

March 1, 2019

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

G. Paul Bollwerk, III
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 accordance with 10 C.F.R. § 2.336, 10 C.F.R. § 2.1203, and the Board's orders in this proceeding, the U.S. Nuclear Regulatory Commission (NRC) Staff provides the Board and the parties with a supplemental hearing file and mandatory disclosures (Attachment 1). As required by 10 C.F.R. § 2.336(c), the Staff is providing an affidavit certifying that all relevant materials have been disclosed.

The Staff will continue to update its mandatory disclosures, hearing file, and privilege logs in accordance with 10 C.F.R. § 2.336(d), § 2.1203(c), and the Board's orders.

Respectfully submitted,

***/Signed (electronically) by/
Lorraine Baer***

Lorraine Baer
Counsel for NRC Staff

Enclosures: Attachment 1: Hearing File Index
Affidavit of Ronald Burrows

cc: Electronic Information Exchange Service List

ATTACHMENT 1
POWERTECH HEARING FILE AND MANDATORY DISCLOSURES
March 1, 2019 Update (Publicly Available Documents)

ID Number	Accession Number	Document Date	Title
00-3404	ML19032A004	01/31/2019	Powertech Dewey-Burdock LA - Proposed dates, times, and topics for teleconference meeting - Week of February 4
00-3405	ML19035A105	02/01/2019	Powertech Dewey-Burdock LA - [External_Sender] RE: Proposed dates, times, and topics for teleconference meeting - Week of February 4
00-3406	ML19035A108	02/01/2019	Powertech Dewey-Burdock LA - [External_Sender] Invitation from Oglala Sioux President Julian Bear Runner
00-3407	ML19036A895	02/04/2019	Powertech Dewey-Burdock LA - [External_Sender] RE: Proposed dates, times, and topics for teleconference meeting - Week of February 4
00-3408	ML19036A896	02/05/2019	Powertech Dewey-Burdock LA - February 8, 2019, Meeting with the U.S. Nuclear Regulatory Commission
00-3409	ML19036A903	02/05/2019	Powertech Dewey-Burdock LA - RE: Dewey Burdock Project
00-3410	ML19036A915	02/05/2019	NRC Email to Tribal Historic Preservation Officers Re: February 8, 2019, Meeting Invitation
00-3411	ML19037A491	02/06/2019	Powertech Dewey-Burdock LA - RE: Teleconference with NRC Regarding the Proposed Dewey/Burdock Project
00-3412	ML19038A518	02/07/2019	Powertech Dewey-Burdock LA - RE: Re: February 8, 2019, Meeting with the U.S. Nuclear Regulatory Commission

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ID Number	Accession Number	Document Date	Title
00-3413	ML19038A519	02/07/2019	Powertech Dewey-Burdock LA - February 8, 2019, Meeting with the U.S. Nuclear Regulatory Commission
00-3414	ML19039A050	02/08/2019	NRC Email to Tribal Historic Preservation Officers Re: February 8, 2019, Meeting-Final Agenda
00-3415	ML19042A204	02/13/2019	NRC Response to Oglala Sioux Tribe Invitation Letter dated January 29, 2019
00-3416	ML19044A369	02/12/2019	Powertech Dewey-Burdock LA - Draft Summary of the February 8, 2019, Teleconference Meeting - For Review and Comment
00-3417	ML19045A504	02/13/2019	NRC Email to Tribal Historic Preservation Officers Re: Draft Summary of February 8, 2019, Teleconference Meeting
00-3418	ML19046A442	02/15/2019	Powertech Dewey-Burdock LA - NRC's Response to Tribal Historic Preservation Advisory Council Meeting Invitation
00-3419	ML19046A443	02/15/2019	Powertech Dewey-Burdock LA - Draft Cultural Resource Survey Methodology - For Discussion
00-3420	ML19047A000	02/15/2019	Powertech Dewey-Burdock LA - RE: Re: Draft Summary of the February 8, 2019, Teleconference Meeting and Draft Agenda for Next Working Meeting on February 19
00-3421	ML19050A515	02/19/2019	Powertech Dewey-Burdock LA - February 22 Meeting of the Oglala Sioux Tribe Tribal Historic Preservation Advisory Council
00-3422	ML19057A613	02/05/2019	Powertech Dewey-Burdock LA - [External_Sender] RE: Dewey Burdock Project

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ID Number	Accession Number	Document Date	Title
00-3423	ML19057A614	02/26/2019	Powertech Dewey-Burdock LA - [External_Sender] RE: Dewey Burdock Project
00-3424	ML19057A615	02/21/2019	Powertech Dewey-Burdock LA - RE: Thank you for the invitation to attend the Tribal Historic Preservation Advisory Council Meeting
00-3425	ML19057A616	02/20/2019	Powertech Dewey-Burdock LA - Re: Oglala Sioux Tribe President Bear Runner letter Feb. 19, 2019
00-3426	ML19057A617	02/19/2019	Powertech Dewey-Burdock LA - [External_Sender] Oglala Sioux Tribe President Bear Runner letter Feb. 19, 2019
00-3427	ML19058A092	02/19/2019	Teleconference Meeting-Final Agenda-February 19, 2019.
00-3428	ML19058A153	02/28/2019	Draft Cultural Resource Survey Methodology-Draft for Discussion
00-3429	ML19058A154	02/28/2019	Table 1 (1) Methods
00-3430	ML19058A155	02/28/2019	Table 2 (1) Methods
00-3431	ML19058A240	02/15/2019	Response Email to TStills-References-2-15-2019.
00-3432	ML19058A360	11/30/2015	A Guidance Document for Characterizing Tribal Cultural Landscapes

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March 1, 2019 Update (Publicly Available Documents)

ID Number	Accession Number	Document Date	Title
00-3433	ML19058A361	12/31/2017	Characterizing Cultural Tribal Cultural Landscapes, Volume 1: Project Framework
00-3434	ML19058A362	08/31/2010	Survey to Identify and Evaluate Indian Sacred Sites and Traditional Cultural Properties in the Twin Cities Metropolitan Area
00-3435	ML19058A363	11/27/2013	"Design Manual," Chapter II, "Environmental and Public Involvement, Section 5, Cultural Resources."
00-3436	ML19058A364	06/06/2016	A Landscape-Scale Approach to Mitigating Adverse Effects on Historic Properties
00-3437	ML19058A365	06/21/2000	The Land Still Speaks: Traditional Cultural Property Eligibility Statements for Gold Strike Canyon, Nevada and Sugarloaf Mountain, Arizona
00-3438	ML19058A861	02/27/2019	Powertech Dewey-Burdock LA - [External_Sender] RE: Draft meeting summary
00-3439	ML19059A032	02/27/2019	Email to invited Tribes-Draft Cultural Resource Survey Methodology - For Discussion
00-3440	*		Stapp and Burney 2002 Stapp, Darby C. and Michael S. Burney, <i>Tribal Cultural Resource Management: The Full Circle to Stewardship</i> , Heritage Resource Management Series, Don Fowler, ed., Walnut Creek, CA: Altamira Press, 2002.
00-3441	*		King, Thomas F., <i>Places That Count: Traditional Cultural Properties in Cultural Resource Management</i> , AltaMira Press, Walnut Creek, 2003.

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ID Number	Accession Number	Document Date	Title
00-3442	*		Nabokov, Peter, <i>Where the Lighting Strikes: The Lives of American Indian Sacred Places</i> , Penguin Group, New York, 2006.
00-3443	*		Smith, L.T., <i>Decolonizing Methodologies: Research and Indigenous Peoples</i> (2 nd Edition), Zed Books, London, 2012.
00-3444	*		Toupal, Rebecca S., M. Nives Zedeno, Richard W. Stoffle, and Patrick Barabe, "Cultural Landscapes and Ethnographic Cartographies: Scandanavian-American and American Indian Knowledge of the Land," <i>Environmental Science and Policy</i> 4:171–184, August 2001.
00-3445	*		Stephenson, Janet, "The Cultural Values Model: An Integrated Approach to Values in Landscapes," <i>Landscape and Urban Planning</i> 84:127–139, 2008.
00-3446	*		Walter, Richard K., and Richard J. Hamilton, "A Cultural Landscape Approach to Community-Based Conservation in Solomon Islands," <i>Ecology and Society</i> 19(4):41, 2014.

* indicates that the document is protected under copyright restrictions and has not been placed in ADAMS.

February 28, 2019

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
)	
(Dewey-Burdock In Situ Uranium Recovery Facility))	ASLBP No. 10-898-02-MLA-BD01

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

I, Ronald Burrows, do hereby state as follows:

1. I am employed as a Senior Health Physicist in the Nuclear Regulatory Commission's Office of Nuclear Materials Safety and Safeguards, Division of Decommissioning, Uranium Recovery, and Waste Programs, Uranium Recovery and Materials Decommissioning Branch. Among my responsibilities, I serve as Project Manager for Powertech (USA) Inc.'s application for a license to be used in connection with the proposed Dewey-Burdock uranium recovery facility. In this capacity, I am managing the preparation of the NRC Staff's hearing file and mandatory disclosures in connection with Powertech'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.


Ronald A. Burrows

Executed in Rockville, MD
this 28th day of February, 2019

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)	Date: March 1, 2019
Facility))	

CERTIFICATE OF SERVICE

Pursuant to 10 C.F.R. § 2.305, I hereby certify that copies of the "NRC STAFF'S HEARING FILE UPDATE" in this proceeding have been served via the Electronic Information Exchange (EIE), the NRC's E-Filing System, this 1st day of March, 2019. Counsel for the Staff served those representatives exempted from filing through the EIE with copies of its update by electronic mail, also on March 1, 2019.

***/Signed (electronically) by/
Lorraine Baer***

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U.S. Nuclear Regulatory Commission
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