

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

Before Administrative Judges:

Michael M. Gibson, Chairman
G. Paul Bollwerk, III
Dr. Gary S. Arnold

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

December 9, 2021

MEMORANDUM AND ORDER
(Regarding Seventh Status Conference)

In the above-captioned proceeding, the NRC Staff's December 2021 monthly status report indicated that it anticipates completion by mid-December 2021 of the field investigation portion of the cultural resources study that is to identify sites intervenor Oglala Sioux Tribe (OST) may find to be of significance.¹ As the Licensing Board understands it, under the survey methodology being utilized, the next steps include (1) finishing the oral interview process with OST members within 14 days of completing the field investigation; and (2) preparing a final survey report within 60 days of completing the field investigation.²

Following the conclusion of the field investigation and oral interview processes, the Board would like to conduct another virtual status conference with the parties, preferably before the end of January 2022. To facilitate scheduling that conference in a time frame that is least likely to interfere with the parties' efforts to finish the final report, the Board requests that within

¹ See Letter from Marcia J. Simon, NRC Staff Counsel, to Licensing Board at 1 (Dec. 1, 2021).

² See Survey Methodology to Identify Sites of Historic, Cultural, and Religious Significance to the Oglala Sioux Tribe for the Crow Butte Resources Inc. In Situ Uranium Recovery Facility in Dawes County, Nebraska at 19–21 (Sept. 2021) (ADAMS Accession No. ML21252A089).

one week of the completion of the field investigation process, counsel for the parties consult among themselves to (1) identify a one- or two-week window within which such a conference can be held, including preferred dates and times within that window for holding the conference; and (2) prepare and send a joint e-mail conveying that proposed scheduling information to the Board's law clerk, Allison Wood at Allison.Wood@nrc.gov.

Following receipt thereof, the Board will specify a time and date for the status conference, as well as details regarding WebEx connectivity.

It is so ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD

/RA/

Michael M. Gibson, Chairman
ADMINISTRATIVE JUDGE

Rockville, Maryland
December 9, 2021

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NUCLEAR REGULATORY COMMISSION

In the Matter of)
)
CROW BUTTE RESOURCES, INC.) Docket No. 40-8943-OLA
)
In-Situ Leach Uranium Recovery Facility,)
Crawford, Nebraska)
)
(License Renewal))

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **MEMORANDUM AND ORDER (Regarding Seventh Status Conference)** have been served upon the following persons by Electronic Information Exchange, and by electronic mail as indicated by an asterisk.

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DOCKET NO. 40-8943-OLA

MEMORANDUM AND ORDER (Regarding Seventh Status Conference)

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Dated at Rockville, Maryland,
this 9th day of December 2021.