

IN RESPONSE, PLEASE  
REFER TO: M090630

June 30, 2009

MEMORANDUM FOR: Brooke Poole, Director  
Office of Commission Appellate Adjudication

FROM: Annette L. Vietti-Cook, Secretary **/RA/**

SUBJECT: STAFF REQUIREMENTS - AFFIRMATION SESSION, 1:00 P.M.,  
TUESDAY, JUNE 30, 2009, COMMISSIONERS' CONFERENCE  
ROOM, ONE WHITE FLINT NORTH, ROCKVILLE, MARYLAND  
(OPEN TO PUBLIC ATTENDANCE)

I. SECY-09-0089 – U.S. Department of Energy (High Level Waste Repository) Appeals of First Prehearing Conference Order

The Commission approved a Memorandum and Order responding to appeals by Clark County, Nevada, and the NRC Staff of the First Prehearing Conference Order issued by the three Construction Authorization Boards in this proceeding. The Memorandum and Order affirms in part and reverses in part the appealed contention admissibility rulings of the Construction Authorization Boards.

(Subsequently, on June 30, 2009, the Secretary signed the Memorandum and Order.)

cc: Chairman Jaczko  
Commissioner Lyons  
Commissioner Klein  
Commissioner Svinicki  
EDO  
OGC  
CFO  
OCA  
OIG  
OPA  
Office Directors, Regions, ACRS, ASLBP (via E-Mail)  
PDR