

June 3, 2019

Michael M. Gibson, Chairman  
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

Brian K. Hajek  
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.  
(License Renewal for the In Situ Leach Facility, Crawford, Nebraska)  
Docket No. 40-8943; ASLBP No. 08-867-02-OLA-BD01

Dear Administrative Judges,

In its Partial Initial Decision issued May 26, 2016, the Board directed the NRC Staff to submit monthly status reports updating the Board and parties as to the status of the Staff's curative actions in response to the Board's resolution of Contention 1.<sup>1</sup>

In its January 17, 2017 letter to the Board<sup>2</sup> and in the January 18, 2017 teleconference,<sup>3</sup> the Staff informed the Board and parties that the Staff has decided to suspend work related to Contention 1 until the Commission has ruled on all pending appeals. Consistent with those representations, there have been no significant curative activities in May 2019.

In accordance with the Board's mandate, the Staff will continue to submit monthly status reports unless otherwise directed by the Board.

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<sup>1</sup> Pursuant to the Board's direction, the NRC Staff has also been submitting bi-monthly status reports on its activities with respect to Contention 12B. Based on the Commission's decision in CLI-19-05, issued on May 30, 2019, the Staff will no longer be submitting those reports.

<sup>2</sup> Letter to Administrative Judges from David M. Cylkowski, Counsel for the NRC Staff (January 17, 2017).

<sup>3</sup> Tr. at 2676–77.

Gibson  
Wardwell  
Hajek

Respectfully submitted,

**Signed (electronically) by**

Marcia J. Simon

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Dated at Rockville, Maryland  
this 3rd day of June, 2019.

cc: EIE Service List

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	
	)	
CROW BUTTE RESOURCES, INC.	)	Docket No. 40-8943
	)	
(License Renewal for the In Situ Leach Facility, Crawford, Nebraska)	)	ASLBP No. 08-867-02-OLA-BD01

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing "NRC STAFF'S LETTER TO THE ATOMIC SAFETY AND LICENSING BOARD" in the above captioned proceeding have been served this 3<sup>rd</sup> day of June, 2019, via the NRC's Electronic Information Exchange ("EIE"), 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**

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