

June 1, 2015

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

In the Matter of
POWERTECH (USA) INC.,
Docket No. 40-9075-MLA; ASLBP No. 10-898-02-MLA-BD01

Dear Administrative Judges:

In its April 30, 2015 Partial Initial Decision, the Board identified certain deficiencies in the Staff's review of cultural resources that may be affected by the Dewey-Burdock Project. *Powertech (USA) Inc.* (Dewey-Burdock In Situ Uranium Recovery Facility), LBP-15-16, 81 NRC ___ (Apr. 30, 2015) (slip op. at 39–42). The Board also found, however, that the Staff can resolve these deficiencies by engaging in government-to-government consultation with the Oglala Sioux Tribe. *Id.* at 43–44. The Board directed the Staff to submit monthly reports, beginning June 1, 2015, addressing the progress of its consultation efforts. *Id.*

The Staff has developed an approach to further government-to-government consultation with the Oglala Sioux Tribe. The Staff's approach is currently being reviewed by management in the Office of Nuclear Materials Safety and Safeguards, the office with oversight over the Dewey-Burdock licensing action. The Staff expects to soon finalize its approach and send the Oglala Sioux Tribe a letter addressing further consultation. The Staff will provide the Board and the other parties a copy of the letter as soon as it is finalized.

Sincerely,

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

Patricia A. 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: June 1, 2015

CERTIFICATE OF SERVICE

Pursuant to 10 C.F.R. § 2.305 (revised), I hereby certify that copies of the foregoing "NRC STAFF'S STATUS REPORT" in this proceeding have been served via the Electronic Information Exchange (EIE), the NRC's E-Filing System, this 1st day of June, 2015. Counsel for the Staff served those representatives exempted from filing through the EIE with copies of its status report by electronic mail, also on June 1, 2015.

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

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Date of Signature: June 1, 2015