

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

Before Administrative Judges:

William J. Froehlich, Chairman  
Dr. Richard F. Cole  
Dr. Mark O. Barnett

In the Matter of  POWERTECH USA, INC.  (Dewey-Burdock In Situ Uranium Recovery Facility)
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Docket No. 40-9075-MLA  
ASLBP No. 10-898-02-MLA-BD01  
September 16, 2010

ORDER  
(Granting Withdrawal of Motion to File by E-mail)

On September 1, 2010, the Consolidated Intervenors filed an unopposed motion to make filings by e-mail, citing an apparent incompatibility between their counsel's computer and the NRC's Electronic Information Exchange (EIE).<sup>1</sup> On September 14, 2010, following a conference call between Consolidated Intervenors' counsel and representatives from NRC's EIE technical staff and IBM, Consolidated Intervenors filed a motion to withdraw the motion to make filings by e-mail.<sup>2</sup>

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<sup>1</sup> Consolidated Intervenors' Unopposed Motion to Make Filings by E-mail (Sept. 1, 2010).

<sup>2</sup> Consolidated Intervenors' Withdrawal of Unopposed Motion to Make Filings by E-mail (Sept. 14, 2010).

As Consolidated Intervenor's E-filing difficulties appear to be resolved, the Board hereby grants Consolidated Intervenor's motion to withdraw their prior motion to make filings by e-mail.

It is so ORDERED.

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD<sup>3</sup>

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William J. Froehlich, Chairman  
ADMINISTRATIVE JUDGE

Rockville, Maryland  
September 16, 2010

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<sup>3</sup> Copies of this order were sent on this date by the agency's E-Filing system to the counsel/representatives for (1) Consolidated Intervenor's; (2) the Oglala Sioux Tribe; (3) the NRC Staff; and (4) Powertech USA, Inc.

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of )  
)  
POWERTECH (USA) INC. ) Docket No. 40-9075-MLA  
(Dewey-Burdock In Situ Recovery Facility )  
Source Materials License Application) )

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Board **ORDER (Granting Withdrawal of Motion to File by E-mail)**, dated September 16, 2010, have been served upon the following persons by Electronic Information Exchange.

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DOCKET NO. 40-9075-MLA

**ORDER (Granting Withdrawal of Motion to File by E-mail)**

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[Original signed by Linda D. Lewis ]  
Office of the Secretary of the Commission

Dated at Rockville, Maryland  
this 16<sup>th</sup> day of September 2010.