

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD PANEL

Before the Licensing Board:

G. Paul Bollwerk, III, Chair
Dr. Richard F. Cole
Dr. Kenneth L. Mossman

In the Matter of

STRATA ENERGY, INC.

(Ross In Situ Recovery Uranium Project)

Docket No. 40-9091-MLA

ASLBP No. 12-915-01-MLA-BD01

January 27, 2012

MEMORANDUM

(Notice of Need for Additional Time)

With the December 15, 2011 filing of a reply pleading by Joint Petitioners* in this 10 C.F.R. Part 40 in situ recovery uranium project licensing proceeding, a Licensing Board decision granting or denying Joint Petitioners' hearing request is now due on or before Monday, January 30, 2012. See 10 C.F.R. § 2.309(i); see also Tr. at 173.

Following the December 20, 2011 initial prehearing conference, the Board's members have been working diligently to prepare a ruling on the questions of standing and the admissibility of Joint Petitioners' five contentions that were raised by the participants' filings. Nonetheless, a matter has arisen recently that will preclude the Board from meeting this schedule for a decision. Earlier this week, one of the Board's members had a medical emergency that ultimately required hospitalization and surgical intervention. While he is

* Joint Petitioners are the Natural Resources Defense Council (NRDC) and the Powder River Basin Resource Council (PRBRC).

expected to recover fully, to ensure that completion of the Board's work on the decision does not interfere unduly with his recovery process, additional time is needed.

Pursuant to section 2.309(i), the Board hereby provides notice that it currently anticipates issuing a decision regarding Joint Petitioners' hearing request by no later than Friday, February 10, 2012.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD

/RA/

G. Paul Bollwerk, III
CHAIR

Rockville, Maryland

January 27, 2012

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)	
(Materials License Application))	

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **LB MEMORANDUM (NOTICE OF NEED FOR ADDITIONAL TIME)**, dated January 27, 2012, have been served upon the following persons by Electronic Information Exchange.

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STRATA ENERGY, INC., Ross In Situ Recovery Uranium Project - Docket No. 40-9091-MLA
LB MEMORANDUM (NOTICE OF NEED FOR ADDITIONAL TIME)

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[Original signed by R. Giitter]
Office of the Secretary of the Commission

Dated at Rockville, Maryland
this 27th day of January, 2012