

September 4, 2012

G. Paul Bollwerk, III, Chair
Administrative Judge
Atomic Safety and Licensing Board Panel
Mail Stop T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Dr. Kenneth L. Mossman
Administrative Judge
Atomic Safety and Licensing Board Panel
Mail Stop T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Dr. 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
Strata Energy, Inc. (Ross In Situ Recovery Uranium Project)
Docket No. 40-9091-MLA; ASLBP No. 12-915-01-MLA-BD01

Dear Administrative Judges:

Pursuant to 10 C.F.R. §§ 2.336(b) and (c) and 2.1203 and the Memorandum and Order (Additional Provisions Governing Mandatory Disclosures/Hearing File Updates) issued by the Atomic Safety and Licensing Board (Board) on May 2, 2012, the U.S. Nuclear Regulatory Commission (NRC) staff (Staff) provides the Board and the parties with an 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. The Staff is also attaching one (1) index listing documents that, under 10 C.F.R. § 2.390, are exempt from disclosure and for which the Staff is asserting a privilege or immunity. (Attachment 2.)

Along with the attached lists, 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(b) and (c), as modified by the Board's Memorandum and Order (Additional Provisions Governing Mandatory Disclosures/Hearing File Updates) (May 2, 2012) (unpublished).

Respectfully submitted,

/Signed (electronically) by/

Molly Barkman Marsh
Counsel for the NRC Staff
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Enclosures: Attachment 1: Hearing File Index
Attachment 2: Sensitive Information Log
Affidavit of John Saxton

cc: Attached Service List

ATTACHMENT 1
STRATA ROSS HEARING FILE AND MANDATORY DISCLOSURES
HEARING FILE INDEX
Update – September 4, 2012

	Accession Number	Document Date	Title/Description
704	ML12221A010	08/02/2012	Letter from Wyoming Department of Environmental Quality to Strata Regarding Permit to Mine Application Technically Adequate.
705	ML12230A060	08/03/2012	Letter from Wyoming Dept. of Environmental Quality - Strata Energy Corp., Ross ISR Project, Groundwater Reclassification: Class 5 (Mineral Commercial).
706	ML12227A369	08/10/2012	Ross ISR Project, Clarification to TR RAI 23(f) Response.
707	ML12227A672	08/08/2012	Ross ISR Project, Response to ER RAI Cultural-1(A), Supplement to the Environmental Report, Addendum 3.8- National Register of Historic Places Evaluations: Testing of Selected Sites at the Proposed Ross ISR Project, Crook County, Wyoming.

ATTACHMENT 4
STRATA ROSS HEARING FILE AND MANDATORY DISCLOSURES
SENSITIVE INFORMATION LOG
Initial Disclosures – September 4, 2012

Certain documents otherwise subject to inclusion in the hearing file and mandatory disclosures for this proceeding have been determined by the NRC Staff to contain information subject to withholding from public disclosure as sensitive information. Pursuant to 10 C.F.R. § 2.336(b)(5), the Staff is providing this log to identify the following documents withheld because they contain sensitive information that, under 10 C.F.R. § 2.390(a)(3), is exempt from disclosure.

ID#	Accession Number	Author/ Affiliation	Title / Description	Document Date	Document Type	Comment	Page Count
S-00-11	ML12227A676	Ferguson D, GCM Services, Inc.	National Register of Historic Places Evaluations: Testing of Selected Sites at the Proposed Ross ISR Project, Crook County, Wyoming, Appendix A.	08/08/2012	Report, Miscellaneous	Use controlled by Section 304 of the National Historic Preservation Act.	19
S-00-12	ML12227A677	Ferguson D, GCM Services, Inc.	National Register of Historic Places Evaluations: Testing of Selected Sites at the Proposed Ross ISR Project, Crook County, Wyoming, Appendix B, Part 1 of 3.	08/08/2012	Report, Miscellaneous	Use controlled by Section 304 of the National Historic Preservation Act.	105
S-00-13	ML12227A678	Ferguson D, GCM Services, Inc.	National Register of Historic Places Evaluations: Testing of Selected Sites at the Proposed Ross ISR Project, Crook County, Wyoming, Appendix B, Part 2 of 3.	08/08/2012	Report, Miscellaneous	Use controlled by Section 304 of the National Historic Preservation Act.	49
S-00-14	ML12227A675	Ferguson D, GCM Services, Inc.	National Register of Historic Places Evaluations: Testing of Selected Sites at the Proposed Ross ISR Project, Crook County, Wyoming, Appendix B, Part 3 of 3.	08/08/2012	Report, Miscellaneous	Use controlled by Section 304 of the National Historic Preservation Act.	71

ID#	Accession Number	Author/ Affiliation	Title / Description	Document Date	Document Type	Comment	Page Count
S-00-15	ML12227A673	Ferguson D, GCM Services, Inc.	National Register of Historic Places Evaluations: Testing of Selected Sites at the Proposed Ross ISR Project, Crook County, Wyoming, Cover through Page 30.	08/08/2012	Report, Miscellaneous	Use controlled by Section 304 of the National Historic Preservation Act.	41
S-00-16	ML12227A674	. Ferguson D, GCM Services, Inc.	National Register of Historic Places Evaluations: Testing of Selected Sites at the Proposed Ross ISR Project, Crook County, Wyoming, Pages 31 through 104	08/08/2012	Report, Miscellaneous	Use controlled by Section 304 of the National Historic Preservation Act.	74

September 4, 2012

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	
)	
STRATA ENERGY, INC.)	Docket No. 40-9091-MLA
)	
(Ross In Situ Recovery Uranium Project))	ASLBP No. 12-915-01-MLA-BD01
)	

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

I, John Saxton, do hereby state as follows:

1. I am employed as a Hydrogeologist in the U.S. 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 Strata Energy, Inc.'s (Strata) application for a license to be used in connection with the proposed Ross *in situ* uranium recovery project. In this capacity, I am managing the preparation of the NRC Staff's hearing file and mandatory disclosures in connection with Strata's application.

2. I hereby certify that all materials that the Staff must disclose in this proceeding under 10 C.F.R. § 2.336(b) and (c), as modified by the Atomic Safety and Licensing Board's Memorandum and Order (Additional Provisions Governing Mandatory Disclosures/Hearing File Updates) (May 2, 2012) (unpublished), 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.

Executed in Accord with 10 CFR 2.304(d)

John Saxton
U.S. Nuclear Regulatory Commission
Mail Stop T-8F5
Washington, DC 20555-0001
301-415-0697
John.Saxton@nrc.gov

Executed in Rockville, MD
this 4th day of September, 2012

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)	
)	
STRATA ENERGY, INC.)	Docket No. 40-9091-MLA
)	
(Ross In Situ Recovery Uranium Project))	ASLBP No. 12-915-01-MLA-BD01
)	

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing "NRC STAFF'S SEPTEMBER 2012 UPDATE TO HEARING FILE AND DISCLOSURES" in the above-captioned proceeding have been served via the Electronic Information Exchange (EIE) this 4th day of September, 2012:

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/Signed (electronically) by/

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