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Hearings for Site Recommendation Consideration of the Yucca Mountain Site for Geologic Disposal of Spent Nuclear Fuel and High-Level Radioactive Waste

Comment Sheet

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Comments: (If possible, please reference section and/or page number in document if applicable.)

The "Yucca Mountain Preliminary Site Suitability Evaluation" is fundamentally flawed & unconstitutional. Article 6.2 of the United States Constitution recognizes treaties as the "supreme law of the land." The 1863 Ruby Valley Treaty between the U.S. and the Western Shoshone Nation designates Yucca Mountain as Western Shoshone land and can never be read to permit a nuclear waste dump. Thus the U.S. has no ownership of the land nor permission to use it. The attempt by the U.S. Congress to seize the Western Shoshone land through S/S 958 cannot be seen as a "legal" taking of "private land for public use" — but must be viewed as a violation of another treaty of the U.S. the United Nations Charter. Article 2.4 of the U.N. Charter prohibits members "from the threat or use of force against the territorial integrity or political independence of any state." The U.S. has no legal authority to end or create states by force or coercion or bribery. Simply put the Yucca Mountain land does not belong to the U.S. and does belong to the Western Shoshone Nation which has not given permission to use it according to its regular decision-making processes or its treaties.

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