Afr	DAVII OF _	Kona	ald W. Cattany	
STATE OF COLORADO)		
CITY AND COUNTY OF DEN	VER))	SS	

A PERDAMIT OF

I, <u>Ronald W. Cattany</u> as records custodian for the Division of Reclamation, Mining and Safety (the "Division"), being duly sworn, hereby state and affirm the following:

At the May 10, 2007 meeting between the Colorado Department of Public Health and Environment ("CDPHE") and the Division, the following documents were prepared by Division staff and its attorney. These documents are described below and protected by the privileges noted:

- 1. Notes taken at the meeting by Ronald W. Cattany, Division Director. Protected by the deliberative process privilege.
- 2. Notes taken at the meeting by David A. Berry, Interim Director, Office of Mined Land Reclamation. Protected by the deliberative process privilege.
- 3. Notes taken at the meeting by Carl B. Mount, Senior Environmental Protection Specialist. Protected by the deliberative process privilege.
- 4. Notes taken at the meeting by Tanya T. Light, Assistant Attorney General, Colorado Attorney General's Office, counsel for the Division. Protected by the attorney work product privilege and the attorney-client privilege.

All of the documents referenced above contain the Division's non-conclusive thoughts concerning inter-agency regulation of uranium mining operations in Colorado. Because the notes are drafts only, and are non-conclusive, disclosure of the notes would cause substantial injury to the public interest by causing needless speculation about uranium regulation in Colorado. Disclosure of the records will have a chilling effect on frank and open communication in the future on inter-agency collaborative meetings to discuss pre-decisional issues.

Furthermore, the Division and the CDPHE are currently working to finalize public versions of these documents that will be made public in the near future. These public documents will set forth the regulatory scheme for uranium mining in Colorado.

Further Affiant sayeth not.		Laraletu Cattany
STATE OF COLORADO CITY AND COUNTY OF DENVER))	SS
		n upon oath, depose and say that I have read the me is true to the best of my information, knowledge
Subscribed and sworn before me the Witness and hand and official seal.	is <u></u>	day of June 200 by RONALD W CATTANY Notary Public Expires 6/30/2008