

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

Before Administrative Judges:

William J. Froehlich, Chairman  
Dr. Mark O. Barnett  
G. Paul Bollwerk, III

In the Matter of  
  
POWERTECH USA, INC.  
  
(Dewey-Burdock  
In Situ Uranium Recovery Facility)

Docket No. 40-9075-MLA  
  
ASLBP No. 10-898-02-MLA-BD01  
  
May 10, 2019

ORDER

(Granting NRC Staff's Motion for Extension of Time)

On May 9, 2019, the NRC Staff filed a motion<sup>1</sup> to extend by two business days the July 12, 2019 deadline for the NRC Staff's reply position statement and prefiled reply testimony, as set by the Board's April 29, 2019 order scheduling an evidentiary hearing.<sup>2</sup> The revised deadline would be July 16, 2019. Given that no parties oppose the NRC Staff's motion, it will not change any other procedural dates, and for good cause shown, the motion is granted.

It is so ORDERED.

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD

*/RA/*

\_\_\_\_\_  
William J. Froehlich, Chairman  
ADMINISTRATIVE JUDGE

Rockville, Maryland  
May 10, 2019

<sup>1</sup> [NRC Staff] Unopposed Motion for Extension of Time (May 9, 2019).

<sup>2</sup> Licensing Board Order (Granting NRC Staff Motion and Scheduling Evidentiary Hearing (Apr. 29, 2019) at app. A (unpublished).

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of )  
)  
POWERTECH (USA) INC. ) Docket No. 40-9075-MLA  
(Dewey-Burdock In Situ Recovery Facility) )  
)

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **ORDER (Granting NRC Staff's Motion for Extension of Time)** have been served upon the following persons by Electronic Information Exchange, and by electronic mail as indicated by an asterisk (\*).

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

William J. Froehlich, Chair  
Administrative Judge  
[william.froehlich@nrc.gov](mailto:william.froehlich@nrc.gov)

Mark O. Barnett  
Administrative Judge  
[mark.barnett@nrc.gov](mailto:mark.barnett@nrc.gov)

G. Paul Bollwerk, III  
Administrative Judge  
[paul.bollwerk@nrc.gov](mailto:paul.bollwerk@nrc.gov)

Taylor Mayhall, Law Clerk  
[Taylor.Mayhall@nrc.gov](mailto:Taylor.Mayhall@nrc.gov)

Joseph D. McManus, Law Clerk  
[Joseph.McManus@nrc.gov](mailto:Joseph.McManus@nrc.gov)

Molly Mattison, Law Clerk  
[Molly.Mattison@nrc.gov](mailto:Molly.Mattison@nrc.gov)

U.S. Nuclear Regulatory Commission  
Office of Commission Appellate Adjudication  
Mail Stop O-16B33  
Washington, DC 20555-0001  
OCA Mail Center  
[ocaamail@nrc.gov](mailto:ocaamail@nrc.gov)

U.S. Nuclear Regulatory Commission  
Office of the Secretary of the Commission  
Rulemakings & Adjudications Staff  
Mail Stop O-16B33  
Washington, DC 20555-0001  
[hearingdocket@nrc.gov](mailto:hearingdocket@nrc.gov)

U.S. Nuclear Regulatory Commission  
Office of the General Counsel  
Mail Stop O-15 D21  
Washington, DC 20555-0001  
Lorraine Baer, Esq.

[Lorraine.Baer@nrc.gov](mailto:Lorraine.Baer@nrc.gov)  
Robert Carpenter, Esq.  
[Robert.Carpenter@nrc.gov](mailto:Robert.Carpenter@nrc.gov)

Carrie Safford, Esq.  
[Carrie.Safford@nrc.gov](mailto:Carrie.Safford@nrc.gov)  
Krupskaya T. Castellon, Paralegal  
[Krupskaya.Castellon@nrc.gov](mailto:Krupskaya.Castellon@nrc.gov)

OGC Mail Center:  
[RidsOgcMailCenter.Resource@nrc.gov](mailto:RidsOgcMailCenter.Resource@nrc.gov)

POWERTECH (USA) INC., DEWEY-BURDOCK IN SITU RECOVERY FACILITY  
DOCKET NO. 40-9075-MLA

**ORDER (Granting NRC Staff's Motion for Extension of Time)**

Counsel for the Applicant (Powertech)  
Thompson & Pugsley, PLLC  
1225 19<sup>th</sup> Street, NW, Suite 300  
Washington, DC 20036  
Christopher S. Pugsley, Esq.  
[cpugsley@athompsonlaw.com](mailto:cpugsley@athompsonlaw.com)  
Cynthia L. Seaton, Paralegal  
[cseaton@athompsonlaw.com](mailto:cseaton@athompsonlaw.com)  
Anthony J. Thompson, Esq.  
[ajthompson@athompsonlaw.com](mailto:ajthompson@athompsonlaw.com)

Consultant to Applicant (Powertech)  
WWC Engineering  
1849 Terra Ave.  
Sheridan, WY 82801  
Jack Fritz  
[jfritz@wwcengineering.com](mailto:jfritz@wwcengineering.com)

Counsel for the Oglala Sioux Tribe  
Western Mining Action Project  
P. O. Box 349  
Lyons, CO 80540  
Jeffrey C. Parsons, Esq.  
[wmap@igc.org](mailto:wmap@igc.org)

Counsel for the Oglala Sioux Tribe  
Energy & Conservation Law  
1911 Main Avenue, Suite 238  
Durango, CO 81301  
Travis E. Stills, Esq.\*  
[stills@frontier.net](mailto:stills@frontier.net)

Counsel for Consolidated Intervenors  
David C. Frankel, Esq.  
1430 Haines Ave., #108-372  
Rapid City, SD 57701  
E-mail: [arm.legal@gmail.com](mailto:arm.legal@gmail.com)

Counsel for Consolidated Intervenors  
(Susan Henderson and Dayton Hyde)  
Law Office of Bruce Ellison  
P.O. Box 2508  
Rapid City, SD 57709  
Bruce Ellison, Esq.\*  
[belli4law@aol.com](mailto:belli4law@aol.com)

Counsel for Consolidated Intervenors  
(Dayton Hyde)  
Thomas J. Ballanco, Esq.\*  
945 Traval Street, #186  
San Francisco, CA 94116  
[harmonicengineering@gmail.com](mailto:harmonicengineering@gmail.com)

[Original signed by Diane B. Garvin]  
Office of the Secretary of the Commission

Dated at Rockville, Maryland,  
this 10<sup>th</sup> day of May, 2019