

October 2, 2013

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Memorandum and Order (Additional Provisions Governing Mandatory Disclosures/Hearing File Updates) (May 2, 2012) (unpublished).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/**

Emily Monteith  
Counsel for the NRC Staff  
U.S. Nuclear Regulatory Commission  
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(301) 415-2718  
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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 – October 2, 2013**

	<b>Accession Number</b>	<b>Document Date</b>	<b>Title/Description</b>
922	ML13249A004	09/05/2013	2013/09/05 Strata Energy Ross LA - RE: Request Update of ER Table 1.6-1
923	ML13253A003	09/09/2013	2013/09/09 Strata Energy Ross LA - Letter regarding Ross site access requirements
924	ML13263A005	09/19/2013	2013/09/19 Strata Energy Ross LA - Ross Permit Area access procedure
925	ML13266A051	09/21/2013	2013/09/21 Strata Energy Ross LA - Re: 9-20-13 Section 106 Letters in ADAMS
926	ML13267A008	09/23/2013	2013/09/23 Strata Energy Ross LA - Re: Verify TR Information

**ATTACHMENT 2**  
**STRATA ROSS HEARING FILE AND MANDATORY DISCLOSURES**  
**SENSITIVE INFORMATION LOG**  
**Update – October 2, 2013**

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.

<b>ID#</b>	<b>Accession Number</b>	<b>Author/ Affiliation</b>	<b>Title / Description</b>	<b>Document Date</b>	<b>Document Type</b>	<b>Comment</b>	<b>Page Count</b>
S-00-68	ML13249A310	WWC Engineering for Strata Energy, Inc	Ross ISR Project, Letter Supplement to the Environmental Report, Addendum 3.8-A 2010 Baseline Cultural & Paleontological Resource Survey.	08/16/2013	Letter; Report	Use controlled by Section 304 of the National Historic Preservation Act; Proprietary Information	89
S-00-69	ML13249A311	WWC Engineering for Strata Energy, Inc	Enlarged Figure 72 Map of the Proposed Facilities in Relationship to Identified Cultural Resources	08/16/2013	Map	Use controlled by Section 304 of the National Historic Preservation Act; Proprietary Information	1

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

Pursuant to 10 C.F.R. § 2.305 (revised), I hereby certify that copies of the foregoing "NRC STAFF'S OCTOBER 2013 UPDATE TO HEARING FILE AND DISCLOSURES" in the above-captioned proceeding have been served via the Electronic Information Exchange (EIE) this 2nd day of October, 2013.

**/Signed (electronically) by/**

Emily Monteith  
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Date of Signature: October 2, 2013

October 2, 2013

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)

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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)***

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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 2nd day of October, 2013