

**Dewey-Burdock ISR Project (Docket No. 040-9075)
Section 106/ Tribal Outreach Efforts Timeline**

Last Updated: 01/08/14

Date	Accession No.	Summary of Action
2/25/2009	ML091200014	Powertech submitted its initial application for proposed DB ISR Project
6/19/2009	ML091890924	Powertech withdraws license application with plans to resubmit with additional information
8/10/2009	ML092870160	Powertech resubmitted their license application for review
10/2/2009	ML092610201	NRC completed acceptance review and found the license application acceptable to commence the technical and environmental reviews
11/17/2009	ML102380609	The NRC staff offered to meet with Oglala Sioux in South Dakota during the NRC site visit scheduled for December 3 2009. The NRC was advised by an Oglala Sioux tribal representative that Tribal leadership was in transition and would not be available to meet with the NRC in December 2009
12/2/2009	--	The NRC staff visited the State Historic Preservation Officer (SHPO) to gather information on known historical sites within the project boundary as well as request a list of tribes that are known to have an interest in becoming a consulting party for the proposed project. The SHPO provided the staff with a list of tribes (17 in total) that has historical ties to the proposed project boundary
1/8/2010	--	NRC sent an email to tribes informing of the issuance of the Notice of Opportunity for Hearing in the federal register (75 FR 467) for the proposed Dewey-Burdock project

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1/12/2010	ML093080531	NRC submitted the Notice of Intent to prepare an SEIS (published in the Federal Register on 1/20/2010)
3/19/2010	ML100331999	NRC sent initial Section 106 invitation letters to 17 tribes requesting their input on the proposed action
5/3 thru 5/15/2010	--	NRC staff made follow-up calls to ensure tribes had received the March 2010 letter
9/8/2010	ML102450647 (similar letter sent to all Tribes)	NRC sent follow-up letters to tribes since the staff did not receive any responses to the March 19 letter
10/28 thru 11/22/2010		NRC staff made follow-up calls to ensure tribes had received the September 2010 letter
11/22/2010	--	The applicant sent a copy of the class III archeological survey to the SHPO at the request of the NRC staff. The SHPO received the complete report including associated appendices.
12/3/2010	ML11030430	Yankton Sioux tribe requested a face-to-face meeting to discuss past and current project as well as request for TCP survey. Sisseton Wahpeton and Fort Peck tribes also asked for face-to-face meeting via phone
12/15/2010	ML103270171	NRC sent a letter to ACHP notifying them of the NRC's intent to develop a SEIS and use the NEPA process to satisfy the Section 106 requirements as allowed by 36 CFR 800.

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2/2011	--	NRC staff started contacting all consulting tribes to coordinate a face-to-face meeting for some time in April, May, or June 2011
2/8/2011	--	NRC received a revised list of interested tribes from SD SHPO with three additional tribes (e-mail)
3/04/2011		NRC sent Initial Section 106 consultation letters to three tribes omitted from the original list: Ponca Tribe of Nebraska Santee Sioux Tribe of Nebraska Crow Tribe
3/10/2011	ML110550372 ML110550172 ML110550535 ML110690166	NRC staff received e-mail from Crow Tribe in response to March 4, 2011 letter, expressing their interest in becoming a consulting party.
5/12/2011	ML111320251 ML111320256 pkg (similar letters sent to all tribes)	NRC sent formal invitation letters to convey date and location of face-to-face information gathering meeting/site visit. The letter also enclosed a map of the proposed project boundary and digital copies of the Class III Archaeological Survey.
5/12-5/25/2011	--	NRC staff made follow-up calls to ensure tribes had received the May 2011 invitation letter for the June face-to-face meeting
5/27/2012	--	NRC staff sent reminder email to all consulting tribes for the June 8 face-to-face meeting
6/8-10/2011	ML111870622 pkg	NRC held an informal information gathering meeting in Pine Ridge, SD – Section 106 Consultation Regarding the Dewey-Burdock Project. Tribes requested to conduct a TCP survey of the proposed project boundary

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Date	ML111721938	June 8, 2011 transcript
8/12/2011	ML112170237	NRC sent letter to Powertech requesting plans to conduct TCP survey on the proposed project area
8/31/2011	ML112700464	NRC received a letter from Powertech in response to the Aug 12, 2011 request for NHPA Section 106 info. This letter enclosed a proposal which outlined a phased approach to collect information about properties of religious and cultural significance to tribes.
10/20/2011	ML112440115 (similar letter sent to all Tribes)	NRC provided copies of the 6/8/2011 meeting transcripts to all the Tribes
10/28/2011	ML112980559 (similar letter sent to all Tribes)	NRC sent a letter to Tribes stating that the staff requested for the applicant to provide more info re TCP survey based on feedback received during the June 2011 meeting
11/04/2011	--	SRI foundation (applicant's consultant) sent out information about the proposed project including maps of the area to all consulting tribes and followed up with a call. During the call, many tribes requested a second face-to-face meeting to discuss ways of conducting TCP survey
12/21/2011	--	SRI Foundation followed up with an email providing three different date options (2 in January, 1 in February) to hold the second face-to-face meeting.
1/19/2012	ML12031A280 (similar letter sent to all Tribes)	NRC sent invitation letters to all THPOs for a planned Feb 2012 meeting to discuss how best to conduct the TCP survey
2/01/2012	ML120320436 (meeting agenda)	

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2/2012	--	NRC staff made follow-up calls to ensure the tribes had received the invitation letter for the Feb 2012 face-to-face meeting
2/10/2012	--	NRC staff sent a reminder email for the Feb 14-15, 2012 face-to-face meeting
2/14-15/2012	--	NRC held a face-to-face meeting in Rapid City, SD to discuss how best to conduct the TCP survey. 13 Tribal representatives were in attendance.
	ML120590330 (Feb 14) ML120590341 (Feb 15)	Feb 14-15, 2012 transcripts
3/7/2012	ML120870197	Powertech/SRIF submitted to the NRC a Draft SOW to identify traditional and cultural properties on the proposed project area
3/9/2012	ML120730509 (letter)	NRC forwarded the applicant's Draft SOW to all Tribal representatives
3/19/2012	ML120600178 (similar letter/package sent to all Tribes)	NRC sent letters to Tribal Chairs enclosing the letter to THPOs (dated 3/6/2012) pertaining to ongoing Section 106 consultation for the Dewey-Burdock Project
3/28/2012	ML120670319 letter (similar letter sent to all Tribes) ML120670349 package (non-publicly available contents in pkg)	NRC sent letters to all Tribes transmitting the transcripts and attendance list from the Feb. 14-15, 2012 meeting in Rapid City, SD
4/20/2012	ML121180264 (same e-mail sent to all Tribes)	NRC sent e-mail to all Tribal representatives reminding them of the April 24, 2012 teleconference.
4/24/2012	--	NRC staff held a teleconference with EPA Region 8, BLM,

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		Powertech, Cameco, SRIF, SD SHPO, and 8 Tribal representatives (Northern Cheyenne, Oglala Sioux, Rosebud Sioux, Northern Arapaho, Sisseton-Wahpeton, Standing Rock Sioux, Yankton Sioux, and Cheyenne and Arapaho). The purpose of the call was to solicit feedback from the Tribes on the SOW submitted by the applicant, which outlined how to conduct TCP studies.
4/26/2012	--	NRC staff met with ACHP to discuss the status on the Dewey-Burdock and Crow Butte Projects.
05/7/2012	ML121250102	NRC transmitted the Applicant's Statement of Work to all consulting parties
5/23/2012	ML120930125	NRC issued a periodic status report to all Tribes, which outlined the environmental review schedule and status of Section 106 for Dewey-Burdock
5/23/2012	ML12143A185	NRC staff transmitted a letter to Tribal chairs echoing the letter sent to THPOs inviting them to attend the 4/24/12 teleconference. The intent was to keep the Tribal Chairs informed about the ongoing Section 106 activities related to the Dewey-Burdock Project.
6/20/2012	ML12172A178	NRC staff provided Tribes with additional evaluative testing reports and associated maps submitted by the applicant.
6/27/2012	ML12177A109 (similar letter sent to all Tribes)	NRC staff transmitted letter with enclosed transcript of the April 24, 2012 teleconference to all Tribal representatives.
6/29/2012	ML121180357, ML12181A154 (similar letter sent to all Tribes) ML12181A158 – package containing	NRC transmitted e-mail correspondence pertaining to the April 24, 2012 teleconference to Tribal Chairs. The intent was to keep the Tribal Chairs informed about the ongoing Section 106 activities related to the Dewey-Burdock Project.

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	correspondence pertaining to 4/24/12 teleconference (non-publicly available contents in pkg)	
7/5/2012	ML12171A342 (non-publicly available)	April 24, 2012 transcript of teleconference regarding Crow Butte and Dewey-Burdock projects
7/16/2012	ML12198A339 (e-mail) ML12198A358 (Draft SOW) non-publicly available	NRC staff received an e-mail from Terry Clouthier of Standing Rock Sioux, transmitting a Draft SOW from Tribes
7/30/2012	ML12261A333	NRC received a revised SOW from the applicant based on discussion from the April 24 teleconference
8/2/2012	--	NRC met with ACHP via telephone to discuss the status of Section 106 for the DB project and the difficulties incurred while trying to engage the tribes in consultation. Path forward and contingency plans were also discussed.
8/7/2012	ML12261A375 (e-mail) ML12261A359 pkg (non-publicly available contents in pkg)	NRC forwarded the revised SOW from the applicant via e-mail to the Tribes and requested to meet with them via teleconference on 8/9/2012.
8/9/2012	ML12261A429	NRC staff sent an e-mail to Tribes to remind them of the scheduled August 9, 2012 teleconference
8/9/2012	--	NRC held a teleconference with all consulting parties including Tribes (Oglala Sioux, Cheyenne River Sioux, Crow Creek Sioux, Northern Arapaho, Northern Cheyenne, Rosebud Sioux, Santee Sioux, Sisseton-Wahpeton Oyate, Standing Rock Sioux, and Yankton Sioux), SD SHPO, BLM, EPA Region 8, Powertech, SRIF, Carneco, and NRC's Contractor. During the call, the tribes requested more time to review the revised SOW and caucus amongst themselves before agreeing to the terms

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	ML12248A204 (non-publicly available)	of the revised SOW. All consulting parties agreed to another teleconference to be held 2 weeks later. Transcript for the 8/9/12 teleconference
8/15-16/2012	--	Calls were made to Sisseton-Wahpeton Oyate, Fort Peck, Northern Cheyenne, Oglala Sioux, and Yankton Sioux to confirm their availability for the August 21 teleconference.
8/20/2012	ML12261A463 (e-mail) ML12261A462 (non-publicly available contents in pkg)	NRC staff sent an e-mail to Tribal representatives, enclosing the proposed agenda for the August 21, 2012 teleconference
8/21/2012	ML12261A454 ML12261A463 (agenda)	NRC staff sent an e-mail to Tribes to remind them of the scheduled August 21, 2012 teleconference
8/21/2012	--	NRC staff held another teleconference with all consulting parties to discuss how to move the Section 106 identification phase forward. Representatives from Oglala Sioux, Cheyenne River Sioux, Northern Cheyenne, Rosebud Sioux, Santee Sioux, Sisseton-Wahpeton Oyate, Standing Rock Sioux, and Yankton Sioux Tribes participated on the call. Tribes agreed for NRC to meet with Terry Clouthier (SRST) and Ben Rhodd (Rosebud) in Bismarck, ND on Sept 5-6 to revise the previous SOW prepared by tribes. Transcript for the 8/21/12 teleconference
8/29-31/2012	--	Calls were made to Terry Clouthier (SRST) and Ben Rhodd (RST) to coordinate a meeting with tribes on Sept 5-6

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8/29/2012	ML12243A158	NRC received a letter from Powertech indicating their inability to provide information on potential properties of religious and cultural significance that may be affected by the proposed DB project. (Per NRC's 8/12/2011 request)
8/30/2012	ML12261A470	NRC transmitted an e-mail to Tribes (and other consulting parties) reiterating the need to complete the identification phase and requested pertinent components of the SOW that were still deficient (e.g. coverage rate, start date, duration, cost, etc.)
9/3/2012	ML12262A381	Tribes provided a revised draft SOW to NRC in advance of the 9/5/2012 scheduled meeting in Bismarck, ND.
9/5-6/2012	--	NRC staff (J. Trefethen) and NRC contractor (R. Withrow) met with tribal representatives from Crow Nation, Oglala Sioux Tribe, Northern Cheyenne Tribe, Rosebud Sioux Tribe, Sisseton-Wahpeton Oyate, Standing Rock Sioux Tribe, and Yankton Sioux Tribe in an effort for a "working group" to develop a revised SOW for completion of a field survey in Fall 2012.
9/18/2012	ML12264A594 (package no ML12283A100)	NRC sent letter to Tribes addressing concerns raised at the 9/5/12 meeting, and requesting a proposal with cost estimate be submitted.
9/24/2012	--	Called Terry Clouthier (SRST) to confirm receipt of NRC's Sept 18 letter. Tribes agreed to have Tim Mentz, Sr. prepare a cost proposal to implement the SOW prepared by the tribes.
9/27/2012	ML12278A189 (non-public)	NRC received a proposal with cost estimate from Makoche Wowapi / Mentz-Wilson Consultants, LLP

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10/1/2012	--	Called SRST to ask that they confirm with Makoche Wowapi if any part of the submitted proposal should be withheld from distribution to other consulting parties. It was determined that the full proposal should be shared only with Powertech and the cost details <i>should not</i> be circulated to other consulting parties.
10/4/2012	ML12278A185	NRC sent the full proposal with cost estimate to Powertech
10/9/2012	ML12285A425	NRC received a letter from Powertech in response to the Oct 4 letter transmitting the proposal
10/12/2012	ML12286A310 (ltr only) ML12286A318 pkg (non-public contents in package)	NRC shared the Makoche Wowapi / Mentz-Wilson proposal with all consulting parties and requested alternative methods for identification
10/17/2012	ML12298A142	Letter from Standing Rock Sioux Tribe in response to NRC letter dated 12 Oct 2012
10/19/2012	ML12298A148	Letter from Sisseton Wahpeton Oyate in response to NRC letter dated 12 Oct 2012
10/19/2012	ML12326A597 (non-public)	NRC received proposal from Kadmas Lee Jackson (KLJ), Turtle Mountain Band of Chippewa, and Three Affiliated Tribes in response to NRC letter dated 12 Oct 2012
10/20/2012	ML12324A336	NRC staff received an email from Yankton Sioux (Lana Gravatt) in response to the NRC's Oct 12 request for alternative methods.
10/22-26/2012	--	Called Jennifer Harty/Kade Ferris of KLJ to ask if there were any concerns with NRC sharing their Oct 19 survey proposal with other consulting parties. KLJ confirmed that an abridged version absent the proprietary information would be provided for distribution to other consulting parties.

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10/22/2012	ML12298A155	Letter from Rosebud Sioux Tribe in response to NRC letter dated 12 Oct 2012
10/26/2012	ML12292A090 (similar letter sent to all Tribes)	NRC transmitted (via letter) to all consulting parties the transcripts from the August 9 and August 21 teleconferences
10/31/2012	--	Calls to Jennifer Harty/Kade Ferris of KLJ to inquire if they were aware that SRST had passed a resolution barring work with their firm. KLJ later confirmed that they were aware of the SRST resolution against their firm and that it stemmed from an incident on the Keystone Pipeline project and another unrelated incident. It was noted that members of Oglala Sioux, Flandreau Sioux, and Crow Creek Tribes had expressed interest in participating in the survey.
10/31/2012	ML12306A195 (letter) (similar letters sent to all Tribes) ML12325A876 (pkg)	NRC sent a letter to all tribes enclosing an abridged survey proposal for the proposed DB project provided by KLJ et al.
11/01/2012		NRC staff was copied on an email from Terry Clouthier (Standing Rock Sioux) to Bruce Nadeau (Turtle Mountain)
11/01/2012	--	Placed call to Jennifer Turnbow of KLJ to confirm and clarify that KLJ would be contracting directly with Powertech for the survey work. KLJ confirmed that they understood the contracting arrangements.
11/02/2012	ML12324A369	NRC staff received an email from Standing Rock Sioux Tribe (Terry Clouthier) in response to the survey proposal transmitted on 10/31/12
11/06/2012	ML12324A349	NRC staff received an email from Sisseton-Wahpeton (Dianne

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		Desrosiers) in response to the Oct 31 letter
11/08-12/2012	--	Placed calls to Kade Ferris, Jennifer Turnbow, and Elgin Crows Breast to inquire about KLJ's decision to withdraw their TCP survey proposal.
11/13/2012	--	Called tribes to discuss TCP survey for DB project. Received suggestions from tribes to include ACHP in further project discussions.
11/15/2012	--	DB PM and Co-PM held a teleconference with John Eddins of ACHP, informing him of the status of Section 106 for the Dewey-Burdock Project.
11/16/2012	--	NRC staff met with John Eddins of ACHP to provide an overall project status update with respect to Section 106 for the DB, Crow Butte, and Ross Projects.
11/16/12	ML12324A154 (package) (similar letters sent to all Tribes)	NRC staff sent letters to all consulting tribes, Noticing the issuance of the draft SEIS and request for comment. Staff also asked for concurrence on the preliminary assessment of the cultural resources impact findings.
12/03/2012	--	Placed call to Jennifer Turnbow (KLJ) to follow up regarding the status of the tribal survey. Left a message.
12/14/2012	ML12335A175	NRC issued letter to all tribes in response to the written comments received from NRC Oct 31, 2012 letter. In the letter, NRC proposes to postpone the tribal survey until Spring 2013 and requested input from tribes on content of the proposed programmatic agreement.
12/17/2012	ML13045A765	Received an email from KLJ stating that they are formally withdrawing their TCP survey proposal.

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1/25/2013	--	Placed calls to tribes to confirm receipt of the Dec 14, 2012 letter.
02/08/2013	ML13039A366 (similar letter sent to all Tribes)	NRC staff sent letter to THPOs extending an invitation to participate in a field survey in spring 2013.
02/20/2013	ML13053A110 pkg ML13053A134 ltr	NRC staff received a letter from Terry Clouthier of Standing Rock Sioux Tribe in response to the Feb 8, 2013 NRC letter, which offered comments regarding the Section 106 process being conducted for the proposed DB project.
03/12/2013	ML13071A653 (similar letter sent to all Tribes)	NRC staff sent out invitation letter for Government to Government meeting for UR projects.
3/22/2013	ML13141A362	NRC staff received a letter from Oglala Sioux formally withdrawing their acceptance of the field survey noting not enough time to have the Tribal Administration be informed of this proposal.
04/24/2013	ML13037A411	NRC staff sent a letter to ACHP detailing NRC's section 106 efforts and inviting ACHP to become a consulting party for the Dewey-Burdock project.
06/03/2013	ML13155A015	NRC received letter from Powertech confirming the completion of the Section 106 TCP identification component (open field survey)
8/30/2013	ML13267A221	NRC staff sent e-mail correspondence to all THPOs requesting their availability to Discuss Development of a PA for the Dewey-Burdock ISR Project
9/12/2013	ML13267A377	NRC staff sent a revised e-mail correspondence requesting availability to Discuss Development of a PA for the Dewey-Burdock ISR Project

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9/27/2013	ML13273A474	NRC staff sent e-mail correspondence to all consulting parties inviting them to participate in a teleconference on Oct. 1, 2013 to discuss development of a draft PA
10/01/2013	ML13302A511	As a result of the Federal Government Shutdown, the teleconference scheduled for Oct. 1, 2013 was canceled. NRC staff sent e-mail correspondence notifying all consulting parties.
10/10/2013	ML13290A318	NRC received comments from Powertech (R. Blubaugh) on the draft PA
10/28/2013	ML13304A940	NRC received letter from ACHP indicating that ACHP will participate in consultation to develop a programmatic agreement for the Proposed Dewey-Burdock ISR Project
11/01/2013	ML13322B656	NRC staff sent e-mail correspondence to all consulting parties informing them that the teleconference to discuss development of the draft PA was rescheduled for Nov. 15, 2013
11/6/2013	ML13308A667 (similar letter sent to all consulting tribes)	NRC staff sent a letter to the Crow Creek Sioux Tribe re: Notification of Intention to Separate NHPA Section 106 Process from NEPA Review for Dewey-Burdock ISR Project
11/8/2013	ML13322B655	NRC staff sent a reminder e-mail to all consulting parties, enclosing the draft PA outline for discussion during the teleconference
11/12/2013	ML13322B654	Email from Fort Peck Tribe (C. Youpee) in response to the Nov. 8 message
11/12/2013	ML13322B657 ML13322B659	Email correspondence between NRC staff and Standing Rock Sioux Tribe (T. Clouthier) in response to the Nov. 8 message

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11/13/2013	ML13311B184	NRC staff sent a letter to J. Fowler of ACHP re: Notification of Intention to Separate NHPA Section 106 Process from NEPA Review for Dewey-Burdock ISR Project
11/14/2013	ML13322B658	NRC staff sent a second reminder e-mail to all consulting parties, enclosing the meeting agenda, draft PA outline, and schedule
11/22/2013	ML13329A420	NRC staff distributed a working copy of the draft PA for consulting parties to review and comment in advance of the next teleconference scheduled for Dec. 13, 2013
	ML13329A466	Draft Programmatic Agreement for Dewey-Burdock Project
	ML13329A468	Draft Appendix A for Dewey-Burdock Project PA
	ML13329A470	Table 1.0 – NRC NRHP Determinations for Draft PA for Dewey-Burdock
12/12/2013	ML13354B936	NRC staff sent an e-mail reminder to all consulting parties regarding the draft PA teleconference on Dec. 13, 2013
12/16/2013	ML13290A679	NRC staff sent a letter to South Dakota SHPO Transmitting the TCP Survey Summary Report
12/16/2013	ML13354B925	NRC staff sent e-mail correspondence informing all consulting parties that an additional teleconference to discuss development of the draft PA for the Dewey-Burdock Project was scheduled for Dec. 17, 2013
12/20/2013	ML14008A317 pkg	NRC staff distributed draft PA and appendices to all consulting parties for a 45-day review and comment period
12/23/2013	ML13357A206 (similar letter sent to all consulting tribes)	NRC staff sent a letter to the Northern Arapaho Tribe Transmitting the TCP Survey Summary Report

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	ML13343A142	Enclosure 1 – Summary Report Regarding the Tribal Cultural Surveys Completed for the Dewey-Burdock Uranium ISR Project
	ML13342A155	Enclosure 2 – NRC's Overall Determinations of Eligibility and Assessment of Effects