

StrataRossLAPEm Resource

From: Mohseni, Aby
Sent: Friday, March 21, 2014 11:20 AM
To: Mike Griffin
Cc: Floyd, Kathryn K. (KKFloyd@Venable.com); Ralph Knode; Moore, Johari; Hsueh, Kevin
Subject: RE: Tribal Consultations

Will do Mike

Aby

-----Original Message-----

From: Mike Griffin [<mailto:MGriffin@strataawyo.com>]
Sent: Friday, March 21, 2014 10:09 AM
To: Mohseni, Aby
Cc: Floyd, Kathryn K. (KKFloyd@Venable.com); Ralph Knode
Subject: RE: Tribal Consultations

Hi Aby:

I appreciate your call yesterday updating me on your efforts to respond to our concerns. I would like to have one of our attorneys, Kathryn Kusske Floyd of Venable, join us on the call you proposed for next week. Kathryn has been advising us on the Section 106 process for the past year. If you would let me know what times work for you when you are ready for the call I will try to make Kathryn available.

Thanks
Mike

Mike Griffin
Vice President, Permitting, Regulatory and Environmental Compliance Strata Energy Inc.
P.O. Box 2318
1900 W Warlow Dr, Bldg A
Gillette, WY 82717
W 307-686-4066
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mgriffin@strataawyo.com

-----Original Message-----

From: Mohseni, Aby [<mailto:Aby.Mohseni@nrc.gov>]
Sent: Tuesday, March 18, 2014 1:45 PM
To: Mike Griffin
Cc: Ben Schiffer; Ralph Knode; 'KKFloyd@Venable.com'; 'AJMcMaster@Venable.com'; 'ajthompson@athompsonlaw.com'; 'cpugsley@athompsonlaw.com'; Hsueh, Kevin
Subject: Re: Tribal Consultations

Mike,

Thank you for your email. I will discuss your concern internally and get back to you.

Aby

-----Original Message-----

From: Mike Griffin
To: Mohseni, Aby
Cc: Ben Schiffer
Cc: Ralph Knode
Cc: Floyd, Kathryn K. (KKFloyd@Venable.com)
Cc: McMaster, Amy J. (AJMcMaster@Venable.com)
Cc: Tony Thompson (ajthompson@athompsonlaw.com)
Cc: Chris Pugsley (cpugsley@athompsonlaw.com)
Subject: Tribal Consultations
Sent: Mar 18, 2014 12:53 PM

Dear Aby:

By letter dated February 21, 2014 Strata provided NRC with a revised map detailing the locations of sites identified during the tribal surveys at the Ross Project. In the transmittal letter Strata noted that the number, size, and extent of the tribal sites and avoidance areas had grown significantly from those originally identified by the tribes in their survey reports in July and shown in an earlier map prepared by Strata in August. Strata expressed our concerns that NRC had not consulted with us regarding the tribal sites as required by the NHPA and that these concerns had been previously expressed both formally by letter and email and in numerous PM to PM conversations. Strata requested that NRC immediately provide an explanation of the factors and all data considered to modify the tribal sites. To date we have not received a response to this letter and the letter has not been posted to ADAMS.

On March 6 the NRC submitted their final Tribal Field Report including eligibility determinations to the Wyoming SHPO. NRC provided Strata with a redacted version of that report. Although we cannot be certain how much information has been redacted, we do know that the site forms have been withheld and that our experts advise us these site forms are critical to understanding a site's attributes that lead to a determination of eligibility. Thus NRC has continued their practice of excluding Strata from meaningful consultation regarding the traditional cultural sites on the Ross Project site. We have noted factual errors in the redacted report and will be providing NRC with comments related to those errors.

Based on the lack of communication to date we assume that NRC has no intention of addressing these concerns. As a result Strata has discussed our concerns regarding the manner in which NRC has conducted this process with the Wyoming SHPO office. In addition we have provided SHPO with a copy of our February 21 letter. At this time we are considering what other action may be appropriate to protect our rights as the project proponent.

Should you have any questions please feel free to call.

Mike

Mike Griffin
Vice President, Permitting, Regulatory and Environmental Compliance Strata Energy Inc.
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From: Mohseni, Aby

Created By: Aby.Mohseni@nrc.gov

Recipients:

"Floyd, Kathryn K. (KKFloyd@Venable.com)" <KKFloyd@Venable.com>
Tracking Status: None
"Ralph Knode" <ralph@stratawyo.com>
Tracking Status: None
"Moore, Johari" <Johari.Moore@nrc.gov>
Tracking Status: None
"Hsueh, Kevin" <Kevin.Hsueh@nrc.gov>
Tracking Status: None
"Mike Griffin" <MGriffin@stratawyo.com>
Tracking Status: None

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Options

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