



RESPONSE TO FREEDOM OF INFORMATION ACT (FOIA) / PRIVACY ACT (PA) REQUEST

2010-0292

6

RESPONSE TYPE FINAL PARTIAL

REQUESTER

Cori Lombard

DATE

MAR 3 2011

PART I. - INFORMATION RELEASED

- No additional agency records subject to the request have been located.
Requested records are available through another public distribution program. See Comments section.
APPENDICES Agency records subject to the request that are identified in the listed appendices are already available for public inspection and copying at the NRC Public Document Room.
APPENDICES J Agency records subject to the request that are identified in the listed appendices are being made available for public inspection and copying at the NRC Public Document Room.
Enclosed is information on how you may obtain access to and the charges for copying records located at the NRC Public Document Room, 11555 Rockville Pike, Rockville, MD 20852-2738.
APPENDICES J Agency records subject to the request are enclosed.
Records subject to the request that contain information originated by or of interest to another Federal agency have been referred to that agency (see comments section) for a disclosure determination and direct response to you.
We are continuing to process your request.
See Comments.

PART I.A -- FEES

- AMOUNT * \$ You will be billed by NRC for the amount listed. None. Minimum fee threshold not met.
You will receive a refund for the amount listed. Fees waived.

* See comments for details

PART I.B -- INFORMATION NOT LOCATED OR WITHHELD FROM DISCLOSURE

- No agency records subject to the request have been located.
Certain information in the requested records is being withheld from disclosure pursuant to the exemptions described in and for the reasons stated in Part II.
This determination may be appealed within 30 days by writing to the FOIA/PA Officer, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001. Clearly state on the envelope and in the letter that it is a "FOIA/PA Appeal."

PART I.C COMMENTS (Use attached Comments continuation page if required)

The incoming request is in ADAMS at ML102180084.

The following pertains to NRC Form 464 Part II.B :

The USNRC Denying Official for the following records is Patricia Hirsch, Assistant General Counsel for Legal Counsel, Legislation and Special Projects. The Appellate Official is the Office of the Secretary:

Appendix J, Items 1-7, 9-16, 18-20, 22, 24-30, 32, 33, 35, 36, 38, 43-45, 47, 48, 50, 52, 56, 58, 60, 63, 75-77, 79, 81.
Appendix K, Items 1-64, 67, 68-70, 75, 76, 80-83, 89, 93, 94, 96, 97, 99.

The USNRC Denying Official for the following records is Charles L. Miller, Director, Office of Federal and State Materials and Environmental Management Programs. The Appellate Official is the Executive Director of Operations:

Appendix J, Items 5-10, 12, 13, 15, 17-21, 23-25, 27-37, 39-44, 46, 48, 49, 51-55, 57, 59, 61-85.
Appendix K, Items 65, 66, 68-82, 84, 85, 87-102.

SIGNATURE - FREEDOM OF INFORMATION ACT AND PRIVACY ACT OFFICER

Donna L. Sealing

RESPONSE TO FREEDOM OF INFORMATION ACT (FOIA) / PRIVACY ACT (PA) REQUEST

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PART II.A – APPLICABLE EXEMPTIONS

APPENDICES
J, K

Records subject to the request that are described in the enclosed Appendices are being withheld in their entirety or in part under the Exemption No.(s) of the PA and/or the FOIA as indicated below (5 U.S.C. 552a and/or 5 U.S.C. 552(b)).

- Exemption 1: The withheld information is properly classified pursuant to Executive Order 12958.
- Exemption 2: The withheld information relates solely to the internal personnel rules and procedures of NRC.
 - Low 2 Internal matters of a relatively trivial nature.
 - High 2 Disclosure would risk circumvention of a legal requirement.
- Exemption 3: The withheld information is specifically exempted from public disclosure by statute indicated.
 - Sections 141-145 of the Atomic Energy Act, which prohibits the disclosure of Restricted Data or Formerly Restricted Data (42 U.S.C. 2161-2165).
 - Section 147 of the Atomic Energy Act, which prohibits the disclosure of Unclassified Safeguards Information (42 U.S.C. 2167).
 - 41 U.S.C., Section 253b, subsection (m)(1), prohibits the disclosure of contractor proposals in the possession and control of an executive agency to any person under section 552 of Title 5, U.S.C. (the FOIA), except when incorporated into the contract between the agency and the submitter of the proposal.
- Exemption 4: The withheld information is a trade secret or commercial or financial information that is being withheld for the reason(s) indicated.
 - The information is considered to be confidential business (proprietary) information.
 - The information is considered to be proprietary because it concerns a licensee's or applicant's physical protection or material control and accounting program for special nuclear material pursuant to 10 CFR 2.390(d)(1).
 - The information was submitted by a foreign source and received in confidence pursuant to 10 CFR 2.390(d)(2).
 - Disclosure will harm an identifiable private or governmental interest.
- Exemption 5: The withheld information consists of interagency or intraagency records that are not available through discovery during litigation. Applicable privileges:
 - Deliberative process: Disclosure of predecisional information would tend to inhibit the open and frank exchange of ideas essential to the deliberative process. Where records are withheld in their entirety, the facts are inextricably intertwined with the predecisional information. There also are no reasonably segregable factual portions because the release of the facts would permit an indirect inquiry into the predecisional process of the agency.
 - Attorney work-product privilege. (Documents prepared by an attorney in contemplation of litigation)
 - Attorney-client privilege. (Confidential communications between an attorney and his/her client)
- Exemption 6: The withheld information is exempted from public disclosure because its disclosure would result in a clearly unwarranted invasion of personal privacy.
- Exemption 7: The withheld information consists of records compiled for law enforcement purposes and is being withheld for the reason(s) indicated.
 - (A) Disclosure could reasonably be expected to interfere with an enforcement proceeding (e.g., it would reveal the scope, direction, and focus of enforcement efforts, and thus could possibly allow recipients to take action to shield potential wrongdoing or a violation of NRC requirements from investigators).
 - (C) Disclosure would constitute an unwarranted invasion of personal privacy.
 - (D) The information consists of names of individuals and other information the disclosure of which could reasonably be expected to reveal identities of confidential sources.
 - (E) Disclosure would reveal techniques and procedures for law enforcement investigations or prosecutions, or guidelines that could reasonably be expected to risk circumvention of the law.
 - (F) Disclosure could reasonably be expected to endanger the life or physical safety of an individual.
- OTHER (Specify)
The Appendix J and K records denied are listed in Comments section on NRC Form 464 Part I.C.

PART II.B – DENYING OFFICIALS

Pursuant to 10 CFR 9.25(g), 9.25(h), and/or 9.65(b) of the U.S. Nuclear Regulatory Commission regulations, it has been determined that the information withheld is exempt from production or disclosure, and that its production or disclosure is contrary to the public interest. The person responsible for the denial are those officials identified below as denying officials and the FOIA/PA Officer for any denials that may be appealed to the Executive Director for Operations (EDO).

DENYING OFFICIAL	TITLE/OFFICE	RECORDS DENIED	APPELLATE OFFICIAL		
			EDO	SECY	IG
Patrica Hirsch	Assistant General Counsel for Legal Counsel, Legislation and Special Projects	Appendix J and K - Items listed in Part I.C - Comments		<input checked="" type="checkbox"/>	
Charles L. Miller	Director, Office of Federal and State Materials and Environmental Management Programs	Appendix J and K - Items listed in Part I.C - Comments	<input checked="" type="checkbox"/>		

Appeal must be made in writing within 30 days of receipt of this response. Appeals should be mailed to the FOIA/Privacy Act Officer, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, for action by the appropriate appellate official(s). You should clearly state on the envelope and letter that it is a "FOIA/PA Appeal."

**APPENDIX J
RECORDS BEING WITHHELD IN PART**

<u>NO.</u>	<u>DATE</u>	<u>DESCRIPTION/(PAGE COUNT)/EXEMPTIONS</u>
1.	05/07/10	E-mail from M. Atkins, BLM to H. Yilma, NRC; Subject: RE: FW: Ethnographic study. (3 pages) / EX 5
2.	07/24/09	E-mail from D. Conrad, Northern Arapahoe Tribal Historic Preservation Office to A. Bjornsen, NRC; Subject: Re: Northern Arapaho. (2 pages) / EX 5
3.	06/11/10	E-mail from A. Bjornsen, NRC to R. Currit and J. Reed; Subject: FW: LC MOA_Draft6-11-10revisedtermination.doc. (8 pages total, 1 page released) / EX 5
4.	06/28/10	E-mail from A. Bjornsen, NRC to M. Hopkins, et al; Subject: LC MOA_Draft6-25-10revised-redline.doc. (15 pages total, 1 page released) / EX 5
5.	06/05/09	E-mail from J. Olmstead, NRC to A. Bjornsen, NRC, et al; Subject: RE: BLM MOU Mtg. (2 pages) / EX 6
6.	06/08/09	E-mail from J. Olmstead, NRC to P. Bubar, NRC, et al; Subject: RE: BLM MOU Mtg. (3 pages) / EX 5, 6
7.	06/09/09	E-mail from J. Olmstead, NRC to D. Miller, NRC; Subject: RE: BLM MOU Mtg. (4 pages) / EX 5, 6
8.	06/15/09	E-mail from P. Bubar, NRC to J. Park, NRC, et al; Subject: RE: A process question about the Final GESI. (2 pages) / EX 5
9.	06/15/09	E-mail from J. Olmstead, NRC to J. Park, NRC; Subject: FW: A process question about the Final GEIS. (2 pages) / EX 5
10.	06/17/09	E-mail from A. Kock, NRC to J. Olmstead, NRC; Subject: RE: NMApresjwocomments.ppt. (2 pages) / EX 5
11.	06/17/09	E-mail from P. Bubar, NRC to J. Olmstead, NRC, et al; Subject: RE: MOU6-16edits.doc. (1 page) / EX 5
12.	06/23/09	E-mail from J. Olmstead, NRC to A. Kock, NRC; Subject: RE: Checked with Patty on the MOU changes. (1 page) / EX 5
13.	07/06/09	E-mail from J. Olmstead, NRC to A. Kock, NRC; Subject: RE: Assumptions about Consultations for SEIS. (2 pages) / EX 5
14.	07/08/09	E-mail from J. Olmstead, NRC to A. Bjornsen, NRC; Subject: RE: BLM MOU. (1 page) / EX 5

15. 07/07/09 E-mail from J. Olmstead, NRC to P. Bubar, NRC, et al; Subject: RE: Draft BLM-NRC MOU. (1 page) / **EX 5**
16. 07/08/09 E-mail from J. Hull, NRC to J. Olmstead, NRC; Subject: RE: GEIS and ISL Rule. (2 pages) / **EX 5**
17. 07/11/09 E-mail from C. Marco, NRC to K. Sexton, NRC; Subject: FW: Lost Creek Exemption Request. (1 page) / **EX 5**
18. 07/14/09 E-mail from J. Olmstead, NRC to A. Bjornsen, NRC; Subject: RE: Eastern Shoshone. (2 pages) / **EX 5**
19. 07/14/09 E-mail from C. Holzle, NRC to J. Olmstead, NRC; Subject: RE: Eastern Shoshone. (2 pages) / **EX 5**
20. 07/15/09 E-mail from J. Olmstead, NRC to B. Jones, NRC; Subject: RE: FYI: E-Reader letter concerning the ISL GEIS. (3 pages) / **Portions Outside of Scope and EX 5**
21. 07/16/09 E-mail from J. Olmstead, NRC to A. Bjornsen, NRC; Subject: RE: Lost Creek Cultural. (1 page) / **EX 5**
22. 07/21/09 E-mail from J. Olmstead, NRC to A. Bjornsen, NRC; Subject: RE: MOU. (1 page) / **EX 5**
23. 07/21/09 E-mail from A. Bjornsen, NRC to J. Olmstead, NRC; Subject: FW: Attachment D to Proposed MOU on Uranium Solution Mining. (2 pages) / **EX 5, 6**
24. 07/22/09 E-mail from B. Jones, NRC to B. Von Till, NRC; Subject: RE: Heads up: UraniumOne, Americans Follow-up. (3 pages) / **EX 5**
25. 07/23/09 E-mail from R. Linton, NRC to J. Hill, NRC; Subject: RE: GEIS and ISL rule. (2 pages) / **EX 5**
26. 07/24/09 E-mail from B. Von Till, NRC to A. Kock, NRC, et al; Subject: RE: Talking points for briefing with Marty on Uranium One comments. (2 pages) / **EX 5**
27. 07/26/09 E-mail from A. Bjornsen, NRC to J. Olmstead, NRC; Subject: FW: Northern Arapaho. (3 pages) / **EX 5, 6**
28. 08/12/09 E-mail from T. Stokes, NRC to J. Park, NRC; Subject: RE: Draft – OGC Response to Ltr re ISL GEIS. (3 pages) / **EX 5**
29. 08/12/09 E-mail from J. Olmstead, NRC to P. Bubar, NRC; Subject: RE: Draft - OGC Response to Ltr re ISL GEIS. (3 pages) / **EX 5**
30. 08/12/09 E-mail from P. Bubar, NRC to J. Park, NRC; Subject: RE: Draft - OGC Response to Ltr re ISL GEIS. (3 pages) / **EX 5**
31. 08/13/09 E-mail from J. Hull, NRC to S. Cohen, NRC; Subject: RE: Telecon with BLM tomorrow. (1 page) / **EX 2 High, EX 5**

32. 08/20/09 E-mail from J. Hull, NRC to B. Jones, NRC; Subject: FW: Lost Creek EA; pre-construction RIS (1 page) / **EX 5**
33. 08/25/09 E-mail from A. Bjornsen, NRC to J. Olmstead, NRC; Subject: RE: Attached: Camper letter to Furtney on cooperating agency okay. (1 page) / **EX 5**
34. 08/26/09 E-mail from A. Bjornsen, NRC to P. Bubar, NRC, et al; Subject: RE: MOU to BLM. (1 page) / **EX 5**
35. 08/28/09 E-mail from A. Bjornsen, NRC to J. Olmstead, NRC; Subject: FW: RE: BLM MOU. (2 pages) / **EX 5, 6**
36. 09/01/09 E-mail from A. Kock, NRC to J. Olmstead, NRC; Subject: RE; RE: BLM MOU. (3 pages) / **EX 5, 6**
37. 09/04/09 E-mail from J. Olmstead, NRC to J. Park, NRC; Subject: RE: Conference all-in numbers for September 9, 2009 meeting on NEPA issues for in-situ leach SEISs (9:00 AM ET-10:00AM ET). (2 pages) / **EX 2 High**
38. 09/17/09 E-mail from J. Olmstead, NRC to B. Jones, NRC; Subject: FW: FYI – Article from 09/04/09 Inside EPA (Agency Seeks Close Oversight of NRC Reviews at Uranium Milling Sites) and 2 Letters from EPA to NRC about the ISR GEIS {eom}. (1 page) / **EX 5**
39. 09/17/09 E-mail from J. Olmstead, NRC to J. Park, FSME; Subject: RE: NEPA issues discussed with OGC. (2 pages total, 1 page released) / **EX 5**
40. 09/21/09 E-mail from P. Bubar, NRC to A. Kock, NRC, et al; Subject: FW: MOU with BLM. (12 pages total, 1 page released) / **EX 5**
41. 09/21/09 E-mail from P. Bubar, NRC to A. Bjornsen, NRC, et al; Subject: FW: MOU with BLM. (12 pages) / **EX 5**
42. 09/21/09 E-mail from J. Olmstead, NRC to J. Park, FSME; Subject: RE: NEPA issues discussed with OGC. (2 pages) / **EX 5**
43. 09/23/09 E-mail from J. Olmstead, NRC to J. Park, FSME; Subject: RE: NEPA issues discussed with OGC. (3 pages total, 1 page released) / **EX 5**
44. 09/23/09 E-mail from A. Kock, FSME to B. Martin, BLM, et al; Subject: NRC-BLM MOU. (12 pages total, 1 page released) / **EX 5, 6**
45. 09/29/09 E-mail from J. Hull, NRC to K. McConnell, NRC; Subject: RE: Revised Draft EA for Lost Creek. (1 page) / **EX 5**
46. 09/30/09 E-mail from P. Bubar, NRC to M. Casby, NRC; Subject: Re: Final MOU with BLM. (2 pages) / **EX 5, EX 6**
47. 09/30/09 E-mail from J. Hull, NRC to K. McConnell, NRC; Subject: RE: LCreekEZ929ogcedits (2).doc. (1 page) / **EX 5**

48. 10/23/09 E-mail from S. Cohen, NRC to J., Olmstead, NRC, et al; Subject: RE: GEIS In-situ Uranium Recovery. (6 pages) / **EX 5, 6**
49. 11/10/09 E-mail from A. Kock, NRC to J. Olmstead, NRC; Subject: Climate Change in SEISs. (Attachments public in ADAMS at ML093070689 and ML093070692). (3 pages) / **EX 5**
50. 11/12/09 E-mail from J. Olmstead, NRC to A. Kock, NRC, et al; Subject: RE: RE: Climate Change Analysis. (2 pages total, 1 page released) / **EX 5**
51. 11/12/09 E-mail from J. Hull, NRC to C. Kanatas, NRC; Subject: FW: Lost Creek SEIS. (1 page) / **EX 5**
52. 03/03/10 E-mail from J. Olmstead, NRC to A. Pessin, NRC; Subject: FW: Alternatives. (2 pages) / **EX 5**
53. 11/17/09 E-mail from J. Olmstead, NRC to J. Trefethan, NRC; Subject: RE: NRC/BLM MOU. (2 pages) / **EX 5**
54. 11/20/09 E-mail from A. Kock, NRC to J. Olmstead, NRC; Subject: Most Recent BLM MOU. (17 pages total, 1 page released) / **EX 5**
55. 11/30/09 E-mail from A. Kock, NRC to C. Rajapakse, NRC; Subject: FW: NRC-BLM MOU. (2 pages) / **EX 5, 6**
56. 11/24/09 E-mail from J. Olmstead, NRC to B. Jones, NRC; Subject: FW: NR Climate Change Excerpt. (3 pages total, 1 page released) / **EX 5**
57. 11/30/09 E-mail from A. Bjornsen, NRC to J. Hull, NRC; Subject: Lost Creek EPA Pkg. (14 pages total, 1 page released) / **EX 5**
58. 11/30/09 E-mail from J. Olmstead, NRC to A. Pessin, NRC; Subject: FW: NR Climate Change Excerpt. (3 pages total, 1 page released) / **EX 5**
59. 11/30/09 E-mail from R. Deery, BLM to A. Kock, NRC; Subject: RE: NRC-BLM MOU. (10 pages) / **EX 5, 6**
60. 12/03/09 E-mail from J. Olmstead, NRC to P. Swain, NRC; Subject: RE: doc content OGC com Moore Ranch FRN.doc. (1 page) **EX 5**
61. 12/09/09 E-mail from P. Bubar, NRC to A. Bjornsen, NRC; Subject: Re: MOU w/NRC. (1 page) / **EX 5**
62. 12/11/09 E-mail from H. Yilma, NRC to J. Olmstead, NRC; Subject: FW: Some questions about recent press coverage of a meeting on the Dewey-Burdock application. (4 pages) / **EX 5**
63. 12/14/09 E-mail from J. Olmstead, NRC to A. Bjornsen, NRC; Subject: MOU. (1 page) / **Portion Outside of Scope, EX 5**

64. 12/14/09 E-mail from H. Yilma, NRC to J. Olmstead, NRC; Subject: FW: Some questions about recent press coverage of a meeting on the Dewey-Burdock application. (6 pages) / **EX 5**
65. 12/23/09 E-mail from B. Von Till, NRC to K. McConnell, NRC, et al; Subject: EPAD call with BLM. (3 pages) / **EX 5**
66. 12/23/09 E-mail from J. Olmstead, NRC to B. Von Till, NRC; Subject: RE: EPAD call with BLM. (2 pages) / **EX 5**
67. 01/05/10 E-mail from J. Olmstead, NRC to A. Kock, NRC; Subject: RE: MOU Implementation. (3 pages) / **EX 6**
68. 01/11/10 E-mail from A. Bjornsen, NRC to J. Olmstead, NRC; Subject: FW: Public Comment on Federal Register. (3 pages) / **EX 5**
69. 01/13/10 E-mail from J. Olmstead, NRC to A. Bjornsen, NRC; Subject: RE: FW: Public Comment on Federal Register. (3 pages) / **EX 5**
70. 01/14/10 E-mail from A. Bjornsen, NRC to D. Miller, NRC; Subject: RE: MOU Implementation. (4 pages) / **EX 5, 6**
71. 01/19/10 E-mail from J. Olmstead, NRC to A. Bjornsen, NRC; Subject: RE: Invitation: Teleconference with NRC Project Managers of NUREG 1910-Supplements (Lost Creek, Moore Ranch, Nichols Ranch ISR EIS)(Jan 22 08:00 AM MST). (2 pages) / **EX 5**
72. 01/19/10 E-mail from A. Bjornsen, NRC to J. Olmstead, NRC; Subject: FW: Invitation: Teleconference with NRC Project Managers of NUREG 1910-Supplements (Lost Creek, Moore Ranch, Nichols Ranch ISR EIS)(Jan 22 08:00 AM MST). (3 pages total, 1 page released) / **EX 5**
73. 01/19/10 E-mail from A. Bjornsen, NRC to J. Olmstead, NRC; Subject: Bridge Line Teleconference with NRC Project Managers of NUREG 1910-Supplements (Lost Creek, Moore Ranch, Nichols Ranch ISR EIS)(Jan 22 08:00 AM MST). (2 pages) / **EX 2 High**
74. 01/26/10 E-mail from A. Bjornsen, NRC to J. Olmstead, NRC; Subject: FW: Immediate Action Required: Comment Extension. (5 pages) / **EX 5**
75. 01/28/10 E-mail from J. Olmstead, NRC to P. Bubar, NRC, et al; Subject: RE: Extension of Public Comment Period for 3 SEISs. (6 pages total, 3 pages released) / **EX 5**
76. 01/29/10 E-mail from J. Olmstead, NRC to P. Bubar, NRC; Subject: RE: Extension of Public Comment Period for 3 SEISs. (4 pages) / **EX 5**
77. 1/29/10 E-mail from J. Olmstead, NRC to P. Bubar, NRC; Subject: RE: URL_EIS_extendocredits.doc. (3 pages) / **EX 5**
78. 02/03/10 E-mail from G. Comfort, NRC to A. Kock, NRC; Subject: RE: Request from NRDC on status of ISR Rulemaking. (2 pages) / **EX 5**

79. 02/12/10 E-mail from J. Hull, NRC to S. Cohen, NRC; Subject: FW: Irigaray Christensen Ranch ISR Project EA. (6 pages) / **EX 5**
80. 02/18/10 E-mail from A. Bjornson, NRC to B. Von Till, RC; Subject: RE: Re: Call with NRC re sage grouse and lost creek UR project. (3 pages) / **EX 5, 6**
81. 02/18/10 E-mail from J. Olmstead, NRC to A. Kock, NRC, et al; Subject: RE: Re: Call with NRC re sage grouse and lost creek UR project. (3 pages) / **EX 5, 6**
82. 02/18/10 E-mail from A. Bjornsen, NRC to A. Kock, NRC, et al; Subject: FW: Re: Call with NRC re sage grouse and lost creek UR project. (2 pages) / **EX 5, 6**
83. 02/18/10 E-mail from A. Bjornsen, NRC to A. Kock, NRC, et al; Subject: RE: Lost Creek Sage Grouse Teleconference 2/19 @ 3PM. (2 pages) / **EX 2 High, 5**
84. 02/18/10 E-mail from A. Bjornsen, NRC to A. Kock, NRC, et al; Subject: RE: Lost Creek Sage Grouse Teleconference 2/19 @ 3PM. (2 pages) / **EX 2 High**
85. 02/19/10 E-mail from J. Hull, NRC to S. Cohen, NRC; Subject: RE: Lost Creek Exemption EA. (18 pages total, 2 pages released) / **EX 5**

**APPENDIX K
RECORDS BEING WITHHELD IN THEIR ENTIRETY**

<u>NO.</u>	<u>DATE</u>	<u>DESCRIPTION/ (PAGE COUNT)/EXEMPTIONS</u>
1.	No date	Draft SEIS Response to Comments Section w/handwritten comments (2 pages) EX. 5
2.	No date	Section B5.9.12 – Groundwater restoration Criteria and Methods – handwritten comments (4 pages) EX. 5
3.	No date	Section B5.10 Credibility of NRC – handwritten comments (2 pages) EX. 5
4.	No date	Section B5.4.2 – Adequacy of Impact Assessment – handwritten comments (7 pages) EX. 5
5.	No date	Section B5.4.1 – Generic Environmental Impact Statement/Supplemental Environmental Impact Statement – handwritten comments (3 pages) EX. 5
6.	No date	Bin 5.4.6 – Range of Reasonable Alternatives – handwritten comments (1 page) EX. 5
7.	No date	Section 5.16 – Alternatives – handwritten comments (2 pages) EX. 5
8.	No date	Proposed Response for Comments that pertain only to the GEIS and not the SEIS – N011-38 + all others that apply - handwritten comments (1 page) EX. 5
9.	No date	Nichols Ranch – G5.9.9 Consideration of ISL Facility Safety Record and Compliance History – handwritten comments (2 pages) EX. 5
10.	No date	Comment: N007-013 & B5.8 Public Involvement – handwritten comments (2 pages) EX. 5
11.	No date	Section 5.6 – Scoping Process and Scoping Report – handwritten comments (1 page) EX. 5
12.	No date	Proposed Response for Comments that pertain only to the GEIS and not the SEIS – N011-38 + all others that apply - handwritten comments (1 page) EX. 5

13. No date Section 5.9.7 – NRC NEPA Process Implementation – handwritten comments (1 page) **EX. 5**
14. No date Section B5.36.3 General Comments Related to Mitigation Measures and Best Management Practices – handwritten comments (1 page) **EX. 5**
15. No date 4.14.1 The Proposed Action (Alternative 1) – handwritten comments (5 pages) **EX. 5**
16. No date Final Recommendation – handwritten notes (1 page) **EX. 5**
17. No date Moore ranch Preliminary DSEIS – comments (24 pages) **EX. 5**
18. No date 3.11 Socioeconomics – handwritten comments (18 pages) **EX. 5**
19. No date 3.11 Socioeconomics – handwritten comments (25 pages) **EX. 5**
20. No date Note to B. Jones, OGC from J. Olmstead, OGC regarding Comments on John Block's Letter (2 pages) **EX. 5**
21. No date Climate change – handwritten comments (3 pages) **EX. 5**
22. No date Draft response letter to Carol Rushin, EPA (6 pages) **EX. 5**
23. No date Hearings (2 pages) **EX. 5**
24. No date B5.4.1 – Generic Environmental Impact Statement/Supplemental Environmental Impact Statement Comment: MR015-038, MR017-006?? (1 page) **EX. 5**
25. No date Cut and paste of Section 5.11 Global Warming, Climate Change, and Greenhouse Gas Impacts (3 pages) **EX. 5**
26. 06/16/09 E-mail and attachment from J. Olmstead, OGC to A. Kock, FSME Re: NMApresjwocomments.ppt (13 pages) **EX. 5**
27. 06/23/09 E-mail and attachment from J. Olmstead, OGC to A. Kock, FSME Re: draft BLM-NRC MOU6-23-09jwoedits.doc (11 pages) **EX. 5**
28. 06/25/09 E-mail from J. Olmstead, OGC to B. Jones, OGC Re: blm mou of june 24.doc (1 page) **EX. 5**
29. 07/06/09 E-mail & attachments from J. Hull, OGC to T. Stokes, OGC, et al. Re: Final draft RIS on pre-licensing and staff's responses to comments (19 pages) **EX. 5**

30. 07/14/09 E-mail from J. Olmstead, OGC to P. Bubar, FSME, et al. Re: John Block's ISR GEIS letter (1 page) **EX. 5**
31. 07/20/09 E-mail from J. Olmstead, OGC to I. Yu, FSME Re: Climate Change (1 page) **EX. 5**
32. 08/05/09 E-mail and attachment from B. Jones, OGC to T. Stokes, OGC Re: ISL GEIS Rpy to Block.doc (4 pages) **EX. 5**
33. 08/05/09 E-mail from T. Stokes, OGC to B. Jones, OGC Re: ISL GEIS Rpy to Block.doc (1 page) **EX. 5**
34. 08/05/09 E-mail from C. Marco, OGC to T. Stokes, OGC Re: OGC Response to Ltr re ISL GEIS (1 page) **EX. 5**
35. 08/06/09 E-mail from B. Jones, OGC to T. Stokes, OGC Re: LES Meeting with OGC on Proprietary Information (2 pages) **Portions Outside of Scope, EX 5.**
36. 08/06/09 E-mail and draft attachment from T. Stokes, OGC to B. Klukan, OGC Re: OGC Response to Ltr re ISL GEIS (6 pages) **EX. 5**
37. 08/10/09 E-mail and draft attachment from T. Stokes, OGC to J. Park, FSME Re: DRAFT – OGC Response to Ltr re ISL GEIS (5 pages) **EX. 5**
38. 08/13/09 E-mail and draft attachment from T. Stokes, OGC to B. Jones, OGC Re: Draft OGC Response to Ltr re ISL GEIS (7 pages) **EX. 5**
39. 08/13/09 E-mail and draft attachment from T. Stokes, OGC to B. Jones, OGC Re: Letter to J. Block Re: ISL GEIS (Revised) (4 pages) **EX. 5**
40. 08/13/09 E-mail and draft attachment from J. Hull, OGC to B. Jones, OGC, et al. Re: DRAFT EA for Lost Creek exemption request (ticket due date 8/21) (13 pages) **EX. 5**
41. 08/20/09 E-mail and draft attachment from J. Hull, OGC to K. McConnell, FSME Re: FW: Lost Creek EA; pre-construction RIS (15 pages) **EX. 5**
42. 08/27/09 E-mail and draft attachments from J. Olmstead, OGC to A. Bjornsen, FSME Re: BLM MOU (33 pages) **EX. 5 and 6**
43. 09/03/09 E-mail from J. Olmstead, OGC to J. Park, FSME Re: incorporation by reference (1 page) **EX. 5**
44. 09/10/09 E-mail from J. Olmstead, OGC to A. Bjornsen, FSME Re: BLM MOU (1 page) **EX. 5**

45. 09/11/09 E-mail and draft attachment from J. Hull, OGC to B. Jones, OGC Re: revised EA draft from staff for Lost Creek (7 pages) **EX. 5**
46. 09/29/09 E-mail and draft attachment from J. Hull, OGC to B. Jones, OGC Re: revised draft EA for Lost Creek (7 pages) **EX. 5**
47. 09/29/09 E-mail and draft attachment from J. Hull, OGC to K. McConnell, FSME Re: revised draft EA for Lost Creek (7 pages) **EX. 5**
48. 09/30/09 E-mail and attachment from J. Hull, OGC to K. McConnell, FSME Re: FW: LCREEKEA929ogcedits (2).doc (7 pages) **EX. 5**
49. 09/30/09 E-mail from J. Olmstead, OGC to A. Kock, FSME, et al. Re: Update on OGC concurrence for BLM MOU package (1 page) **EX. 5**
50. 10/07/09 E-mail and attachments from Barbara Fugate, DOI to J. Olmstead, OGC Re: MOU with NRC (23 pages) **EX. 5**
51. 10/08/09 E-mail & attachment from J. Olmstead, OGC to A. Kock, FSME Re: FW: MOU with NRC (12 pages) **EX. 5**
52. 11/02/09 E-mail from J. Hull, OGC to B. Jones, OGC Re: FW: RE: Rev. of draft ISL SEIS (1 page) **EX. 5 and Portion Outside of Scope**
53. 11/06/09 E-mail and attachment from J. Olmstead, OGC to J. Park, FSME Re: Revised SEIS purpose and need (3) 11-06-09.doc (2 pages) **EX. 5**
54. 11/10/09 E-mail from J. Olmstead, OGC to J. Park, FSME Re: Resolution of OGC comments on draft SEISs (1 page) **EX. 5**
55. 12/03/09 Comments on Draft Notice of Availability of the Draft Supplemental Environmental Impact Statement for the Moore Ranch Project (8 pages) **EX. 5**
56. 12/03/09 Revised Comments on Draft Notice of Availability of the Draft Supplemental Environmental Impact Statement for the Moore Ranch Project (8 pages) **EX. 5**
57. 12/22/09 E-mail and draft attachment from J. Hull, OGC to A. Pessin, OGC Re: LCreekFinalExemptionEAogcedits.doc (14 pages) **EX. 5**
58. 01/20/10 E-mail and draft attachment from J. Olmstead, OGC to B. Jones, OGC Re: BLM/NRC MOU – public comment on notice in FR (2 pages) **EX. 5**
59. 01/21/10 E-mail from J. Olmstead, OGC to A. Bjornsen, FSME Re: NRC/BLM MOU response to e-mail (1 page) **EX. 5**

60. 01/26/10 E-mail from J. Olmstead, OGC to B. Jones, OGC, et al. Re: 1 month extension of the public comment period for Nichols Ranch, Lost Creek and Moore Ranch draft SEIS (1 page) **EX. 5**
61. 02/02/10 E-mail and draft attachment from J. Hull, OGC to B. Jones, OGC Re: exemption EA for Lost Creek (15 pages) **EX. 5**
62. 02/02/10 E-mail and draft attachment from J. Hull, OGC to T. Stokes, OGC Re: Lost Creek EA (15 pages) **EX.5**
63. 02/04/10 E-mail and draft attachment from J. Hull, OGC to B. Jones, OGC, et al. Re: EA for LCI exemption (15 pages) **EX. 5**
64. 02/04/10 E-mail and draft attachment from J. Hull, OGC to P. Bubar, FSME, et al. Re: EA for LCI exemption (15 pages) **EX. 5**
65. 08/03/09 E-mail from A. Bjornsen, FSME to P. Bubar, NRC, et al; Subject: BLM MOU. (1 page) / **EX. 5**
66. 02/03/10 E-mail from A. Kock, FSME to J. Olmstead, OGC; Subject: Question on Consultations. (1 page) **EX. 5**
67. 07/24/09 E-mail from B. Jones, OGC to B. Von Till, FSME; Subject: RE: Talking points for briefing with Marty on Uranium One comments. (9 pages) **EX. 5**
68. 07/24/09 E-mail from J. Olmstead, NRC to B. Jones, NRC; Subject: RE: Talking points for briefing with Marty on Uranium One comments. (9 pages) / **EX. 5**
69. 08/10/09 E-mail from J. Parks, FSME to T. Stokes, OGC; Subject: RE: Draft – OGC Response to Ltr re ISL GEIS. (5 pages) / **EX 5**
70. 08/10/09 E-mail from P. Bubar, FSME to J. Parks, FSME; Subject: RE: Draft – OGC Response to Ltr re ISL GEIS. (5 pages) / **EX 5**
71. 08/14/09 E-mail from A. Bjornsen, FSME to P. Bubar, FSME, et al; Subject: FW: ?? Status of the MOU with NRC. (17 pages) / **EX 5**
72. 08/17/09 E-mail from A. Kock, FSME to A. Bjornsen, FSME, et al; Subject: FW: ?? Status of the MOU with NRC. (17 pages) / **EX 5**
73. 08/18/09 E-mail from P. Bubar, FSME to A. Kock, FSME, et al; Subject: FW: ?? Status of the MOU with NRC. (3 pages) / **EX 5**
74. 08/25/09 E-mail from A. Bjornsen, FSME to P. Bubar, FSME, et al; Regards: BLM POO Request. (4 pages) / **EX 5**

75. 08/31/09 E-mail from J. Olmstead, NRC to A. Bjornsen, NRC; Subject: RE: RE: BLM MOU. (1 page) / **EX 5**
76. 09/14/09 E-mail from J. Hull, OGC to S. Cohen, FSME, et al; Subject: RE: LCI Exemption EA. (7 pages) / **EX 5**
77. 09/16/09 E-mail from P. Bubar, FSME to G. Deegan, FSME; Subject: MOU With BLM. (12 pages) / **EX 5**
78. 09/16/09 E-mail from G. Deegan, FSME to P. Bubar; Subject: MOU With BLM. (1 page) / **EX 5**
79. 09/16/09 E-mail from P. Bubar, FSME to A. Kock, FSME, et al; Subject: Call with BLM. (1 page) / **EX 5**
80. 09/28/09 E-mail from J. Hull, OGC to B. Jones, OGC, et al; Subject: RE: Lost Creek Exemption EA. (8 pages) / **EX 5**
81. 09/29/09 E-mail from J. Olmstead, OGC to B. Jones, OGC; Subject: FW: Final MOU with BLM. (4 pages) / **EX 5**
82. 09/29/09 E-mail from J. Olmstead, OGC to P. Bubar, FSME; Subject: RE: Final MOU with BLM. (2 pages) / **EX 5**
83. 09/30/09 E-mail from J. Olmstead, OGC to C. Rajapakse, FSME, et al; Subject: Re: MOU Transmittal to BLM. (1 page) / **EX 5**
84. 09/30/09 E-mail from JG. Deegan, FSME to P. Bubar, FSME; Subject: RE: Final MOU with BLM. (2 pages) / **EX 5**
85. 09/30/09 E-mail from A. Bjornsen, FSME to C. Rajapakse, FSME; Subject: Lost Creek. (12 pages) / **EX 5**
86. 09/30/09 E-mail from J. Olmstead, OGC to A. Bjornsen, FSME, et al; Re: Lost Creek (1 page) / **EX 5**
87. 09/30/09 E-mail from P. Bubar, FSME to M. Casby, FSME; Subject: Re: Final MOU with BLM. (3 pages) / **EX 5**
88. 09/30/09 E-mail from JA. Bjornsen, FSME to P. Bubar, FSME, et al; Subject: Re: Lost Creek. (1 page) / **EX 5**
89. 09/30/09 E-mail from J. Hull, OGC to B. Jones, OGC; Subject: FW: Revised Draft EA for Lost Creek; exemptions in general. (7 pages) / **EX 5**
90. 10/12/09 E-mail from A. Kock, FSME to A. Bjornsen, FSME, et al; Subject: RE: Status of BLM MOU package. (1 page) / **EX 5**

91. 10/16/09 E-mail from P. Bubar, FSME to A. Kock, FSME; Subject: Finally spoke to BLM. (1 page) / **EX 5**
92. 10/16/09 E-mail from A. Kock, FSME to A. Kock FSME, et al; Subject: RE: NRC- BLM MOU. (1 page) / **EX 5**
93. 10/26/09 E-mail from J. Olmstead, OGC to P. Bubar, FSME; Subject: RE: BLM MOU Has Been Signed (1 page) / **EX 5**
94. 11/02/09 E-mail from J. Hull, OGC to S. Cohen, FSME; Subject: RE: Lost Creek EA (1 page) / **EX 5**
95. 11/06/09 E-mail from A. Bjornsen, FSME to J. Olmstead, OGC; Subject: FW: MOU. (1 page) / **EX 5**
96. 11/10/09 E-mail from J. Olmstead, OGC to J. Park, FSME; Subject: RE: Including the "adopted in full or part" paragraph per OGC comments (2 pages) / **EX 5**
97. 11/12/09 E-mail from A. Kock, FSME to B. Jones, OGC, et al; Subject: Re: RE: Climate Change Analysis. (2 pages) / **EX 5**
98. 11/16/09 E-mail from M. Casby, FSME to P. Bubar, FSME, et al; Subject: RE: BLM MOU. (1 page) / **EX 5**
99. 12/16/09 E-mail from J. Hull, OGC to A. Bjornsen, FSME; Subject: RE: Revised Lost Creek Exemption EA (25 pages) / **EX 5**
100. 01/15/10 E-mail from A. Bjornsen, FSME to J. Olmstead, OGC; Subject: FW: NRC_ Lost_Creek 48SW16604 (2).docx. (8 pages) / **EX 5**
101. 01/15/09 E-mail from H. Felsher, FSME to J. Olmstead, OGC; Subject: RE: BLM MOU Package. (1 page) / **EX 5**
102. 02/01/10 E-mail from A. Kock, FSME to A. Bjornsen, FSME; Subject: RE: Alternatives. (1 page) / **EX 5**