

**STRATA ENERGY, INC.**

**Docket #040-09091**

**AFFIDAVIT OF RALPH KNODE, CHIEF EXECUTIVE OFFICER, STRATA ENERGY, INC.**

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1. My name is Ralph Knode and I am the Chief Executive Officer (CEO) of Strata Energy, Inc. (Strata). I am authorized to execute this affidavit on behalf of Strata and may bind Strata to the statements contained herein;
2. This affidavit is attached to Strata's submission of a revised Additional Testing Plan and certain site forms submitted to the United States Nuclear Regulatory Commission (NRC) in accordance with a Programmatic Agreement for the Ross in situ leach uranium recovery (ISR) project, located near Oshoto in the State of Wyoming, NRC Docket #040-09091;
3. The revised Additional Testing Plan and site forms includes data, information, and other items that qualify for withholding pursuant to 10 CFR § 2.390;
4. The revised Additional Testing Plan and site forms include cultural resources information that could be misused by unscrupulous artifact collectors to disturb archaeological or other historic and cultural sites and that should be subject to protection from public disclosure pursuant to 10 CFR § 2.390(a)(3);
5. For the following reasons, Strata asserts that the aforementioned revised Additional Testing Plan and site forms and evaluation regarding historic and cultural resources should be withheld from public disclosure as privileged and confidential information:
  - i. The data and information contained in the above-mentioned testing plan are customarily held in confidence by businesses and other organizations seeking to protect information related to certain historic and cultural resources or confidential and/or proprietary business information;
  - ii. The data and information regarding historic and cultural resources are not available in any public sources;
  - iii. Release of the data and information contained in the above-mentioned testing plan may cause substantial harm to cultural resources on private and public property or Strata as a corporate entity for the following reasons:
    - a) Certain individuals may use the information to unlawfully collect cultural artifacts for personal use; and
    - b) The Wyoming State Historic Preservation Office is responsible for the study and protection of cultural sites and artifacts and will be issued a full report detailing the location(s) and artifact(s) discovered;

- iv. If it were to become publicly available, the historic and cultural resource information would provide no tangible benefit to members of the public since artifacts cannot be legally collected. Therefore, withholding the data and information designated by Strata for protection from public disclosure will not harm members of the public. However, as stated above, releasing the location of historic and cultural resource sites could result in the theft or destruction of potentially significant cultural artifacts; and
- v. Strata fully understands that withholding the designated data and information does not deprive any independent party from inspecting the confidential information under the terms of an appropriate protective order in the context of an NRC licensing hearing or other administrative proceeding.

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Ralph Knode, CEO Strata Energy, Inc.

State of Wyoming )

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County of Campbell )

The foregoing Affidavit was affirmed and acknowledged before me this \_\_\_\_ day of June, 2015, by Mr. Ralph Knode, CEO of Strata Energy, Inc., a Wyoming corporation.

Witness my hand and official seal.

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Notary Public

My commission expires: \_\_\_\_\_