

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

William J. Froehlich, Chairman
Dr. Mark O. Barnett
G. Paul Bollwerk, III

In the Matter of

POWERTECH (USA), INC.

(Dewey-Burdock
In Situ Uranium Recovery Facility)

Docket No. 40-9075-MLA

ASLBP No. 10-898-02-MLA-BD01

March 1, 2018

ORDER

(Requesting Information for Fifth Telephonic Conference Call)

On February 23, 2018, the Licensing Board held its fourth conference call with the parties to this proceeding since the issuance of LBP-17-09¹ to discuss the NRC Staff's efforts to resolve Contention 1A.² Contention 1A is the sole remaining contention in this case, and pertains to the NRC Staff's National Environmental Policy Act responsibility to adequately address Sioux tribal cultural, religious, and historic resources in the Final Supplemental Environmental Impact Statement.³

During that conference, NRC Staff's counsel suggested that the NRC Staff might be ready to provide the parties with its final decision on a potential method to resolve Contention 1A by the end of March.⁴ Therefore, the Board anticipates holding the fifth teleconference

¹ See LBP-17-09, 86 NRC __ (Oct. 19, 2017).

² Tr. at 1311–36.

³ See LBP-17-09, 86 NRC at __ (slip op. at 1–2).

⁴ Tr. at 1320.

between Monday, March 26 and Friday, March 30, 2018, and requests that one representative of the collective parties contact Board law clerk Sarah Ladin, at sarah.ladin@nrc.gov, no later than March 9, 2018, and provide dates and times (Eastern Time) of availability for such a session during the week of March 26, 2018.

It is so ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD

/RA/

William J. Froehlich, Chairman
ADMINISTRATIVE JUDGE

Rockville, Maryland
March 1, 2018

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POWERTECH (USA) INC.)	Docket No. 40-9075-MLA
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)	

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **ORDER (Requesting Information for Fifth Telephonic Conference Call)** have been served upon the following persons by Electronic Information Exchange, and by electronic mail as indicated by an asterisk.

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POWERTECH (USA) INC., DEWEY-BURDOCK IN SITU RECOVERY FACILITY
DOCKET NO. 40-9075-MLA

ORDER (Requesting Information for Fifth Telephonic Conference Call)

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[Original signed by Clara Sola _____]
Office of the Secretary of the Commission

Dated at Rockville, Maryland
this 1st day of March, 2018