

October 2, 2009

Mr. Richard E. Blubaugh
Vice President of Environmental Health
and Safety Resources
Powertech (USA), Inc.
5575 DTC Parkway, Suite 140
Greenwood Village, CO 80111

SUBJECT: RESULTS OF ACCEPTANCE REVIEW, POWERTECH (USA), INC.'S
PROPOSED DEWEY-BURDOCK FACILITY, FALL RIVER AND CUSTER
COUNTIES, SOUTH DAKOTA

Dear Mr. Blubaugh:

By letter dated August 10, 2009, Powertech (USA) Inc. (Powertech) resubmitted a source material license application for the Dewey-Burdock uranium in situ recovery (ISR) project in Fall River and Custer Counties, South Dakota, to the U.S. Nuclear Regulatory Commission (NRC) staff. NRC staff has found the application acceptable for detailed technical and environmental review. Please note that the detailed technical and environmental review may identify issues that require additional information.

Per 10 CFR Part 2, Subparts A and C, a Notice of Opportunity for Hearing regarding Powertech's proposed Dewey-Burdock uranium ISR facility will be published in the *Federal Register*, specifying a 60-day request period, starting from the date of publication of the notice. In addition, the Dewey-Burdock license application request will be listed for the same 60-day period under the heading *Opportunities to Request a Hearing or Petition to Intervene* on the NRC's Public Website at the following web address, <http://www.nrc.gov/about-nrc/regulatory/adjudicatory/hearing-license-applications.html#2>. If you have any questions, please contact me at ronald.burrows@nrc.gov or (301) 415-6443.

The NRC staff is in the process of making the application publicly available in the NRC's Agencywide Documents Access and Management System (ADAMS). In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice for Domestic Licensing Proceedings and Issuance of Orders," a copy of this letter will be available electronically

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for public inspection in the NRC Public Document Room or from the Publicly Available Records component of ADAMS. ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

Sincerely,

/RA/

Ronald A. Burrows, Project Manager
Uranium Recovery Licensing Branch
Decommissioning and Uranium Recovery
Licensing Directorate
Division of Waste Management
and Environmental Protection
Office of Federal and State Materials
and Environmental Management Programs

Docket No.: 40-9075

cc: Amy Thurkill, Powertech (USA) Inc.
John Mays, Powertech (USA) Inc.
Bob Townsend, SD DENR
Mike Cepak, SD DENR
Marian Atkins, BLM
Melody Holm, FS

R. Blubaugh

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Sincerely,

Ronald A. Burrows, Project Manager
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DATE	09/18 /09	09/ 18 /09	09/24/09	09/24/09	09/24/09	09/29/09	10/02/09

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