

## FOIA Resource

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**From:** Jim Woodward (b)(6)  
**Sent:** Monday, August 13, 2012 2:06 AM  
**To:** FOIA Resource  
**Subject:** FOIA request  
**Attachments:** 2012.08.12 FOIA\_NRC.pdf

Please see attached FOIA request.

James B. Woodward

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### FOIA/PA REQUEST

Case No.: 2012-0300  
Date Rec'd: 8/13/12  
Specialist: MILGORE  
Related Case: \_\_\_\_\_

2012-0300  
8/13/12  
Kilgore

August 12, 2012

Freedom of Information/Public Affairs Officer  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-001  
Phone: (301) 415-7000  
Email: FOIA.resource@nrc.gov

Subject: FREEDOM OF INFORMATION ACT REQUEST

SENT VIA E-MAIL ATTACHMENT – CONFIRMATION REQUESTED

Dear Sir/Madam:

I hereby submit this Freedom of Information Act (“FOIA”) request pursuant to the requirements of 5 U.S.C. §552(a). I request written confirmation (preferably by e-mail) of the receipt of this request. This FOIA request is submitted pursuant to the instructions for making FOIA requests as set forth on the USNRC website at <http://www.nrc.gov/reading-rm/foia/foia-request.html>.

I hereby request a copy of all agency records, limited to those materials created or obtained by the NRC after December 31, 2010, related to Draft Materials License Number SUA-1600 issued to Powertech (USA) Inc. for the Dewey-Burdock (South Dakota) Project. The request for agency records includes, but is not limited to, communications, records of communications and/or meeting notes involving: 1) the staff of the United States Nuclear Regulatory Commission’s Uranium Recovery Licensing Branch; and/or, 2) persons working for Powertech Uranium Corp. or Powertech (USA) Inc. , including, but not limited to, employees, attorneys, contractors, sub-contractors, agents, etc.

For the purpose of this request, the term “records” also includes, but is not limited to: letters, correspondences, memoranda, applications, faxes and facsimiles, notes, telephone messages, transcripts, declarations, and all other written, printed, or typed documents – as well as electronic records such as e-mail messages, attachments to emails, and computer files.

This request does not include records that have been posted on the Agencywide Documents and Management System (ADAMS).

Please provide all responsive records in electronic format if possible, preferably on CD-ROM.

If you determine that portions of any records covered by this request are exempt from disclosure, please separate the exempt portions of documents from the nonexempt

portions and provide me with copies of the nonexempt portions. For any records that you determine to be exempt from release, please provide me with a specific description of the record or portion of the record along with a particularized description of the legal basis for withholding it.

I am the founder and webmaster of the website powertechexposed.com. Powertechexposed.com is a website with the mission of educating the public about the potential environmental and public health risks from uranium mining, with a specific focus on Powertech Uranium Corp.'s proposed Centennial project in Colorado and Dewey-Burdock project in South Dakota. Through the dissemination of information and education, I seek to help residents protect the quality of their water and air, as well as the local economy.

Release of the records described in this request will primarily benefit the public and contribute to the understanding of the government's policies and activities concerning regulation of in-situ leach uranium mining by the Uranium Recovery Licensing Branch. Through publication via the aforementioned website, I intend to make the information obtained from this request available to affected residents, supporters, local officials, and the general public.

Release of the information will empower members of the public to engage in public advocacy efforts to protect and conserve the resources of South Dakota. I do not seek these documents for commercial use.

Accordingly, I request that you grant a waiver of fees pursuant to 5 U.S.C. § 522 (a)(4)(A). I expect that such a waiver will be granted. However, if a waiver is not granted, please inform me of the cost of disclosing the above described records if such fees exceed \$25.00.

I look forward to your response within 20 business days as required by the FOIA. If I do not receive a response within 20 business days, I will deem this request denied. If you have any questions regarding the scope of this request, or any concerns, please feel free to contact me at (b)(6) or via email at (b)(6). Thank you for your time and attention.

Respectfully submitted,

/s/ James B. Woodward

Mailing address and daytime phone number:

(b)(6)  
[Redacted]  
[Redacted]