



UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD

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

Hearing Exhibit

Exhibit Number:

Exhibit Title:



**UNITED STATES
NUCLEAR REGULATORY COMMISSION**
WASHINGTON, D.C. 20555-0001

February 20, 2018

Mr. John Mays
Powertech (USA) Inc.
5575 DTC Parkway, Suite 140
Greenwood Village, CO 80111

SUBJECT: POWERTECH'S RESPONSE TO THE U.S. NUCLEAR REGULATORY COMMISSION'S PROPOSAL TO IDENTIFY HISTORIC, CULTURAL, AND RELIGIOUS SITES AT THE DEWEY-BURDOCK IN SITU URANIUM RECOVERY PROJECT (DOCKET NUMBER 40-9075)

Dear Mr. Mays:

The U.S. Nuclear Regulatory Commission (NRC) staff received your letter dated January 19, 2018 (Agencywide Documents Access and Management System [ADAMS] Accession Number ML18019B268), responding to NRC's December 6, 2017, proposal (ADAMS Accession Number ML17340B37) to identify sites of historic, cultural, and religious significance to the Lakota Sioux Tribes and gather information to supplement the final supplemental environmental impact statement (FSEIS) for the Dewey-Burdock in situ uranium recovery project. The NRC staff appreciates the information provided with respect to scope of the NRC's proposal and Powertech (USA) Inc.'s (Powertech's) alternative proposal to conduct an ethnographic study based on literature survey.

On February 1, 2018, Powertech further discussed the matter, through its counsel, with the counsels for the NRC staff, the Oglala Sioux Tribe, and Consolidated Intervenor. During this teleconference call, Powertech, Consolidated Intervenor, and the Oglala Sioux Tribe's counsels committed to provide additional information regarding the NRC's proposal. The NRC staff received information from the Oglala Sioux Tribe and you on February 15, 2018. The NRC is evaluating the new information received to make a decision on how to proceed with respect to the resolution of the FSEIS deficiencies identified by the Atomic Safety and Licensing Board Panel in its Order LBP-15-16 dated April 30, 2015. Once a decision has been made, the NRC will provide the approach to all the parties.

J. Mays

2

If you have any questions, please contact me via e-mail at Cinthya.Roman@nrc.gov or telephone at (301) 415-7093.

Sincerely,

\RA\

Cinthya Román, Chief
Environmental Review Branch
Division of Fuel Cycle Safety,
and Safeguards
Office of Nuclear Material Safety
and Safeguards

Docket Number.40-9075
License Number.SUA-1600

cc: Mr. Blake Steele, President
Powertech (USA) Inc.

J. Mays

3

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DATED: February 20, 2018

ADAMS Accession Number: ML18051B203

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| OFFICE | FCSE/ERB | FCSE/ERB | OGC | FCSE/ERB |
| NAME | DDiaz-Toro | AWalker-Smith | EMonteith | CRomán |
| DATE | 02/15/18 | 02/16/18 | 02/20/18 | 02/20/18 |

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