

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

Thomas S. Moore, Chairman
Paul S. Ryerson
Richard E. Wardwell

In the Matter of
U.S. DEPARTMENT OF ENERGY
(High Level Waste Repository)

Docket No. 63-001-HLW
ASLBP No. 09-892-HLW-CAB04
February 1, 2010

CAB CASE MANAGEMENT ORDER #3

The Board's Case Management Order #2, dated September 30, 2009, provides that Phase I discovery shall end on November 30, 2010 or two months after the NRC Staff issues SER Volume 3, whichever is later.

At a prehearing conference conducted at the Las Vegas Hearing Facility on January 27, 2010, the Staff represented that it presently expects SER Volume 3 to be issued during November 2010, rather than in September 2010 as previously estimated. Accordingly, with the consent of all parties represented at the prehearing conference, the Board hereby extends the period for Phase I discovery through January 31, 2011.

It is so ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD

/RA/

Thomas S. Moore, Chairman
ADMINISTRATIVE JUDGE

Rockville, Maryland
February 1, 2010

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NUCLEAR REGULATORY COMMISSION

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing CAB CASE MANAGEMENT ORDER #3, dated February 1, 2010, have been served upon the following persons by Electronic Information Exchange.

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U.S. DEPARTMENT OF ENERGY (High Level Waste Repository) Docket No. 63-001-HLW
CAB CASE MANAGEMENT ORDER #3

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U.S. DEPARTMENT OF ENERGY (High Level Waste Repository) Docket No. 63-001-HLW
CAB CASE MANAGEMENT ORDER #3

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U.S. DEPARTMENT OF ENERGY (High Level Waste Repository) Docket No. 63-001-HLW
CAB CASE MANAGEMENT ORDER #3

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U.S. DEPARTMENT OF ENERGY (High Level Waste Repository) Docket No. 63-001-HLW
CAB CASE MANAGEMENT ORDER #3

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U.S. DEPARTMENT OF ENERGY (High Level Waste Repository) Docket No. 63-001-HLW
CAB CASE MANAGEMENT ORDER #3

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U.S. DEPARTMENT OF ENERGY (High Level Waste Repository) Docket No. 63-001-HLW
CAB CASE MANAGEMENT ORDER #3

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