

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

Before Administrative Judges:

William J. Froehlich, Chairman  
Dr. Richard F. Cole  
Dr. Mark O. Barnett

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

July 31, 2014

ORDER  
(Scheduling Telephonic Prehearing Conference Call)

In the above-captioned matter two sets of intervenors, the Oglala Sioux Tribe and the Consolidated Intervenors, challenged the application of Powertech (USA), Inc. to construct and operate an in-situ leach uranium recovery (ISR) facility in Custer and Fall River Counties, South Dakota.<sup>1</sup> There are currently seven contentions at issue,<sup>2</sup> and an evidentiary hearing is scheduled to begin on August 19, 2014 in Rapid City, South Dakota,<sup>3</sup> preceded by two limited appearance sessions on August 18, 2014 in Hot Springs, South Dakota.<sup>4</sup>

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<sup>1</sup> LBP-10-16, 72 NRC 361 (2010).

<sup>2</sup> Notice of Evidentiary Hearing (July 16, 2014) at Appendix A (unpublished).

<sup>3</sup> Id. at 4.

<sup>4</sup> Notice (Of Opportunity To Make Oral and Written Limited Appearance Statements (July 3, 2014) at 3 (unpublished).

To discuss all prehearing issues, the Board will hold a telephone conference call on Tuesday, August 5, 2014, at 1:00 PM EDT.

The Board's law clerk, Nicholas Sciretta, will contact the parties with the dial in number and passcode. Members of the public or media who wish to listen to this conference call may do so, and should contact Mr. Sciretta at [Nicholas.Sciretta@nrc.gov](mailto:Nicholas.Sciretta@nrc.gov) for the listen-in number or with any questions regarding the call.

It is so ORDERED.

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD

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William J. Froehlich, Chairman  
ADMINISTRATIVE JUDGE

Rockville, Maryland  
July 31, 2014

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 (Scheduling Telephonic Prehearing Conference Call)** 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

**Order (Scheduling Telephonic Prehearing Conference Call)**

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[Original signed by Clara Sola]  
Office of the Secretary of the Commission

Dated at Rockville, Maryland,  
This 31<sup>st</sup> day of July 2014.