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From: Steven Gunn <sjgunn37@gmail.com>
Sent: Thursday, February 12, 2026 5:45 PM
To: Binegar, Brenda <Brenda.Binegar@state.sd.us>
Cc: Matthew Naasz <mnaasz@gpna.com>; Blair, Steven <Steven.Blair@state.sd.us>;
McVey, David <David.McVey@state.sd.us>; Neyhart, Melissa
<Melissa.Neyhart@state.sd.us>; bobmorris@westriverlaw.com
Subject: [EXT] CNEC EXNI 453

Good evening.

Attached for filing please find Notice of Proposed Inspection. Counsel for CNEC and DANR are copied on this correspondence. I am also sending a courtesy copy to the Hearing Officer and blind copies to all Intervenors for whom I have email addresses. All parties will receive paper copies by U.S. mail.

Thank you.

Steven J. Gunn
Attorney for Cheyenne River Sioux Tribe and Oglala Sioux Tribe

STATE OF SOUTH DAKOTA
DEPARTMENT OF AGRICULTURE AND NATURAL RESOURCES

BOARD OF MINERALS & ENVIRONMENT

IN THE MATTER OF CLEAN NUCLEAR)
ENERGY CORP. URANIUM) NOTICE OF PROPOSED INSPECTION
EXPLORATION PERMIT APPLICATION)
)
EXNI 453)
)

COME NOW the Oglala Sioux Tribe and Cheyenne River Sioux Tribe (“Tribes”), in accordance with the Order on Pre-Hearing Motions (Jan. 20, 2026), and give notice to all parties that:

1. The Commissioner of School and Public Lands has agreed to permit the Tribes and other Intervenors access to the 80-acre proposed exploration area designated in CNEC’s application for a uranium exploration permit.
2. The current lessees of the property have also agreed to permit access.
3. The Tribes intend to inspect the property for two days on February 18, 2026, and February 19, 2026.
4. Other Intervenors may inspect the premises for one day on February 17, 2026, or if that is not possible, they may inspect the premises for one day either on February 18, 2026, or February 19, 2026.
5. If any Intervenor is unable, on the dates set forth above, to conduct “a meaningful inspection of the property,” as directed by the Hearing Officer, the Intervenor may move the Hearing Chair or the Board of Minerals and Environment for access to the property.
6. Counsel for the Tribes has consulted with counsel for Clean Nuclear Energy Corporation (“CNEC”) and the Department of Agriculture & Natural Resources (“Department”)

and is authorized to represent that neither CNEC nor the Department has any objection to this Notice of Proposed Inspection.

Dated this 12th day of February, 2026.



Steven J. Gunn
1301 Hollins Street
St. Louis, MO 63135
(314) 920-9129
Sjgunn37@gmail.com
Counsel for Cheyenne River Sioux Tribe and Oglala Sioux Tribe

CERTIFICATE OF SERVICE

I certify that on February 12, 2026, I caused a true and correct copy of the foregoing to be served by electronic mail, facsimile, and by U.S. mail, postage prepaid, for filing upon the following:

Brenda Binegar
Department of Agriculture & Natural Resource
523 E Capitol Ave.
Pierre, SD 57501
Email: Brenda.Binegar@state.sd.us
Facsimile: (605) 773-5286

I further certify that on February 12, 2026, I caused a true and correct copy of the foregoing to be served upon the following by electronic mail, facsimile, and U.S. mail, postage prepaid upon the following:

Matthew Naasz
Gunderson, Palmer, Nelson and Ashmore, LLP
506 6th Street
P.O. Box 8045
Rapid City, SD 57709
Facsimile: (605) 342-9503
Electronic mail: mnaasz@gpna.com

I further certify that on February 12, 2026, I caused true and correct copies of the foregoing to be served upon the following by U.S. mail, postage prepaid:

Steven R. Blair
Deputy Attorney General
P.O. Box 70
Rapid City, SD 57702

Robert Bordeaux
740 University Street
Apartment 3
Spearfish, SD 57783

David McVey
Beverly Katz
Assistant Attorneys General
1302 East SD Highway 1889, Suite 1
Pierre, SD 57501-8501

Candi Brings Plenty
725 Saint Charles Street
Rapid City, SD 57701

Cherry Angel
1212 Columbus Street
Rapid City, SD 57701

Mashanaposhe Camp

P.O. Box 339

Porcupine, SD 57772

Ruddell Bear Shirt
P.O. Box 88
Wounded Knee, SD 57794

Marla Cooley
145 South Garden Street
Hot Springs, SD 57747

Jeremiah Davis
130 East Centennial Street
Rapid City, SD 57701

Seth Eagle Bear, Jr.
P.O. Box 44
Wounded Knee, SD 57794

Bruce Ellison
P.O. Box 2508
Rapid City, SD 57709

Brenda Gamache
2337 Wilson Avenue
Hot Springs, SD 57747

Denise Giago
221 East Jackson Street
Rapid City, SD 57701

Great Plains Tribal Water Alliance
P.O. Box 271
Pine Ridge, SD 57770

Taylor Gunhammer
221 East Jackson Street
Rapid City, SD 57701

Darlene Hawk Wing
P.O. Box 25
Wounded Knee, SD 57794

Chase Iron Eyes
P.O. Box 393
Pine Ridge, SD 57770

Lilias Jones Jarding
P.O. Box 591
Rapid City, SD 57709

Beverly Larson
P.O. Box 82
Wounded Knee, SD 57794

Caryn Lerman
337 South 5th Street
Hot Springs, SD 57747

Elizabeth Lone Eagle
P.O. Box 656
Kyle, SD 57752

Susan McPhail Pang
28017 Cascade Road
Hot Springs, SD 57747

Ailine Maea
715 Haines Avenue, Apt. 3
Rapid City, SD 57701

Michelle Melius
Black Hills Group Sierra Club
P.O. Box 1624
Rapid City, SD 57709

Thomas O'Connor
4601 Mohawk Street
Lincoln, NE 68510

Gena Parkhurst
514 Americas Way #20805
Box Elder, SD 57719

Sarah Peterson
510 Jennings
Hot Springs, SD 57747

Julie Plachta
P.O. Box 635
Hot Springs, SD 57747

Reno Red Cloud
P.O. Box 4052
Pine Ridge, SD 57770
Helen Red Feather
P.O. Box 173
Wounded Knee, SD 57794

Jean Roach
3711 Ivy Avenue
Rapid City, SD 57701

Michelle Tyon
P.O. Box 1838
Pine Ridge, SD 57770

Sanders Schaller
322 4th Street
Smithwick, SD 57782

Susan Hey
312 North 40th Street
Rapid City, SD 57702

Ben R. Sharp
28290 West Flagpole Road
Hot Springs, SD 57747

Peter Caposela
P.O. Box 10643
Eugene, OR 97440

Tanya Stands
202 Bald Eagle Lane #8
Rapid City, SD 57701

George Nelson
2640 Jackson Boulevard, Suite 1
Rapid City, SD 57702



Steven J. Gunn