

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

Before Administrative Judges:

Ann Marshall Young, Chair
Dr. Richard F. Cole
Dr. Fred Oliver

In the Matter of

CROW BUTTE RESOURCES, INC.

(License Amendment for the North Trend
Expansion Project)

Docket No. 40-8943

ASLBP No. 07-859-03-MLA-BD01

January 21, 2010

ORDER
(Consolidation of Presentations by Intervenors)

As discussed in a status conference held in this proceeding on December 1, 2009,¹ and pursuant to 10 C.F.R. § 2.316, the Intervenors shall consolidate their presentation of evidence and related matters regarding the contentions remaining in this proceeding.² Intervenors shall notify the Licensing Board and other parties how they wish to apportion their presentations among themselves no later than February 11, 2010. Thereafter, at an appropriate time, the Board will schedule an additional telephone conference to discuss the status of the case and the possibility of finalizing dates for the remainder of the proceeding.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD

/RA/

Ann Marshall Young, Chair
ADMINISTRATIVE JUDGE

Rockville, Maryland
January 21, 2010³

¹ See Transcript at 686-709.

² See Order (Schedule for Proceeding; Telephone Status Conference) (Nov. 5, 2009).

³ Copies of this memorandum and order were filed this date with the agency's E-Filing system for service to all parties.

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the matter of)
)
CROW BUTTE RESOURCES, INC.) Docket No. 40-8943-MLA
)
In-situ leach Uranium Recovery Facility,)
Crawford, Nebraska)
)
(License Amendment for the North Trend)
Expansion Area))

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB ORDER (CONSOLIDATION OF PRESENTATIONS BY INTERVENORS) have been served upon the following persons by Electronic Information Exchange.

U. S. Nuclear Regulatory Commission
Office of Commission Appellate
Adjudications
Washington, DC 20555-0001
E-mail: ocaamail@nrc.gov

U. S. Nuclear Regulatory Commission
Office of the Secretary
Mail Stop O-16C1
Washington, DC 20555-0001

Hearing Docket
E-Mail: hearingdocket@nrc.gov

U. S. Nuclear Regulatory Commission
Atomic Safety and Licensing Board Panel
Mail Stop – T-3 F23
Washington, DC 20555-0001

U. S. Nuclear Regulatory Commission
Office of the General Counsel
Mail Stop O-15D21
Washington, DC 20555-0001

Ann Marshall Young, Chair
Administrative Judge
E-mail: ann.young@nrc.gov

Catherine Marco, Esq.
Brett Klukan, Esq.
Marcia J. Simon, Esq.
E-mail:

Richard F. Cole
Administrative Judge
E-mail: richard.cole@nrc.gov

clm@nrc.gov
Brett.Klukan@nrc.gov
mjs5@nrc.gov

Frederick W. Oliver
Administrative Judge
E-mail: fxo1@nrc.gov
Kara Wenzel, Law Clerk
E-mail: kara.wenzel@nrc.gov

OGC Mail Center: OGCMailCenter@nrc.gov

Docket No. 40-8943-MLA
 LB ORDER (CONSOLIDATION OF PRESENTATIONS BY INTERVENORS)

Mark D. McGuire, Esq.
 McGuire and Norby
 605 South 14th Street, Suite 100
 Lincoln, NE 68508
 E-mail: mdmsjn@windstream.net

Thomas Kanatakeniate Cook
 1705 So. Maple St.
 Chadron, NE 69337
 E-mail: slmbttsag@bbc.net

Winston & Strawn, LLP
 101 California Street
 San Francisco, CA 94111
 Tyson R. Smith, Esq.
 Emily J. Duncan
 Counsel for Crow Butte Resources, Inc.
 E-mail: trsmith@winston.com
ejduncan@winston.com

The Oglala Delegation of the Great Sioux Nation
 Treaty Council
 Thomas J. Ballanco, Esq.
 Harmonic Engineering, Inc.
 945 Taraval Ave. # 186
 San Francisco, CA 94116
 E-mail: HarmonicEngineering1@mac.com

Western Nebraska Resources Council
 Chief Joseph American Horse
 Thomas K. Cook, Francis E. Anders
 David Cory Frankel, Esq.
 P.O. 3014
 Pine Ridge, South Dakota 57770
 E-mail: arm.legal@gmail.com

Owe Oku, Debra White Plume,
 and David House
 P.O. Box 2508
 Rapid City, South Dakota 57709
 Bruce Ellison, Esq.
 Roxanne Andre
 E-mail: belli4law@aol.com
 E-mail: roxanneandre@yahoo.com

Western Nebraska Resources Council,
 Chief Joseph American Horse, Thomas
 K. Cook, and Francis E. Anders
 Shane C. Robinson, Esq.
 2814 E. Olive St.
 Seattle, WA 98122
 E-mail: shanecrobinson@gmail.com

Alberto Saldamando
 International Indian Treaty Council
 2940 16th Street, Suite 205
 San Francisco, CA 94103-3688
 E-mail: alberto@treatycouncil.org

Docket No. 40-8943-MLA
LB ORDER (CONSOLIDATION OF PRESENTATIONS BY INTERVENORS)

Grace Dugan, Esq.
Gonzalez Law Firm
P.O. Box 772
Ralston, WY 82440
E-mail: dugan@wavecom.net

Debra L. White Plume, Director
Owe Aku, Bring Back the Way
P.O. Box 325
Manderson, SD 57756
E-mail: LAKOTA1@gwtc.net

[Original signed by Evangeline S. Ngbea]
Office of the Secretary of the Commission

Dated at Rockville, Maryland
this 21st day of January 2010