

**UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION**

BEFORE THE PRE-LICENSE APPLICATION PRESIDING OFFICER BOARD

In the Matter of)	Docket No. PAPO-00
)	
U.S. DEPARTMENT OF ENERGY)	ASLBP No. 04-829-01-PAPO
)	
(High Level Waste Repository: Pre-Application Matters))	October 3, 2005

**THE DEPARTMENT OF ENERGY'S FIFTH MONTHLY STATUS REPORT
REGARDING LSN CERTIFICATION AND LICENSE APPLICATION SUBMITTAL**

As directed by the PAPO Board at the May 18, 2005 Case Management Conference, the United States Department of Energy (DOE) provides its fifth monthly updated estimate of time frames for (i) certification of its document collection on the Licensing Support Network (LSN) and (ii) submission of its license application. *See* May 18, 2005 Transcript at 12-13.

1. LSN Certification Date Estimate

DOE has essentially completed the process of indexing the documentary material in its possession to the LSN. Before receiving the PAPO Board's Memorandum and Order of September 22, requiring it to make available on the LSN copies of the July 2004 draft LA and of a September 2004 "interim iteration", along with, apparently, comments thereon, DOE was at the point of undertaking various final internal validations of its document production. If those validations had proceeded satisfactorily, DOE believes that it would have been in a position to certify the LSN collection in October. DOE is filing today an appeal with the Commission from the September 22 Memorandum and Order, and will not certify the LSN until after disposition of that appeal, compliance with whatever requirements may be imposed by the Commission, and completion of final internal validations.

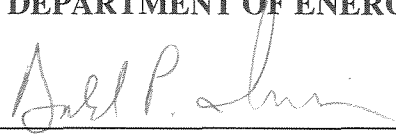
2. LA Filing Date Estimate

DOE will file the License Application for the repository when it is satisfactorily completed. DOE does not expect that this will occur less than six months after its LSN certification. DOE will continue to keep the Board apprised of its anticipated schedule.

Respectfully submitted,

U.S. DEPARTMENT OF ENERGY

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Dated: October 3, 2005

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Pre-Application Matter))	

**THE DEPARTMENT OF ENERGY'S FIFTH MONTHLY STATUS REPORT
REGARDING LSN CERTIFICATION AND LICENSE APPLICATION
SUBMITTAL CERTIFICATE OF SERVICE**

I hereby certify that copies of the THE DEPARTMENT OF ENERGY'S FIFTH MONTHLY STATUS REPORT REGARDING LSN CERTIFICATION AND LICENSE APPLICATION SUBMITTAL in the above captioned proceeding have been served on the following persons this 3rd day of October, 2005 by Electronic Information Exchange.

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