

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 16, 2019

MEMORANDUM

(Responding to Powertech's Request for Clarification)

On April 29, 2019, the Board issued an Order providing a schedule for the upcoming evidentiary hearing in the above-captioned proceeding.<sup>1</sup> On May 15, 2019, licensee Powertech (USA) Inc. (Powertech) filed a request for clarification of the Board's scheduling order, specifically whether the Board envisioned that Powertech would be entitled to file a reply brief on July 16, 2019 for the "reply position statement/prefiled reply testimony from NRC Staff" deadline.<sup>2</sup> That deadline is intended for the NRC Staff only.

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD

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William J. Froehlich, Chairman  
ADMINISTRATIVE JUDGE

Rockville, Maryland  
May 16, 2019

<sup>1</sup> Licensing Board Order (Providing Case Management Information) (May 2, 2019) (unpublished). The Board issued another Order granting the NRC Staff's motion for an extension of one deadline on the schedule. See Licensing Board Order (Granting NRC Staff's Motion for Extension of Time) (May 10, 2019) (unpublished).

<sup>2</sup> Licensee Powertech (USA) Inc. Request for Clarification of Board Scheduling Order (May 15, 2019).

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **MEMORANDUM (Responding to Powertech's Request for Clarification)** have been served upon the following persons by Electronic Information Exchange, and by electronic mail as indicated by an asterisk (\*).

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

**MEMORANDUM (Responding to Powertech's Request for Clarification)**

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

Dated at Rockville, Maryland,  
this 16<sup>nd</sup> day of May, 2019