March 1, 2011

William J. Froehlich, Chair
Administrative Judge
Atomic Safety and Licensing Board Panel
Mail Stop T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Mark O. Barnett
Administrative Judge
Atomic Safety and Licensing Board Panel
Mail Stop T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Richard F. Cole
Administrative Judge
Atomic Safety and Licensing Board Panel
Mail Stop T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

In the Matter of
POWERTECH (USA) INC.,
Docket No. 40-9075-MLA; ASLBP No. 10-898-02-MLA-BD01

Dear Administrative Judges:

On October 4, 2010, the Board issued an Order directing the Staff to submit monthly status reports specifying the Staff's best estimate of the issuance dates for draft and final documents associated with its review of Powertech's application.

In its most recent Status Report, filed February 1, 2011, the Staff provided the following estimates:

> Draft Supplemental Environmental Impact Statement (SEIS)
> *June 2011*
>
> Final Safety Evaluation Report (SER)[1]
> *October 2011*
>
> Final SEIS
> *January 2012*

The Staff is presently engaged in consultation with a number of Tribes, including the Oglala Sioux Tribe, pursuant to Section 106 of the National Historic Preservation Act. The Staff is committed to addressing Tribal concerns, and the Staff will be meeting with Tribal representatives in order to promote effective consultation. Given the demands of consultation, the Staff has revised its estimates for issuance of both the Draft and Final SEIS.

With respect to its safety review, the Staff has scheduled a public meeting with Powertech on Thursday, April 7, 2011 to discuss responses to Requests for Additional Information (RAIs) that Powertech submitted to the Staff on December 23, 2010. The Staff's estimate for issuance of

[1] The Staff will not be issuing a Draft SER. Although the Staff prepares a Draft SER for its own use, this document is not released publicly.

the Final SER will need to be reevaluated after that meeting. It is difficult for the Staff to provide an updated estimate prior to the meeting. However, the Staff would alert the Board to the possibility that the Final SER may issue after October 2011.

The Staff's current best estimates are:

Draft Supplemental Environmental Impact Statement (SEIS)
December 2011

Final Safety Evaluation Report (SER)
October 2011[2]

Final SEIS
June 2012

The Staff will provide updated estimates in its next status report, which it will file on April 1, 2011.

Sincerely,
/Signed (electronically) by/
Patricia Jehle

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Patricia Jehle
Counsel for NRC Staff

[2] The Staff intends to reevaluate this date after its public meeting with Powertech on April 7, 2011.

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	
	)	
POWERTECH (USA) INC	)	Docket No. 40-9075-MLA
	)	ASLBP No. 10-898-02- MLA-BD01
	)	
(Dewey-Burdock In Situ Uranium Recovery Facility)	)	Date: March 1, 2011
	)	

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing "NRC STAFF'S STATUS REPORT" in this proceeding have been served via the Electronic Information Exchange (EIE) this 1st day of March 2011, which to the best of my knowledge resulted in transmittal of the copies to those on the EIE Service List for the above-captioned proceeding.

/Signed (electronically) by/
Patricia Jehle

_____
Patricia Jehle
Counsel for the NRC Staff