

FOIA/PA REQUEST

Case No.: 2011-0093
Date Rec'd: 2-22-11
Specialist: Udanev
Related Case: _____

February 7, 2011

United States Nuclear Regulatory Commission
Donna Sealing
FOIA/PA Officer
Mailstop: T-5 F09
Washington D.C. 20555-0001

RE: Freedom of Information Act Request

Dear Ms. Sealing:

Under the Freedom of Information Act, 5 U.S.C. § 552, I am requesting access to the scientific evidence and data that the government has relied upon to determine that groundwater and aquifer restoration is feasible after *in situ* leach (ISL) uranium mining has occurred.

In particular, I am seeking the data gathered and analyzed and the evidence relied upon for two projects. The first set of sites, known collectively as the "Crownpoint Project" and Sections 8 and 17, are located in northwestern New Mexico. The ISL minefields are not yet in operation; however Hydro Resources, Inc. (HRI) provided aquifer restoration data to the NRC from similar HRI sites and studies in order to secure the appropriate permitting for the projects. I am unable to determine the specific dates of the HRI studies; however, the evidence I am requesting is referred to in detail in *Morris v. NRC*, 598 F.3d 677(10th Cir. 2010) and appears to be from data collected in the mid-1990s to approximately 2009.

Additionally, I am requesting the groundwater and aquifer restoration evidence and data for the Bison Basin Mine in west central Wyoming. Ogle Petroleum, Inc. operated Bison Basin until approximately 1992. The mine operator conducted groundwater restoration attempts in the early 1980s through approximately 1985. When Ogle Petroleum abandoned the aquifer and groundwater restoration project, Wyoming Department of Environmental Quality hired a contractor to continue the restoration efforts. I am requesting a copy of the scientific evidence on which the NRC relied to determine that the Bison Basin aquifer and groundwater was sufficiently restored.

For purposes of determining fee applicability, I am a student at Vermont Law School seeking information for scholarly and personal, not commercial, use. Therefore, I am requesting a waiver of all fees related to the processing of this information. I request that the information be provided to me in electronic format on a CD-ROM. If this electronic format is not feasible, I request that the information be sent as hard copies.

According to NRC guidelines, Part 9, Subpart B §§ 9.60 and 9.65, I should receive an acknowledgement of my request within 20 days, and a determination will be made within 30 working days to grant or deny access of my request.

Thank you for your consideration.

Sincerely,



Molly Owens
P.O. Box 22
South Royalton, VT 05068
(802)299-9190
mowens@vermontlaw.edu