In the Matter of
U.S. DEPARTMENT OF ENERGY
(High Level Waste Repository) Docket No. 63-001-HLW
ASLBP No. 09-892-HLW-CAB04
July 7, 2011

ORDER (Regarding DOE’s Reconsideration Motion)

In light of the representations in the Department of Energy’s (DOE) June 20, 2011 reconsideration motion1 of CAB-04’s June 10, 2011 Order2 and the representations in the State of Nevada’s (Nevada) June 30, 2011 answer to DOE’s motion,3 the Board will withhold action on DOE’s motion until DOE and Nevada jointly inform the Board they have executed the “nearly completed” agreement described in their filings.4

It is so ORDERED.

FOR THE ATOMIC SAFETY AND LICENSING BOARD
/RA/

Thomas S. Moore, Chairman
ADMINISTRATIVE JUDGE

Rockville, Maryland
July 7, 2011

1 See U.S. Department of Energy’s Motion for Leave to File Motion for Reconsideration of June 10, 2011 CAB Order (June 20, 2011) [hereinafter DOE Motion].


3 See State of Nevada Answer to DOE Motion for Leave to File Motion for Reconsideration of June 10, 2011 CAB Order (June 30, 2011).

4 Id. at 4; DOE Motion at 2.
UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of

U.S. DEPARTMENT OF ENERGY

(Docket No. 63-001-HLW

ASLBP No. 09-892-HLW-CAB04

(High-Level Waste Repository)

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Licensing Board ORDER (Regarding DOE's Reconsideration Motion), dated July 7, 2011, 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
ORDER (Regarding DOE’s Reconsideration Motion)

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[Original Signed by Linda D. Lewis]  
Office of the Secretary of the Commission

Dated at Rockville, Maryland this 7th day July 2011