

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

Michael M. Gibson, Chair
Dr. Richard E. Wardwell
Brian K. Hajek
Alan S. Rosenthal (Special Assistant to the Board)

In the Matter of

CROW BUTTE RESOURCES, INC.

(License Renewal for the
In Situ Leach Facility, Crawford, Nebraska)

Docket No. 40-8943

ASLBP No. 08-867-02-OLA-BD01

February 5, 2015

ORDER

(Designating Lead Counsel for February 17, 2015 Telephonic Oral Argument)

To assist its review of newly filed contentions in the above captioned proceeding,¹ the Board will be holding a telephonic oral argument on Tuesday, February 17, 2015 at 10:30 A.M. Eastern Time. Due to the large number of contentions before the Board, and the fact that intervenors have proffered several substantially identical contentions—as well as the fact that the NRC Staff and the Applicant have interposed substantially identical defenses to such contentions—the Board is designating a lead counsel for each of the pending contentions. The Board expects to direct its questions on each contention to designated lead counsel, and as a result, lead counsel should be prepared to address any and all claims and defenses related to

¹ See generally The Oglala Sioux Tribe's Renewed and New Contentions Based on the Final Environmental Assessment (October 2014) (Jan. 5, 2015); Consolidated Intervenors' New Contentions Based on the Final Environmental Assessment (October 2014) (Jan. 5, 2015); NRC Staff's Combined Answer to New Contentions Filed by Consolidated Intervenors and the Oglala Sioux Tribe (Jan. 30, 2015); Crow Butte Resources' Response to Proposed New Contentions Based on Final Environmental Assessment (Jan 30, 2015).

such contentions. To the extent the lead counsel's answer to a particular line of inquiry contains a material misstatement or omission, other counsel should be prepared to correct or complete the answer. Set forth below are the designations of lead counsel.

Contention	Designated Lead Counsel	
F	Oglala Sioux Tribe	NRC Staff
1	Oglala Sioux Tribe	NRC Staff
2	Oglala Sioux Tribe	NRC Staff
3	Oglala Sioux Tribe	NRC Staff
4	Consolidated Intervenors	Crow Butte Resources
5	Consolidated Intervenors	Crow Butte Resources
6	Consolidated Intervenors	Crow Butte Resources
7	Consolidated Intervenors	Crow Butte Resources
8	Consolidated Intervenors	Crow Butte Resources
9	Oglala Sioux Tribe	NRC Staff
10	Oglala Sioux Tribe	NRC Staff
11	Oglala Sioux Tribe	NRC Staff
12	Consolidated Intervenors	Crow Butte Resources
13	Consolidated Intervenors	NRC Staff
14	Consolidated Intervenors	Crow Butte Resources

It is so ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD

/RA/

Michael M. Gibson, Chair
ADMINISTRATIVE JUDGE

Rockville, Maryland
February 5, 2015

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
)
CROW BUTTE RESOURCES, INC.) Docket No. 40-8943-OLA
)
In-Situ Leach Uranium Recovery Facility,)
Crawford, Nebraska)
)
(License Renewal))

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **ORDER (Designating Lead Counsel for February 17, 2015 Telephonic Oral Argument)** have been served upon the following persons by Electronic Information Exchange, and by electronic mail as indicated by an asterisk.

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DOCKET NO. 40-8943-OLA

ORDER (Designating Lead Counsel for February 17, 2015 Telephonic Oral Argument)

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DOCKET NO. 40-8943-OLA

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[Original signed by Clara Sola]
Office of the Secretary of the Commission

Dated at Rockville, Maryland
this 5th day of February, 2015