

September 1, 2022

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

Gary S. Arnold
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
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 (LBP-16-7) 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.

The notice of availability of the NRC Staff's draft EA Supplement (ADAMS Accession No. ML22223A161) and draft finding of no significant impact was published in the Federal Register on August 26, 2022 (87 Fed. Reg. 52,597). In accordance with 10 CFR § 51.74(a), the Staff shared a copy of the draft EA Supplement with the parties to the proceeding, the Nebraska State Historic Preservation Office, the Environmental Protection Agency, the Advisory Council on Historic Preservation, and 23 additional tribes on August 24, 2022. The Staff also shared the Oglala Sioux Tribe's comments on the preliminary draft EA Supplement with the parties to the proceeding. As stated in the Federal Register Notice, the public comment period will close on September 26, 2022.

After the close of the public comment period, the Staff will assess and respond to all comments, including the preliminary comments already received from the Oglala Sioux Tribe. The final EA Supplement will include the Staff's responses to all comments. Depending on the number of comments received, the Staff anticipates publishing the final EA Supplement by the end of October or early November.

Gibson
Arnold
Bollwerk

The Staff will submit its next monthly status report by October 3, 2022, in accordance with the Board's mandate.

Respectfully submitted,

Signed (electronically) by

Lorraine Baer
Counsel for the NRC Staff
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Dated September 1, 2022.

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)	ASLBP No. 08-867-02-OLA-BD01
Facility, Crawford, Nebraska))	

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 1st day of September 2022, 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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