

June 1, 2012

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:

Pursuant to 10 C.F.R. §§ 2.336(b) and (c) and 2.1203, the Nuclear Regulatory Commission (NRC) Staff provides the Licensing Board and the parties with an updated index listing documents required to be disclosed by the Staff. (Attachment 1.) These documents may be viewed by accessing the hearing file for this proceeding that is maintained by the NRC's Office of the Secretary.

Along with the attached update to its hearing file index, the Staff is providing an affidavit certifying that all relevant materials have been disclosed to the extent required by 10 C.F.R. § 2.336(c).

The Staff will update its mandatory disclosures, hearing file, and privilege logs in accordance with 10 C.F.R. §§ 2.336(d) and 2.1202(c) no later than July 2, 2012.

Sincerely,

***/Signed (electronically) by/  
Patricia Jehle***

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Patricia Jehle  
Counsel for NRC Staff

Enclosures: Attachment 1: Hearing File Index  
Affidavit of Ronald Burrows

cc: Electronic Information Exchange Service List

**ATTACHMENT 1**  
**POWERTECH HEARING FILE AND MANDATORY DISCLOSURES**  
**June 1, 2012 Update (Publicly Available Documents)**

<b>ID Number</b>	<b>Accession Number</b>	<b>Document Date</b>	<b>Title</b>
00-666	ML12151A001	05/01/2012	05/01/2012 - Powertech NRC Sidebar Presentation.
00-667	ML12131A689	11/17/2011	2011/11/17 Powertech Dewey-Burdock LA - Upcoming Public US NRC/Powertech teleconference RE: uranium in situ recovery facility in Fall River and Custer Counties, South Dakota
00-668	ML12131A688	11/17/2011	2011/11/17 Powertech Dewey-Burdock LA - Upcoming Public US NRC/Powertech teleconference RE: uranium in situ recovery facility in Fall River and Custer Counties, South Dakota
00-669	ML12143A110	05/23/2012	A. Reider ltr. re: Transmittal of Letter to THPOs Regarding Teleconference on Crow Butte and Dewey Burdock Projects.
00-670	ML121250118	05/07/2012	A. Reider ltr. re: Transmittal of Applicant's Statement of Work for Crow Butte and Dewey Burdock Projects.
00-671	ML12143A116	05/23/2012	A. T. Stafne Ltr. re: Transmittal of Letter Sent to THPOs Regarding Teleconference on Crow Butte and Dewey Burdock Projects.
00-672	ML12143A081	05/23/2012	C. Black Eagle Ltr. re: Transmittal of Letter Sent to THPOs Regarding Teleconference on Crow Butte and Dewey Burdock Projects.
00-673	ML121250082	05/07/2012	C. Black Eagle ltr. re: Transmittal of Applicant's Statement of Work Regarding Crow Butte and Dewey Burdock Projects.
00-674	ML121250426	05/07/2012	C. Murphy Ltr. re: Transmittal of Applicant's Statement of Work for Crow Butte and Dewey Burdock Projects.
00-675	ML12143A287	05/23/2012	C. Murphy ltr. re: Transmittal of Letter to THPOs Regarding Teleconference on Crow Butte and Dewey Burdock Projects.
00-676	ML12143A087	05/23/2012	D. Big Eagle ltr. re: Transmittal of a Letter Sent to THPOs Regarding Teleconference on Crow Butte and Dewey Burdock Projects.
00-677	ML121250102	05/07/2012	D. Big Eagle ltr. re: Transmittal of Applicant's Statement of Work Regarding Crow Butte and Dewey Burdock Projects.
00-678	ML12137A355	05/08/2012	Dewey-Burdock Project, 106 Process, Additional Copies of 2nd Evaluative Report.
00-679	ML12130A124	05/15/2012	February 15, 2012 Attendance List for Tribal Consultation Meeting Regarding Dewey Burdock and Crow Butte Projects.
00-680	ML121250210	05/07/2012	G. Prescott ltr. re: Transmittal of Applicant's Statement of Work for Crow Butte and Dewey Burdock Projects.
00-681	ML12143A138	05/23/2012	G. Prescott Ltr. re: Transmittal of Letter to THPOs Regarding Teleconference on Crow Butte and Dewey Burdock Projects.
00-682	ML12143A291	05/23/2012	G. Tex Hall Ltr. re: Transmittal of Letter to THPOs Regarding Teleconference on Crow Butte and Dewey Burdock Projects.
00-683	ML121250449	05/07/2012	G. Tex Hall ltr. re: Transmittal of Applicant's Statement of Work for Crow Butte and Dewey

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<b>ID Number</b>	<b>Accession Number</b>	<b>Document Date</b>	<b>Title</b>
			Burdock Projects.
00-684	ML12143A354	05/23/2012	J. Boswell Ltr. re: Transmittal of Letter to THPOs Regarding Teleconference on Crow Butte and Dewey Burdock.
00-685	ML121250512	05/07/2012	J. Prairie Chief-Boswell Ltr. re: Transmittal of Applicant's Statement of Work for Crow Butte and Dewey Burdock Projects.
00-686	ML121250220	05/07/2012	J. Shakespeare Ltr. re: Transmittal of Applicant's Statement of Work for Crow Butte and Dewey Burdock Projects.
00-687	ML12143A168	05/23/2012	J. Shakespeare ltr. re: Transmittal of Letter to THPOs Regarding Teleconference on Crow Butte and Dewey Burdock Projects.
00-688	ML12143A185	05/23/2012	J. Steele Ltr. re: Transmittal of Letter to THPOs Regarding Teleconference on Crow Butte and Dewey Burdock Projects.
00-689	ML121250515	05/07/2012	J. Wauqua ltr. re: Transmittal of Applicant's Statement of Work for Crow Butte and Dewey Burdock Projects.
00-690	ML12143A366	05/23/2012	J. Wauqua ltr. re: Transmittal of Letter to THPOs Regarding Teleconference on Crow Butte and Dewey Burdock.
00-691	ML121250261	05/07/2012	J. Yellow Bird Steele Ltr. re: Transmittal of Applicant's Statement of Work for Crow Butte and Dewey Burdock Projects.
00-692	ML12143A068	05/23/2012	K. Keckler Ltr. re: Transmittal of Letter Sent to THPOs Regarding Teleconference on Crow Butte and Dewey Burdock Projects.
00-693	ML12130A053	05/23/2012	L. Maynahonah ltr. re: Teleconference to Discuss Statements of Work for Dewey Burdock and Crow Butte Projects.
00-694	ML120730497	05/07/2012	L. Maynahonah Ltr. re: Transmittal of Applicant's Statement of Work Regarding Crow Butte License Renewal, Crow Butte New Trend, and Dewey-Burdock Projects.
00-695	ML12143A175	05/23/2012	L. Spang ltr. re: Transmittal of Letter to THPOs Regarding Teleconference on Crow Butte and Dewey Burdock Projects.
00-696	ML121250241	05/07/2012	L. Spang ltr. re: Transmittal of Applicant's Statement of Work for Crow Butte and Dewey Burdock Projects.
00-697	ML121250531	05/07/2012	Letter re: Transmittal of Applicant's Statement of Work for Crow Butte and Dewey Burdock Projects.
00-698	ML121250061	05/07/2012	Letter re: Transmittal of Applicant's Statement of Work Regarding Crow Butte and Dewey Burdock Projects.
00-699	ML121250550	05/07/2012	M. Gover Ltr. re: Transmittal of Applicant's Statement of Work for Crow Butte and Dewey Burdock Projects.
00-700	ML12143A388	05/23/2012	M. Gover ltr. re: Transmittal of Letter to THPOs Regarding Teleconference on Crow Butte and Dewey Burdock Projects.

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<b>ID Number</b>	<b>Accession Number</b>	<b>Document Date</b>	<b>Title</b>
00-701	ML12143A132	05/23/2012	M. Jandreau ltr. re: Transmittal of Letter Sent to THPOs re: Teleconference on Crow Butte and Dewey Burdock Projects.
00-702	ML121250134	05/07/2012	M. Jandreau Ltr. re: Transmittal of Applicant's Statement of Work for Crow Butte and Dewey Butte Projects.
00-703	ML12143A097	05/23/2012	M. LaJeunesse Ltr. re: Transmittal of Letter to THPOs Regarding Teleconference on Crow Butte and Dewey Burdock Projects.
00-704	ML121250110	05/07/2012	M. LaJeunesse Ltr. re: Transmittal of Applicant's Statement of Work for Crow Butte and Dewey Burdock Projects.
00-705	ML121250454	05/07/2012	M. St. Claire ltr. re: Transmittal of Applicant's Statement for Work for Crow Butte and Dewey Burdock Projects.
00-706	ML12143A311	05/23/2012	M. St. Claire Ltr. re: Transmittal of Letter Sent to THPOs Regarding Teleconference on Crow Butte and Dewey Burdock Projects.
00-707	ML121250327	05/07/2012	R. Bordeaux Ltr. re: Transmittal of Applicant's Statement of Work for Crow Butte and Dewey Burdock Projects.
00-708	ML12143A237	05/23/2012	R. Bordeaux Ltr. re: Transmittal of Letter Sent to THPOs Regarding Teleconference on Crow Butte and Dewey Burdock Projects.
00-709	ML12143A252	05/23/2012	R. Shepherd ltr. re: Transmittal Letter Sent to THPOs Regarding Teleconference on Crow Butte and Dewey Burdock Projects.
00-710	ML121250412	05/07/2012	R. Shepherd ltr. re: Transmittal of Applicant's Statement of Work for Crow Butte and Dewey Burdock Projects.
00-711	ML121250384	05/07/2012	R. Trudell ltr. re: Transmittal of Applicant's Statement of Work for Crow Butte and Dewey Burdock Projects.
00-712	ML12143A242	05/23/2012	R. Trudell ltr. re: Transmittal of Letter to THPOs Regarding Teleconference on Crow Butte and Dewey Burdock Projects.
00-713	ML12143A379	05/23/2012	R. Twohatchet ltr. re: Transmittal of Letter to THPOs Regarding Teleconference on Crow Butte and Dewey Burdock Projects.
00-714	ML121250296	05/07/2012	R. White ltr. re: Transmittal of Applicant's Statement of Work for Crow Butte and Dewey Burdock Projects.
00-715	ML12143A189	05/23/2012	R. White Ltr. re: Transmittal of Letter to THPOs Regarding Teleconference on Crow Butte and Dewey Burdock Projects.
00-716	ML121250423	05/07/2012	R. Yankton Ltr. re: Transmittal of Applicant's Statement of Work for Crow Butte and Dewey Burdock Projects.
00-717	ML12143A276	05/23/2012	R. Yankton ltr. re: Transmittal of Letter Sent to THPOs Regarding Teleconference on Crow Butte and Dewey Burdock Projects.
00-718	ML121250460	05/07/2012	T. Courmoyer Ltr. re: Transmittal of Applicant's Statement of Work for Crow Butte and Dewey

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<b>ID Number</b>	<b>Accession Number</b>	<b>Document Date</b>	<b>Title</b>
			Burdock Projects.
00-719	ML12143A328	05/23/2012	T. Courmoyer Ltr. re: Transmittal of Letter to THPOs Regarding Teleconference on Crow Butte and Dewey Burdock Projects.

May 31, 2012

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
	)	
(Dewey-Burdock In Situ Uranium Recovery Facility)	)	ASLBP No. 10-898-02-MLA-BD01

AFFIDAVIT OF RONALD BURROWS CONCERNING  
MANDATORY DISCLOSURE  
REQUIREMENT OF 10 C.F.R. § 2.336(c)

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I, Ronald Burrows, do hereby state as follows:

1. I am employed as a Senior Health Physicist in the Nuclear Regulatory Commission's Office of Federal and State Materials and Environmental Management Programs, Division of Waste Management and Environmental Protection, Decommissioning and Uranium Recovery Licensing Directorate. Among my responsibilities, I serve as Project Manager for Powertech (USA) Inc.'s application for a license to be used in connection with the proposed Dewey-Burdock uranium recovery facility. In this capacity, I am managing the preparation of the NRC Staff's hearing file and mandatory disclosures in connection with Powertech's application.

2. I hereby certify that all materials the Staff must disclose in this proceeding under 10 C.F.R. § 2.336 (b) and (c) have been disclosed, and that the disclosures are accurate and complete as of the date of this certification.

3. I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information and belief.

  
Ronald Burrows

Executed in Rockville, MD  
this 31<sup>st</sup> day of May 2012

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	)	Date: June 1, 2012
Facility)	)	

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing "UPDATE TO NRC STAFF'S HEARING FILE INDEX" in this proceeding have been served via the Electronic Information Exchange (EIE) this 1<sup>st</sup> day of June 2012, which to the best of my knowledge resulted in transmittal of the copies to those on the EIE Service List for this proceeding.

***/Signed (electronically) by/  
Patricia A. Jehle***

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Patricia A. Jehle  
Counsel for the NRC Staff