



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

August 8, 2008

SECRETARY

MEMORANDUM TO: E. Roy Hawkens,
Chief Administrative Judge
Atomic Safety and Licensing Board Panel

FROM: Annette L. Vietti-Cook, Secretary */RA/*

SUBJECT: REQUEST FOR HEARING WITH RESPECT TO THE
APPLICATION FOR LICENSE RENEWAL OF CROW
BUTTE RESOURCES, INC., SOURCE MATERIAL
LICENSE SUA-1534 (DOCKET 40-8943)

The Office of the Secretary has received three petitions to intervene and requests for a hearing via e-mail. The first request was submitted by Elizabeth Lorina, and Mario Gonzales, representing the Oglala Sioux Tribe, dated July 28, 2008 (ML082170264). The second consolidated petition was submitted by Shane Robinson and David Frankel, representing multiple individuals and multiple organizations, dated July 28, 2008 (ML082170525). The third petition was submitted by Thomas J. Ballanco, representing the Oglala Delegation of the Great Sioux Nation Treaty Council, dated July 28, 2008 (ML082170263). The requests were submitted in response to a notice issued by the NRC staff that provided an opportunity for a hearing on the license renewal (LR) for Crow Butte Resources, Inc. The notice was published in the *Federal Register* at 73 Fed. Reg. 30426-30429 (May 27, 2008). The requests can also be found on the Electronic Hearing Docket.

The hearing requests are being referred to you for appropriate action in accordance with 10 C.F.R. §2.346(i). Please note that counsel for the Oglala Delegation of the Great Sioux Nation Treaty Council also filed with their petition a motion for exemption from the e-filing requirements with respect to the petition. However, counsel did request and has been issued a digital certificate. This referral is being served on the E-Filing service list for Crow Butte Resources, Inc. which includes named individuals in the cc: list.

cc: Commission Legal Assistants
OGC
CAA
OPA
EDO
OCA
NMSS
Thomas J. Ballanco, Esquire
David C. Frankel, Esquire
Elizabeth Lornia, Esquire
Mark D. McGuire, Esquire
Shane C. Robinson, Esquire