



SECRETARY

UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

October 8, 2020

IN RESPONSE, PLEASE
REFER TO: M201008A

MEMORANDUM FOR: Jody C. Martin, Director
Office of Commission Appellate Adjudication

FROM: Annette L. Vietti-Cook, Secretary

SUBJECT: STAFF REQUIREMENTS - AFFIRMATION SESSION, 9:55 A.M.,
THURSDAY, OCTOBER 8, 2020, COMMISSIONERS'
CONFERENCE ROOM, ONE WHITE FLINT NORTH,
ROCKVILLE, MARYLAND (OPEN TO PUBLIC VIA WEBCAST)

I. SECY-16-0111 – CROW BUTTE RESOURCES, INC. (IN SITU LEACH URANIUM RECOVERY FACILITY) APPLICANT'S PETITION FOR REVIEW OF LBP-16-7 AND LBP-15-11

The Commission, with Chairman Svinicki and Commissioner Caputo dissenting, approved a Memorandum and Order responding to Crow Butte's petition for review of LBP-15-11 and LBP-16-7. These petitions are related to Crow Butte's application to renew its source materials license for an *in situ* leach uranium recovery facility located near Crawford, Nebraska. The Memorandum and Order denies Crow Butte's petition.

(Subsequently, on October 8, 2020, the Secretary signed the Memorandum and Order.)

II. SECY-20-0027 - POWERTECH (USA), INC. (DEWEY-BURDOCK IN SITU RECOVERY FACILITY); PETITIONS FOR REVIEW

The Commission, with Commissioner Baran dissenting in part, approved a Memorandum and Order responding to an appeal by the Oglala Sioux Tribe and the "Consolidated Intervenors" of three decisions made by the Atomic Safety and Licensing Board related to the Dewey-Burdock In Situ Recovery Facility site. The Memorandum and Order denies the petitions for review.

(Subsequently, on October 8, 2020, the Secretary signed the Memorandum and Order.)

III. SECY-20-0038 – EXELON GENERATION COMPANY, LLC (THREE MILE ISLAND NUCLEAR STATION, UNITS 1 AND 2), REFERRED MOTION RELATING TO LBP-20-2 (DENIAL OF HEARING REQUEST RELATING TO EMERGENCY PLANNING LICENSE AMENDMENT)

The Commission approved a Memorandum and Order responding to a filing by Eric J. Epstein and Three Mile Island Alert, Inc. relating to the Atomic Safety and Licensing Board's decision

denying their petition to intervene and hearing request with respect to a license amendment request submitted by Exelon Generation Company, LLC to amend the operating license for Three Mile Island Nuclear Station, Unit 1. The license amendment request seeks to amend the site emergency plan and emergency action levels to reflect the defueled condition of the unit. The Memorandum and Order affirms the Board's decision to deny the petition to intervene and finds that the Board's decision correctly denied the stay request.

(Subsequently, on October 8, 2020, the Secretary signed the Memorandum and Order.)

cc: Chairman Svinicki
Commissioner Baran
Commissioner Caputo
Commissioner Wright
Commissioner Hanson
EDO
OGC
CFO
OCAA
OCA
OIG
OPA
ODs, RAs, ACRS, ASLBP (via E-Mail)
PDR