

August 1, 2016

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

Dr. Thomas J. Hirons  
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  
CROW BUTTE RESOURCES, INC.  
(Marsland Expansion Area)  
Docket No. 40-8943-MLA-2; ASLBP No. 13-926-01-MLA-BD01

Dear Administrative Judges:

Pursuant to 10 C.F.R. §§ 2.336(d) and 2.1203(c), and the Memorandum and Order (Establishing Schedule for Discovery) issued by the Atomic Safety and Licensing Board (Board) on June 14, 2013, the Nuclear Regulatory Commission (NRC) Staff provides the Board and the parties with a supplement to the Staff's hearing file and mandatory disclosures. Attachment 1 to this letter provides an index listing publicly available documents required to be disclosed by the Staff. These documents may be viewed by accessing the hearing file for this proceeding that is maintained by the NRC's Office of the Secretary, or by accessing the documents in the NRC's Agencywide Documents Access and Management System (ADAMS) using the accession numbers provided.

The Staff is continuing to preserve and maintain required privileged documents during the pendency of this proceeding. As required by 10 C.F.R. § 2.336(c), the Staff is providing an affidavit certifying that all relevant materials have been disclosed.

Respectfully submitted,

**Signed (electronically) by**  
Emily Monteith  
Counsel for the NRC Staff  
U.S. Nuclear Regulatory Commission  
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(301) 287-9119  
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Bollwerk  
Wardwell  
Hirons

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Dated at Rockville, Maryland  
this 1st day of August, 2016

Enclosures: Attachment 1: Hearing File Index  
Affidavit of Thomas Lancaster

cc: EIE Service List

**ATTACHMENT 1**  
**CROW BUTTE MARSLAND HEARING FILE AND MANDATORY DISCLOSURES**  
**HEARING FILE INDEX**  
**Update 35 – August 1, 2016**

<b>ID No.</b>	<b>Accession Number</b>	<b>Document Date</b>	<b>Title/Description</b>
651	ML16172A061	06/13/2016	Emailed Industrial Use Ground Water Transfer Permit Documents, Crow Butte Resources, Inc., Source Materials License SUA-1534.
652	ML16173A193	06/22/2016	Comments on Quality Assurance Program, Revision 5, Crow Butte Resources, Inc., Crawford, Nebraska, Source Materials License SUA-1534.
653	ML16196A052	07/01/2016	Crow Butte Resources - Response to License Condition 9.12: Safety and Environmental Review Panel Evaluation of Changes to Section 5.1 of Approved License Renewal, SUA-1534.
654	ML16196A039	07/06/2016	NRC E-mail - Request for CBO's Schedule for Responding to Marsland Open Issues.
655	ML16176A198	07/05/2016	Summary of June 14, 2016, Teleconference Regarding Open Issues, Crow Butte Resources, Inc., Marsland Expansion Area License Amendment.
656	ML16202A251	07/13/2016	Crow Butte Operation - Response to Open Issues Discussed in 06/14/2016 Teleconference Associated with Marsland Expansion Area License Amendment.

August 1, 2016

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	
	)	Docket No. 40-8943-MLA-2
CROW BUTTE RESOURCES, INC.	)	
	)	ASLBP No. 13-926-01-MLA-BD01
(Marsland Expansion Project)	)	

AFFIDAVIT OF THOMAS LANCASTER CONCERNING  
MANDATORY DISCLOSURE REQUIREMENT OF 10 C.F.R. § 2.336(c)

I, Thomas Lancaster, do hereby state as follows:

1. I am employed as a Hydrogeologist in the Nuclear Regulatory Commission's Nuclear Regulatory Commission's Office of Nuclear Materials Safety and Safeguards, Division of Decommissioning, Uranium Recovery, and Waste Programs, Uranium Recovery Licensing Branch. Among my responsibilities, I serve as Project Manager for Crow Butte Resources Inc.'s application for a license amendment to construct and operate the proposed Marsland Expansion Area uranium recovery facility. In this capacity, I am managing the preparation of the NRC Staff's hearing file and mandatory disclosures in connection with Crow Butte Resource's application.

2. I hereby certify that all materials the Staff must disclose in this proceeding under 10 C.F.R. § 2.336(b) and (c) 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 C.F.R. § 2.304(d)/**

Thomas Lancaster  
U.S. Nuclear Regulatory Commission  
Mail Stop T-8F5  
Washington, DC 20555-0001  
301-415-6563  
[Thomas.Lancaster@nrc.gov](mailto:Thomas.Lancaster@nrc.gov)

Executed in Rockville, MD  
this 1st day of August, 2016.

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	
	)	Docket No. 40-8943-MLA-2
CROW BUTTE RESOURCES, INC.	)	
	)	ASLBP No. 13-926-01-MLA-BD01
(Marsland Expansion Project)	)	

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing "NRC STAFF'S AUGUST 2016 UPDATE TO HEARING FILE AND DISCLOSURES" in the above-captioned proceeding have been served via the Electronic Information Exchange ("EIE"), the NRC's E-Filing System, this 1st day of August, 2016, which to the best of my knowledge resulted in transmittal of the foregoing to those on the EIE Service List for the above-captioned proceeding.

**/Signed (electronically) by/**

Emily Monteith  
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