MEMORANDUM FOR: Andrew P. Averbach  
Solicitor

FROM: Annette L. Vietti-Cook, Secretary

SUBJECT: STAFF REQUIREMENTS - AFFIRMATION SESSION, 1:25 P.M., THURSDAY, JANUARY 31, 2019, COMMISSIONERS' CONFERENCE ROOM, ONE WHITE FLINT NORTH, ROCKVILLE, MARYLAND (OPEN TO PUBLIC ATTENDANCE)

I. SECY-18-0116 – POWERTECH (USA), INC. (DEWEY-BURDOCK IN SITU URANIUM RECOVERY FACILITY), RESPONSE TO REMAND FROM D.C. CIRCUIT IN OGLALA SIOUX TRIBE V. NRC

The Commission, with Commissioner Baran dissenting, approved a Memorandum and Order responding to the U.S. Court of Appeals for the District of Columbia Circuit's remand. The Memorandum and Order leaves Powertech's license in place. The order requires Powertech to notify the Board and the parties no less than 60 days prior to commencing any activities at the Dewey-Burdock site under its NRC license, if the adjudicatory proceeding regarding Contention 1A remains pending at the time.

(Subsequently, on January 31, 2019, the Secretary signed the Memorandum and Order.)

cc: Chairman Svinicki  
Commissioner Baran  
Commissioner Burns  
Commissioner Caputo  
Commissioner Wright  
EDO  
OGC  
CFO  
OCAA  
OCA  
OIG  
OPA  
ODs, RAs, ACRS, ASLBP (via E-Mail)  
PDR