In the Matter of Docket No.: 63-001-HLW
U.S. DEPARTMENT OF ENERGY August 30, 2010
(High Level Waste Repository)

CLARK COUNTY, NEVADA’S SECOND CERTIFICATION OF NO ADDITIONAL PARTY WITNESSES

Pursuant to Section C.1 of “CAB Case Management Order #2” (“CMO #2”) issued on September 30, 2009, Clark County, Nevada (“Clark County”) hereby submits this Second Certification of No Additional Party Witnesses. Fourteen (14) of Clark County’s contentions have been admitted to the proceeding.¹ Eleven (11) of Clark County’s admitted contentions are identified in CMO #2 and an Order issued on December 9, 2009 as being associated with Phase I discovery.² CMO #2 required the parties to identify the witnesses they intend to call at the hearing in support or defense of each contention included in Phase I discovery within 10 days of opening discovery (“Party Witnesses”).³ On October 13, 2009, Clark County identified Party

¹ See Memorandum and Order (Identifying Participants and Admitted Contentions), at Attachment A (May 11, 2009) (admitting CLK-SAFETY-002 through 011 and CLK-NEPA-001 through 003); Memorandum and Order (Addressing Contentions Filed After Initial Petitions), at 9 and 14 (December 9, 2009) (admitting CLK-SAFETY-013).

² See CAB Case Management Order #2 (September 30, 2009), at “Appendix to Case Management Order”; Memorandum and Order (December 9, 2009), at 14.

³ See CMO #2, at 5.
Witnesses associated with its Phase I discovery contentions. On December 14, 2009, Clark County submitted a Certification of No Additional Party Witnesses, in compliance with CMO #2. Clark County hereby certifies that no additional Party Witnesses have been identified since its Initial Identification of Party Witnesses on October 13, 2009.

Respectfully submitted,

/s/ filed electronically
Alan I. Robbins
Debra D. Roby
Bryce C. Loveland
Jennings, Strouss & Salmon, PLC
1700 Pennsylvania Ave, NW, Ste. 500
Washington, D.C. 20006
Telephone: (202) 464-0539
Email: arobbins@jsslaw.com
Email: droby@jsslaw.com
Email: bloveland@jsslaw.com
Attorneys for Clark County, Nevada

Dated: August 30, 2010

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4 See Clark County, Nevada’s Initial Identification of Party Witnesses (October 13, 2009).

5 See CMO #2, at 5.

6 On October 13, 2009, Clark County, the State of Nevada and Inyo County, California filed a joint proposal to consolidate certain contentions pertaining to igneous activity. The Board approved the consolidation by Order issued on December 30, 2009. See Order (Concerning Contention Consolidation and Groupings) at 2 (December 30, 2009). Pursuant to that Order and the underlying proposal, counsel for Inyo County has authorized counsel for Clark County to state that Inyo County joins in this certification of no additional Party Witnesses for INY-SAFETY-003. The State of Nevada will file its disclosure and/or certification regarding its Party Witnesses separately.
UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION  
ATOMIC SAFETY AND LICENSING BOARD

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

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Clark County, Nevada’s Second Certification of No Additional Party Witnesses have been served on the following persons this 30th day of August, 2010, by Electronic Information Exchange.

CAB 01  
William J. Froehlich, Chair  
Thomas S. Moore  
Richard E. Wardwell  
Atomic Safety and Licensing Board Panel  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555-0001  
Email: wjf1@nrc.gov  
           tsm2@nrc.gov  
           rew@nrc.gov

CAB 02  
Michael M. Gibson, Chair  
Alan S. Rosenthal  
Nicholas G. Trikouros  
Atomic Safety and Licensing Board Panel  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555-0001  
Email: mmg3@nrc.gov  
           axr@nrc.gov  
           ngt@nrc.gov

CAB 03  
Paul S. Ryerson, Chair  
Michael C. Farrar  
Mark O. Barnett  
Atomic Safety and Licensing Board Panel  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555-0001  
Email: psrl@nrc.gov  
           mcf@nrc.gov  
           mob1@nrc.gov  
           mark.barnett@nrc.gov

CAB 04  
Thomas S. Moore, Chair  
Paul S. Ryerson  
Richard E. Wardwell  
Atomic Safety and Licensing Board Panel  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555-0001  
Email: tsm2@nrc.gov  
           psrl@nrc.gov  
           rew@nrc.gov
Counsel for the U.S. Department of Energy
Morgan, Lewis, Bockius LLP
1111 Pennsylvania Ave., NW
Washington, DC 20004
Donald J. Silverman, Esq.
Email: dsilverman@morganlewis.com
Alex S. Polonsky, Esq.
Email: apolonsky@morganlewis.com
Jay M. Gutierrez, Esq.
Email: jgutierrez@morganlewis.com
Thomas D. Poindexter, Esq.
Email: tpoindexter@morganlewis.com
Annette M. White, Associate
Email: Annette.white@morganlewis.com
Paul J. Zaffuts, Esq.
Email: pzaffuts@morganlewis.com
Lewis M. Csedrik, Associate
Email: lcsedrik@morganlewis.com
Charles B. Moldenhauer, Associate
Email: cmoldenhauer@morganlewis.com
Brian P. Oldham, Associate
Email: boldham@morganlewis.com
Clifford W. Cooper, Paralegal
Email: ccooper@morganlewis.com
Shannon Staton, Legal Secretary
Email: sstaton@morganlewis.com

Counsel for the U.S. Department of Energy
Hunton & Williams LLP
Riverfront Plaza, East Tower
951 East Byrd Street
Richmond, VA 23219
Kelly L. Faglioni, Esq.
Email: kfaglioni@hunton.com
Donald P. Irwin, Esq.
Email: dirwin@hunton.com
Michael R. Shebelskie, Esq.
Email: mshebelskie@hunton.com
Patricia Slayton, Senior Paralegal
Email: pslayton@hunton.com
Stephane Meharg
Email: smeharg@hunton.com
Belinda Wright
Email: bwright@hunton.com

U.S. Department of Energy
Office of General Counsel
1000 Independence Avenue S.W.
Washington, DC 20585
Martha S. Crosland, Esq.
Email: martha.crosland@hq.doe.gov
Nicholas P. DiNunzio, Esq.
Email: nick.dinunzio@rw.doe.gov
James Bennett McRae
Email: ben.mcrae@hq.doe.gov
Cyrus Nezhad, Esq.
Email: cyrus.nezhad@hq.doe.gov
Christina C. Pak, Esq.
Email: christina.pak@hq.doe.gov

For the U.S. Department of Energy
Talisman International, LLC
1000 Potomac St., NW, Suite 300
Washington, DC 20007
Patricia Larimore, Senior Paralegal
Email: plarimore@talisman-intl.com

U.S. Department of Energy
Office of General Counsel
1551 Hillshire Drive
Las Vegas, NV 89134-6321
George W. Hellstrom, Esq.
Email: george.hellstrom@ymp.gov
Jocelyn M. Gutierrez, Esq.
Email: jocelyn.gutierrez@ymp.gov
Josephine L. Sommer, Paralegal
Email: josephine.sommer@ymp.gov

U.S. Department of Energy
Bechtel-SAIC
Yucca Mountain Project Licensing Group
1251 Center Crossing Road, M/S 423
Las Vegas, NV 89144
Jeffrey Kriner, Regulatory Programs
Email: jeffrey.kriner@ymp.gov
Stephen J. Cereghino, Licensing/Nucl Safety
Email: stephen.cereghino@ymp.gov
U.S. Department of Energy
Bechtel-SAIC
Yucca Mountain Project Licensing Group
6000 Executive Boulevard, Suite 608
North Bethesda, MD 20852
Edward Borella, Sr Staff, Licensing/
Nuclear Safety
Email: edward_borella@vmp.gov
Danny R. Howard, Sr. Licensing Engineer
Email: danny_howard@vmp.gov

U.S. Department of Energy
Office of Counsel, Naval Sea Systems Command
Nuclear Propulsion Program
1333 Isaac Hull Avenue, SE
Washington Navy Yard, Building 197
Washington, DC 20376
Frank A. Putzu, Esq.
Email: frank.putzu@navy.mil

Counsel for the State of Nevada
Egan, Fitzpatrick, Malsch & Lawrence, PLLC
2001 K Street, NW, Suite 400
Washington, DC 20006
Martin G. Malsch, Esq.
Email: mmalsch@nuclearlawyer.com
Susan Montesi:
Email: smontesi@nuclearlawyer.com

Egan, Fitzpatrick, Malsch & Lawrence, PLLC
12500 San Pedro Avenue, Suite 555
San Antonio, TX 78216
Charles J. Fitzpatrick, Esq.
Email: cfitzpatrick@nuclearlawyer.com
John W. Lawrence, Esq.
Email: jlawrence@nuclearlawyer.com
Laurie Borski, Paralegal
Email: lborski@nuclearlawyer.com

Counsel for Nye County, Nevada
Ackerman Senterfitt
801 Pennsylvania Avenue, NW, #600
Washington, DC 20004
Robert Andersen, Esq.
Email: robert.andersen@akerman.com

Counsel for Clark County, Nevada
Jennings, Strouss & Salmon
1350 I Street , NW, Suite 810
Washington, DC 20005-3305
Alan J. Robbins, Esq.
Email: arobbins@jsslaw.com
Debra D. Roby, Esq.
Email: droby@jsslaw.com
Jennings, Strouss & Salmon
8330 W. Sahara Avenue, #290
Las Vegas, NV 89117
Bryce C. Loveland, Esq.
Email: bloveland@jsslaw.com

Bureau of Government Affairs
Nevada Attorney General
100 N. Carson Street
Carson City, NV 89701
Marta Adams, Chief Deputy
Attorney General
Email: madams@ag.nv.gov

Nevada Agency for Nuclear Projects
Nuclear Waste Project Office
1761 East College Parkway, Suite 118
Carson City, NV 89706
Steve Frishman, Tech. Policy Coordinator
Email: steve.frishman@gmail.com
Susan Lynch, Administrator of
Technical Programs
Email: slynch1761@gmail.com

Nevada Agency for Nuclear Projects
Counsel for Nye County, Nevada
530 Farrington Court
Las Vegas, NV 89123
Jeffrey VanNiel, Esq.
Email: nbrjdvn@gmail.com

Nevada Agency for Nuclear Projects
Nye County Regulatory/Licensing Advisor
18160 Cottonwood Rd. #265
Sunriver, OR 97707
Malachy Murphy, Esq.
Email: mrmurphv@chamberscable.com

Nye County Nuclear Waste
Repository Project Office (NWRPO)
1210 E. Basin Road, #6
Pahrump, NV 89060
Sherry Dudley, Admin. Technical Coordinator
Email: sdudley@co.nye.nv.us
Zoie Choate, Secretary
Email: zchoate@co.nye.nv.us
Clark County, Nevada
Office of the District Attorney
500 S. Grand Central Parkway
Las Vegas, NV 98155
Elizabeth A. Vibert, Deputy District Attorney
Email: elizabeth.vibert@ccdanv.com
Phil Klevorick, Sr. Mgmt Analyst
Email: klevorick@co.clark.nv.us

Counsel for Lincoln County, Nevada
1100 S. Tenth Street
Las Vegas, NV 89017
Bret Whipple, Esq.
Email: baileys@lcturbanet.com or
Email: bretwhipple@nomademail.com

For Lincoln County, Nevada
Intertech Services Corporation
PO Box 2008
Carson City, NV 89702
Mike Baughman, Consultant
Email: bigboff@aol.com

Lincoln County Nuclear Oversight Program
P.O. Box 1068
Caliente, NV 89008
Connie Simkins, Coordinator
Email: jcciac@co.lincoln.nv.us

Lincoln County District Attorney
P.O. Box 60
Pioche, NV 89403
Gregory Barlow, Esq.
Email: lcda@lcturbanet.com

Counsel for Eureka County, Nevada
Harmon, Curran, Speilberg & Eisenberg, LLP
1726 M. Street N.W., Suite 600
Washington, DC 20036
Diane Curran, Esq.
Email: dcurren@harmoncurran.com
Matthew Fraser, Law Clerk
Email: mfraser@harmoncurran.com

Eureka County, Nevada
Office of the District Attorney
701 S. Main Street, Box 190
Eureka, NV 89316-0190
Theodore Beutel, District Attorney
Email: tbeutel.ecda@eurekanv.org

Nuclear Waste Advisory for Eureka County, Nevada
1983 Maison Way
Carson City, NV 89703
Abigail Johnson, Consultant
Email: eurekanrc@gmail.com

Eureka County Public Works
P.O. Box 714
Eureka, NV 89316
Ronald Damele, Director
Email: rdamele@eurekanv.org

For Eureka County, Nevada
NWOP Consulting, Inc.
1705 Wildcat Lane
Ogden, UT 84403
Loreen Pritchford, Consultant
Email: lpitchford@comcast.net

Counsel for Churchill, Esmeralda, Lander, and Mineral Counties, Nevada
Armstrong Teasdale, LLP
1975 Village Center Circle, Suite 140
Las Vegas, NV 89134-6237
Robert F. List, Esq.
Email: rlist@armstrongteasdale.com
Jennifer A. Gores, Esq.
Email: jgores@armstrongteasdale.com

White Pine County, Nevada
Office of the District Attorney
801 Clark Street, #3
Ely, NV 89301
Richard Sears, District Attorney
Email: rwsears@wpcde.org

For White Pine County, Nevada
Intertech Services Corporation
PO Box 2008
Carson City, NV 89702
Mike Baughman, Consultant
Email: bigboff@aol.com

White Pine County Nuclear Waste
Project Office
959 Campton Street
Ely, NV 89301
Mike Simon, Director
Email: wpnucwst1@mwpower.net
Counsel for Inyo County, California
Greg James, Attorney at Law
710 Autumn Leaves Circle
Bishop, CA 93514
Greg James, Esq.
Email: gljames@earthlink.net

Attorney for the County of Inyo
233 East Carrillo Street Suite B
Santa Barbara, California 93101
Michael C. Berger, Esq.
Email: mberger@bsglaw.net
Robert S. Hanna, Esq.
Email: rshanna@bsglaw.net

Inyo County Yucca Mountain Repository
Assessment Office
P.O. Box 367
Independence, CA 93526-0367
Alisa M. Lembke, Project Analyst
Email: alembke@inyocounty.us

Esmeralda County Repository Oversight
Program
Yucca Mountain Project
PO Box 490
Goldfield, NV 89013
Edwin Mueller, Director
Email: muellered@msn.com

California Department of Justice
Office of the Attorney General
1300 I Street
P.O. Box 944255
Sacramento, CA 94244-2550
Susan Durbin, Deputy Attorney General
Email: susan.durbin@doj.ca.gov
Michele Mercado, Analyst
Email: michele.mercado@doj.ca.gov

Office of the Attorney General
1515 Clay Street, 20th Floor
P.O. Box 70550
Oakland, CA 94612-0550
Timothy E. Sullivan, Deputy Attorney General
Email: timothy.sullivan@doj.ca.gov

California Department of Justice
300 S. Spring Street, Suite 1702
Los Angeles, CA 90013
Brian Hembacher, Deputy Attorney General
Email: brian.hembacher@doj.ca.gov

California Energy Commission
1516 Ninth Street
Sacramento, CA 95814
Kevin W. Bell, Senior Staff Counsel
Email: kwbell@energy.state.ca.us

Nuclear Energy Institute
Office of the General Counsel
1776 I Street, NW Suite 400
Washington, DC 20006-3708
Ellen C. Ginsberg, General Counsel
Email: eg@nei.org
Michael A. Bauser, Deputy General Counsel
Email: mab@nei.org
Anne W. Cottingham, Esq.
Email: awc@nei.org

Counsel for the Nuclear Energy Institute
Pillsbury Winthrop Shaw Pittman LLP
2300 N Street, N.W.
Washington, DC 20037-1122
Jay E. Silberg, Esq.
Email: jay.silberg@pillsburylaw.com
Timothy J.V. Walsh, Esq.
Email: timothy.walsh@pillsburylaw.com
Maria D. Webb, Senior Energy Legal Analyst
Email: maria.webb@pillsburylaw.com

Counsel for the Nuclear Energy Institute
Winston & Strawn LLP
1700 K Street, N.W.
Washington, DC 20006-3817
David A. Repka, Esq.
Email: drepka@winston.com
William A. Horin, Esq.
Email: whorin@winston.com
Rachel Miras-Wilson
Email: rwilson@winston.com
Carlos L. Sisco, Senior Paralegal
Email: csisco@winston.com
Native Community Action Council
P.O. Box 140
Baker, NV 89311
Ian Zabarte, Member of Board of Directors
Email: mrizabarte@gmail.com

Counsel for the Native Community Action Council
Alexander, Berkey, Williams & Weathers LLP
2030 Addison Street, Suite 410
Berkeley, CA 94704
Curtis G. Berkey, Esq.
Email: cberkey@abwwlaw.com
Rovianne A. Leigh, Esq.
Email: rleigh@abwwlaw.com
Scott W. Williams, Esq.
Email: swilliams@abwwlaw.com

Counsel for Timbisha Shoshone Tribe
Fredericks, Peebles, & Morgan LLP
1001 Second St.
Sacramento, CA 95814
Darcie L. Houck, Esq.
Email: dhouch@ndlaw.com
John M. Peebles, Esq.
Email: jpeebles@ndlaw.com

Timbisha Shoshone Yucca Mountain Oversight Program Non-Profit Corporation
3560 Savoy Boulevard
Pahrump, NV 89061
Joe Kennedy, Member of Board of Directors and Executive Director
Email: joekennedy08@live.com
Tameka Vazquez, Bookkeeper
Email: purpose_driven12@yahoo.com

Counsel for Timbisha Shoshone Yucca Mountain Oversight Program Non-Profit Corporation
Godfrey & Kahn, S.C.
One East Main Street, Suite 500
P.O. Box 2719
Madison, WI 53701-2719
Douglas M. Poland, Esq.
Email: dpoland@gklaw.com
Steven A. Heinzen, Esq.
Email: sheinzen@gklaw.com
Hannah L. Renfro, Esq.
Email: hrenfro@gklaw.com
Jacqueline Schwartz, Paralegal
Email: jschwartz@gklaw.com
Julie Dobie, Legal Secretary
Email: jdobie@gklaw.com

Counsel for Timbisha Shoshone Yucca Mountain Oversight Program Non-Profit Corporation
Godfrey & Kahn, S.C.
780 N Water Street
Milwaukee, WI 53202
Arthur G. Harrington, Esq.
Email: aharrington@gklaw.com

Counsel for State of South Carolina
Davidson & Lindemann, P.A.
1611 Devonshire Drive, 2nd Floor
P.O. Box 8568
Columbia, SC 29202
William H. Davidson, II
Email: w davidson@dml-law.com
Kenneth P. Woodington
Email: kwoodington@dml-law.com

Counsel for State of Washington
State of Washington
Office of the Attorney General
P.O. Box 40117
Olympia, WA 98504-0117
Michael L. Dunning
Assistant Attorney General
Email: MichaelD@atg.wa.gov
H. Lee Overton
Assistant Attorney General
Email: LeeO1@atg.wa.gov
Jonathan C. Thompson
Assistant Attorney General
Email: Jonat@atg.wa.gov
Todd R. Bowers
Senior Counsel
Email: toddb@atg.wa.gov
Diana MacDonald
Legal Assistant
Email: dianam@atg.wa.gov

Counsel for Aiken County, South Carolina
Haynesworth Sinkler Boyd, PA
1201 Main Street, Suite 2200
P.O. Box 11889
Columbia, SC 29211-1889
Thomas R. Gottshall, Esq.
Email: tgottshall@hsblawfirm.com
S. Ross Shealy
Email: rshealy@hsblawfirm.com
Counsel for National Association of Regulatory Utility Commissioners
1101 Vermont Avenue NW, Suite 200
Washington, DC 20005
James Bradford Ramsey, General Counsel
Email: jramsay@naruc.org
Robin J. Lunt, Associate General Counsel
Email: rlunt@naruc.org
Deana M. Dennis, Legal Assistant
Email: ddennis@naruc.org

Counsel for Prairie Island Indian Community
5636 Sturgeon Lake Road
Welch, MI 55089
Philip R. Mahowald, General Counsel
Email: pmahowald@piic.org

/s/ filed electronically
Alan I. Robbins
Debra D. Roby
Bryce C. Loveland
Jennings, Strouss & Salmon, PLC
1350 I Street, NW, Suite 810
Washington, D.C. 20005-3305
Tel: (202) 464-0539
Email: arobbins@jsslaw.com
Email: droby@jsslaw.com
Email: bloveland@jsslaw.com
Attorneys for Clark County, Nevada

Dated: August 30, 2010