UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE COMMISSION

In the Matter of	)	**July 19, 2010**
U.S. DEPARTMENT OF ENERGY	)	**Docket No. 63-001-HLW**
(High Level Waste Repository Construction Authorization Application)	)	

U.S. DEPARTMENT OF ENERGY'S REPLY BRIEF IN SUPPORT OF REVIEW AND REVERSAL OF THE BOARD'S RULING ON THE MOTION TO WITHDRAW

Scott Blake Harris
Sean A. Lev
James Bennett McRae
U.S. DEPARTMENT OF ENERGY
Office of General Counsel
Department of Energy
1000 Independence Avenue, S.W.
Washington, D.C. 20585

Donald P. Irwin
Michael R. Shebelskie
HUNTON & WILLIAMS LLP
Riverfront Plaza, East Tower
951 East Byrd Street
Richmond, Virginia 23219-4074

Counsel for the U.S. Department of Energy

Respectfully submitted,

U.S. DEPARTMENT OF ENERGY

By Electronically Signed by Sean A. Lev

Donald P. Irwin
Michael R. Shebelskie
HUNTON & WILLIAMS LLP
Riverfront Plaza, East Tower
951 East Byrd Street
Richmond, Virginia 23219-4074

Scott Blake Harris
Sean A. Lev
James Bennett McRae
U.S. DEPARTMENT OF ENERGY
Office of General Counsel
Department of Energy
1000 Independence Avenue, S.W.
Washington, DC 20585

Counsel for the U.S. Department of Energy