# 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

Docket No. 40-8943

CROW BUTTE RESOURCES, INC.

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

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

July 28, 2015

# ORDER (Pre-Hearing Conference)

On July 27, 2015, the Board held a pre-hearing conference call with the parties. The Board will hold another pre-hearing conference call on <u>Tuesday</u>, <u>August 18, 2015</u>, at 10:30 <u>AM EDT</u>, during which the Board anticipates, <u>inter alia</u>, resolving the outstanding NRC Staff motion in limine and admitting exhibits. The Board will provide dial-in information prior to the call. By <u>Thursday</u>, <u>August 13, 2015</u>, the parties shall file finalized exhibit lists. If there are other matters that need to be addressed before the hearing commences on Monday, August 24, 2015, the parties shall e-mail the Board's law clerks, Nicholas Sciretta and Sachin Desai, at Nicholas.Sciretta@nrc.gov and Sachin.Desai@nrc.gov, copying the parties, no later than <u>Thursday</u>, <u>August 13, 2015</u>.

It is so ORDERED.

FOR THE ATOMIC SAFETY AND LICENSING BOARD

/RA/

Michael M. Gibson, Chair ADMINISTRATIVE JUDGE

Rockville, Maryland July 28, 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 (Pre-Hearing Conference) have been served upon the following persons by Electronic Information Exchange, and by electronic mail as indicated by an asterisk.

Office of Commission Appellate Adjudication U.S. Nuclear Regulatory Commission Washington, DC 20555-0001 E-mail: ocaamail@nrc.gov

Atomic Safety and Licensing Board Panel U.S. Nuclear Regulatory Commission. Mail Stop T-3F23 Washington, DC 20555-0001

Michael M. Gibson, Chairman Administrative Judge E-mail michael.gibson@nrc.gov

Richard E. Wardwell Administrative Judge

E-mail: richard.wardwell@nrc.gov

Alan S. Rosenthal Administrative Judge

E-mail: alan.rosenthal@nrc.gov

Brian K. Hajek Administrative Judge

E-mail: brian.hajek@nrc.gov

U.S. Nuclear Regulatory Commission Office of the Secretary of the Commission Mail Stop O-16C1 Washington, DC 20555-0001 Hearing Docket

E-mail: hearingdocket@nrc.gov

U.S. Nuclear Regulatory Commission Office of the General Counsel Mail Stop O-15D21 Washington, DC 20555-0001 Marcia J. Simon, Esq. David Cylkowski, Esq. Emily Monteith, Esq. Sabrina Allen, Law Clerk E-mail: marcia.simon@nrc.gov david.cylkowski@nrc.gov sabrina.allen@nrc.gov

emily.monteith@nrc.gov

Winston & Strawn, LLP 101 California Street San Francisco, CA 94111 Tyson R. Smith, Esq. Noelle R. Formosa, Esq. Counsel for Crow Butte Resources, Inc. E-mail: trsmith@winston.com nformosa@winston.com

# DOCKET NO. 40-8943-OLA ORDER (Pre-Hearing Conference)

Owe Oku, Debra White Plume, and David House P.O. Box 2508 Rapid City, South Dakota 57709 Bruce Ellison, Esq. Roxanne Andre

E-mail: belli4law@aol.com

E-mail: roxanneandre@yahoo.com

Ved Nanda Center for International and Comparative Law 1075 Waite Drive Boulder, CO 80303 Andrew Reid, Esq. Counsel for Oglala Sioux Tribe

E-mail: lawyerreid@gmail.com

Thomas J. Ballanco\*
945 Taraval Avenue, # 186
San Francisco, CA 94116
Counsel for Joe American Horse, Thomas
Cook, Loretta Afraid-of-Bear Cook, Slim
Buttes Community, and Pine Ridge
Reservation, South Dakota 57770

E-mail: HarmonicEngineering@gmail.com

Western Nebraska Resources Council Chief Joseph American Horse Thomas K. Cook, Francis E. Anders David Cory Frankel, Esq.\* P.O. 3014 Pine Ridge, South Dakota 57770 E-mail: Arm.legal@gmail.com

McGuire Law Firm
625 South 14th Street, Suite C
Lincoln, Nebraska 68508
Mark D. McGuire
Counsel for Crow Butte Resources, Inc.
E-mail: mdmcquire46@gmail.com

Winston & Strawn, LLP 1700 K Street Washington, DC 20006 Noelle R. Formosa, Esq. Carlos L. Sisco, Paralegal Counsel for Crowe Butte Resources, Inc.

E-mail: nformosa@winston.com csisco@winston.com

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

Dated at Rockville, Maryland this 28<sup>th</sup> day of July, 2015