare to discuss the issues raised in the LSNA memorandum during a case management conference scheduled for January 27, 2010 in Las Vegas, Nevada, and encouraged the parties to file written comments on the memorandum by January 21, 2010. Comments by the NRC staff (Staff) are set forth below.

The Staff's LSN collection currently contains 33,225 documents. Of these documents, 25,950 are PDF files and 7,256 files are TIFF/ Optical Character Recognition (OCR) with an associated PDF on ADAMS. If necessary, the remaining TIFF/OCR pairs could be converted to PDF files at a future date.

The items in the Staff's LSN collection are available via the Agencywide Documents Access and Management System (ADAMS) and those items that are currently publicly available would remain publicly available through ADAMS even if the LSN were suspended or terminated. In addition, privileged documents that are currently marked by only a header on the LSN are

maintained in the non-public portion of ADAMS, and would be maintained in non-public ADAMS if the LSN were suspended or terminated. The Staff will preserve any documents that are not currently PDF or TIFF files in ADAMS consistent with the NRC's records retention requirements.

Respectfully submitted,

**/Signed (electronically) by/**

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Dated at Rockville, Maryland  
this 21<sup>st</sup> day of January, 2010

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CERTIFICATE OF SERVICE

I hereby certify that copies of the "NRC STAFF COMMENTS CONCERNING LSNA MEMORANDUM" in the above-captioned proceeding have been served on the following persons this 21<sup>st</sup> day of January, 2010, by Electronic Information Exchange.

CAB 04

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