

**UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION**

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of:)	
)	
)	Docket No.: 40-9075-MLA
POWERTECH (USA), INC.)	
)	Date: November 3, 2014
)	
(Dewey-Burdock In Situ Uranium Recovery)	
Facility))	
<hr/>)	

**LICENSEE POWERTECH (USA) URANIUM CORPORATION'S UPDATED
MANDATORY DISCLOSURES**

Pursuant to 10 C.F.R. § 2.336(a) & (b), Powertech (USA), Inc. (Powertech) hereby submits its initial mandatory disclosures for this proceeding:

1. Potential Testifying Witnesses

Pursuant to 10 C.F.R. § 2.336(a)(1), Powertech is required to disclose:

“The name and, if known, the address and telephone number of any person, including any expert, upon whose opinion the party bases its claims and contentions and may rely upon as a witness, and a copy of the analysis or other authority upon which that person bases his or her opinion...”

10 C.F.R. § 2.336(a)(1) (2010).

At this time, the evidentiary record for Contentions 1A, 1B, 2, 4, 6, and 9 is closed. Contention 3 is open for supplemental testimony from the Oglala Sioux Tribe (Tribe) and the Consolidated Intervenor currently due on November 21, 2014. While it does not currently anticipate the proffer of additional witnesses in this proceeding on any aspect of the administrative record, Powertech reserves its right to proffer such witnesses should the need arise.

2. Documents and Data Collections

Pursuant to 10 C.F.R. § 2.336, Powertech is required to disclose:

“A copy, or a description by category and location, of all documents and data compilations in the possession, custody, or control of the party that are relevant to the contentions, provided that if only a description is provided of a document or data compilation, a party shall have the right to request copies of that document and/or data compilation, and...

A copy (for which there is no claim of privilege or protected status), or a description by category and location, of all tangible things (e.g., books, publications and treatises) in the possession, custody or control of the party that are relevant to the contention....

When any document, data compilation, or other tangible thing that must be disclosed is publicly available from another source, such as at the NRC Web site, *http://www.nrc.gov*, and/or the NRC Public Document Room, a sufficient disclosure would be the location, the title and a page reference to the relevant document, data compilation, or tangible thing....

A list of documents otherwise required to be disclosed for which a claim of privilege or protected status is being made, together with sufficient information for assessing the claim of privilege or protected status of the documents.”

10 C.F.R. § 2.336(a)(2) (2010).

Attached to this pleading are two additional documents for disclosure. The first is an electronic message from the United States Fish and Wildlife Service (FWS) regarding requests for additional information on Powertech’s “take” permit application. The second is a required report to the State of South Dakota regarding cultural resources that does not contain proprietary information. Powertech continues to acknowledge its continuing responsibility to disclose its

response to requests for additional information from the United States Bureau of Land Management (BLM); however, this response has not yet been completed and submitted.

Respectfully submitted,

/Signed (electronically) by/ Christopher S. Pugsley

Dated: November 3, 2014

Anthony J. Thompson, Esq.
Christopher S. Pugsley, Esq.
Thompson & Pugsley, PLLC
1225 19th Street, NW
Suite 300
Washington, DC 20036
COUNSEL TO POWERTECH (USA), INC.

**UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION**

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of:)	
)	
)	Docket No.: 40-9075-MLA
POWERTECH (USA), INC.)	
)	Date: November 3, 2014
)	
(Dewey-Burdock In Situ Uranium Recovery)	
Facility))	
_____)	

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing “**APPLICANT POWERTECH (USA) URANIUM CORPORATION’S UPDATED MANDATORY DISCLOSURES**” in the above-captioned proceeding have been served via the Electronic Information Exchange (EIE) this 3rd day of November 2014, 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.

Respectfully Submitted,

**/Executed (electronically) by and in
accord with 10 C.F.R. § 2.304(d)/
Christopher S. Pugsley, Esq.**

Anthony J. Thompson, Esq.
Christopher S. Pugsley, Esq.
Thompson & Pugsley, PLLC
1225 19th Street, NW
Suite 300
Washington, DC 20036
COUNSEL TO POWERTECH (USA), INC.

Dated: November 3, 2014