

May 24, 2013

G. Paul Bollwerk, III, Chair
Administrative Judge
Atomic Safety and Licensing Board Panel
Mail Stop T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Dr. Richard E. Wardwell
Administrative Judge
Atomic Safety and Licensing Board Panel
Mail Stop T-3 F23
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Washington, DC 20555-0001

Dr. Thomas J. Hirons
Administrative Judge
Atomic Safety and Licensing Board Panel
Mail Stop T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

In the Matter of
CROW BUTTE RESOURCES, INC.
(Marsland Expansion Area)
Docket No. 40-8943-MLA-2; ASLBP No. 13-926-01-MLA-BD01

Dear Administrative Judges:

In its Memorandum and Order (Requesting Information Regarding Initial Prehearing Conference Scheduling and Availability of NRC Staff Hearing File) dated May 21, 2013, the Atomic Safety and Licensing Board ("Board") asked the NRC staff to "provide a filing that indicates when and how the staff will make its hearing file available to the parties and the public."

The staff is required to provide disclosures under 10 CFR § 2.336(b) and to provide a hearing file under 10 CFR § 2.1203. The staff typically addresses these obligations jointly and refers to all of the disclosures as the hearing file. In accordance with the agreement among the parties concerning disclosure protocols,¹ the staff plans to provide the initial hearing file on September 9, 2013, with updates on the first day of each month thereafter.

The hearing file will be available on the NRC website through the Agencywide Documents Access and Management System (ADAMS). Publicly available hearing file documents will be accessible through the Electronic Hearing Docket (<http://adams.nrc.gov/ehd>) under the "Staff Discovery Materials" tab. In addition, when the staff notifies the Board and parties of the initial hearing file submission and subsequent updates, the staff will provide a list of documents produced that includes ADAMS accession numbers. Therefore, documents in the hearing file will also be accessible in ADAMS using accession numbers.

Non-publicly available hearing file documents will not be available on the NRC website, but a list of such documents will be provided to the Board and parties with the staff's hearing file submission notifications.

¹ See Letter from Tyson Smith to the Board Re: Agreement of the Parties Regarding Mandatory Disclosures (May 22, 2013).

Bollwerk
Wardwell
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Respectfully submitted,

/Signed (electronically) by/

Marcia J. Simon

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	
)	Docket No. 40-8943-MLA-2
CROW BUTTE RESOURCES, INC.)	
)	ASLBP No. 13-926-01-MLA-BD01
(Marsland Expansion Area))	

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing "NRC Staff Letter to the Atomic Safety and Licensing Board" in the above-captioned proceeding have been served via the Electronic Information Exchange ("EIE"), the NRC's E-Filing System, this 24th day of May, 2013, which to the best of my knowledge resulted in transmittal of the foregoing to those on the EIE Service List for the above-captioned proceeding.

/Signed (electronically) by/

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