In the Matter of Docket No. 63-001-HLW
U.S. DEPARTMENT OF ENERGY
(High-Level Waste Repository Construction Authorization Application)

NOTICE OF NYE COUNTY’S ADOPTION OF NEI SAFETY CONTENTIONS NEI-SAFETY-3 AND NEI-SAFETY-4.

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February 24, 2009 Counsel for Nye County, Nevada
Pursuant to 10 C.F.R. § 2.309(f)(3), the June 20, 2008, Advisory Pre-License Application
Presiding Officer (APAPO) Board’s Memorandum and Order, LBP-08-10, 67 NRC ___ at p. 11
(2008), and the January 29, 2009, Atomic Safety and Licensing Board (ASLB) Construction
Authorization Boards (CABs), CAB Cases Management Order #1, Docket 63-001-HLW ALL
CABS, 67 NRC ___ at2, Nye County, Nevada, hereby gives notice that it is adopting the
following Safety contentions that were timely filed by Nuclear Energy Institute (“NEI”):

NEI-SAFETY-3, and
NEI-SAFETY-4.

Nye County has discussed its adoption of these two contentions with NEI, and NEI retains the
“authority to act” regarding both of these contentions.

Respectfully submitted

(Electronically Signed By)
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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARDS

In the Matter of

U.S. DEPARTMENT OF ENERGY
(High-Level Waste Repository)

Docket No. 63-001-HLW
ASLBP Nos. 09-876-HLW-CAB01
09-877-HLW-CAB02
09-878-HLW-CAB03

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing, Notice of Adoption of NEI Safety Contentions, dated, this 24th day of February, have been served upon the following persons by Electronic Information Exchange.

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