

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY & LICENSING BOARD

In the Matter of)	Docket No. 40-9091-MLA
)	
STRATA ENERGY, INC.,)	ASLBP No. 12-915-01-MLA-BD01
)	
(Ross In Situ Recovery Uranium Project))	April 21, 2014

JOINT RESPONSE TO THE BOARD’S APRIL 14, 2014 MEMORANDUM AND ORDER

On April 14, 2014 the Board granted Joint Intervenors’ motion for a two week extension of time to file a consolidated Reply in support of their March 31, 2014 motion to migrate/amend/admit new contentions relative to the NRC’s Staff’s February 28, 2014 Final FSEIS associated with this matter. April 14, 2014 Mem. and Order at 4 (“Order”). The Order also granted SEI’s request for an extension of time for its Answering brief. *Id.*

However, following up on its April 8, 2014 Order – which indicated that the requested extension would result in moving the hearing from the Gillette/Sundance area to a hearing room at NRC headquarters in Rockville, Maryland, Apr. 8, 2014 Mem. and Order at 2 – and the parties’ responses to that Order, the Board invited the parties to confer and submit a jointly proposed schedule addressing these scheduling matters. April 14, 2014 Mem. and Order at 4-5.

Pursuant to that direction, the parties have conferred and hereby propose the following schedule, pursuant to which timeframes for remaining events before the hearing would remain largely intact, and the hearing would be held later in October, 2014. Although the parties also considered further tightening of existing deadlines, or removing something from the schedule, the parties all agree that the preferable course is to modify the schedule in the manner outlined below:

Answers to New/Amended Contention Motions Due	April 23, 2014
Replies to Answers re New/Amended Contention Motions Due	May 7, 2014
Licensing Board Ruling on New/Amended Contentions Admission	June 9, 2014
Admitted New/ Amended Contention Mandatory Disclosure Updates Completed	June 23, 2014
Summary Disposition Motions re Admitted Contentions/Motion to Invoke Subpart N Procedures Due	June 30, 2014
Responses Supporting Summary Disposition Motion Due	July 9, 2014
Responses Opposing Summary Disposition Motion Due	July 23, 2014
Licensing Board Ruling on Summary Disposition Motions	Sept. 2, 2014
Position Statements/Prefiled Direct Testimony Due	Sept. 10, 2014
Direct Testimony Proposed Cross-Examination Questions/Requests for Cross-Examination Due	Sept. 24, 2014
Response Statements/Prefiled Rebuttal Testimony Due	Oct. 1, 2014
Responses to Requests for Cross-Examination Due	Oct. 2, 2014
Rebuttal Testimony Proposed Cross-Examination Questions Due	Oct. 9, 2014
Evidentiary Hearing	Oct. 21-Oct. 23, 2014
Proposed Findings of Fact/Conclusions of Law Due	Nov. 24, 2014
Reply Findings of Fact/Conclusions of Law Due	Dec. 15, 2014
Licensing Board Initial Decision	Feb. 6, 2015

As regards the impact of such a revised schedule on the hearing and a site visit, the parties hereby incorporate by reference the views they expressed in their April 9-11, 2014 filings.

Respectfully submitted,

s/ (electronically signed)

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/Executed (electronically) by and in accord with 10 C.F.R. § 2.304(d)/

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/Signed (electronically) by/

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Date: April 21, 2014

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing JOINT RESPONSE TO THE BOARD'S APRIL 14, 2014 MEMORANDUM AND ORDER in the above-captioned proceeding were served via the Electronic Information Exchange (EIE) on the 21st day of April 2014, which to the best of my knowledge resulted in transmittal of same to those on the EIE Service List for the captioned proceeding.

Shannon Anderson (electronic signature)

Date: April 21, 2014