

November 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:

On October 4, 2010, the Board issued an order directing the Staff to submit monthly status reports specifying its best estimates of the issuance dates for draft and final documents associated with its review of Powertech's application. The Staff filed its last monthly status report on October 1, 2012. In addition, on October 4, 2012 the Board held a status conference call with the parties, during which it inquired into the progress of the Staff's review.

During the October 4, 2012 call, counsel for the Staff stated that the current best estimate for release of the Draft Supplemental Environmental Impact Statement (SEIS) was November 2012; for the Safety Evaluation Report (SER), December 2012; and for the Final SEIS, May 2013. Counsel further stated that he was "highly confident that the release dates for the Draft SEIS and SER will hold."

The Staff continues to estimate that the draft SEIS will issue this month. Since the October 4, 2012 status call, however, the Staff involved in the safety review of Powertech's application has had to revise its estimate for issuance of the SER to January 2013. This revision is necessary because NRC management has temporarily reassigned personnel involved in the safety review in order to address other agency priorities.

The Staff's current best estimates are:

Draft SEIS  
*November 2012*

Safety Evaluation Report (SER)  
*January 2013*

Final SEIS  
*May 2013*

The Staff's next status report is due December 3, 2012. At that time the Staff will provide updated estimates of the release dates for documents associated with its safety and environmental reviews. As discussed during the October 4, 2012 status call, counsel for the Staff will provide the other parties with an electronic copy of the draft SEIS as soon as it becomes publicly available.

Sincerely,

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

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Patricia Jehle  
Counsel for NRC Staff

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: November 1, 2012
	)	

CERTIFICATE OF SERVICE

Pursuant to 10 C.F.R § 2.305 (revised), I hereby certify that copies of the foregoing "NRC STAFF'S SUPPLEMENTAL STATUS REPORT" in this proceeding have been served via the Electronic Information Exchange (EIE), the NRC's E-Filing System, in the above-captioned proceeding, this 1<sup>st</sup> day of November 2012.

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

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Date of Signature: October 1, 2012