

STATE OF SOUTH DAKOTA



OFFICE OF ATTORNEY GENERAL

P.O. Box 70
Rapid City, South Dakota 57702
Phone (605) 394-2258
Fax (605) 394-5476
<http://atg.sd.gov>

MARTY J. JACKLEY
ATTORNEY GENERAL

RECEIVED

JUL 15 2025

**Department of Agriculture
and Natural Resources**

BRENT K. KEMPEMA
CHIEF DEPUTY

July 14, 2025

Brenda Binegar
Dept. of Agriculture & Nat. Resources
523 East Capitol Avenue
Pierre, SD 57501

Re: In re Matter of Clean Nuclear Energy Corp. Uranium Exploration Permit
Application

Dear Ms. Binegar:

Enclosed please find the Department's Motion to Request Scheduling Conference intended to be filed in the above referenced matter. Copies of these documents have been served upon the parties and Hearing Chair Morris, as indicated in the attached Certificate of Service.

If you have any questions, please don't hesitate to contact me.

Sincerely,

A handwritten signature in blue ink, appearing to read "SRB", followed by a horizontal line.

Steven R. Blair
Deputy Attorney General

SRB/mn

Enclosures

Cc/encl: Mike Lees – DANR Minerals, Mining, & Superfund Program (via email only)
David McVey – Counsel, Brd. Of Minerals & Environment (via email only)

JUL 15 2025

STATE OF SOUTH DAKOTA
DEPARTMENT OF AGRICULTURE AND NATURAL RESOURCESDepartment of Agriculture
and Natural Resources

BOARD OF MINERALS & ENVIRONMENT

IN THE MATTER OF CLEAN NUCLEAR)	MOTION TO REQUEST SCHEDULING
ENERGY CORP. URANIUM)	CONFERENCE
EXPLORATION PERMIT APPLICATION)	

The Minerals, Mining, and Superfund Program of the Department of Agriculture and Natural Resources (Department), through the undersigned counsel of record, hereby requests that the Board's Hearing Chair set a scheduling conference in the above captioned matter.

August 20th and 21st have been set aside as tentative dates for the Board to hold a contested hearing in this matter. Department staff reserved a meeting room in Pierre, South Dakota, as the tentative location of any contested hearing. The above dates have been called into question by the number of parties involved, and outstanding questions concerning length of time needed for the hearing, location of the hearing, and any need for prehearing discovery or motions practice.

The Department requests, pursuant to ARSD § 74:09:01:10, that a scheduling conference be set in this matter to address the issues raised above, and to ultimately issue a scheduling and procedural order to govern future proceedings in this file.

Dated this 14th day of July, 2025.



Steven R. Blair
Deputy Attorney General
P.O. Box 70
Rapid City, South Dakota 57702
Telephone: (605) 394-2258
steven.blair@state.sd.us
*Counsel for Department of Agriculture
and Natural Resources – Minerals, Mining, &
Superfund Program*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the original of the Department of Agriculture & Natural Resources' MOTION TO REQUEST SCHEDULING CONFERENCE was submitted electronically, and via interoffice mail upon the following to be filed in the above captioned matter:

Brenda Binegar
Dept. of Agr. & Nat. Resources
523 East Capitol Avenue
Pierre, SD 57501
brenda.binegar@state.sd.us
Secretary, Board of Minerals & Environment

Further, a true and correct copy of the above referenced document(s) was served by United States Mail, First Class, Postage Prepaid, upon:

Matt Naasz
Gunderson, Palmer, Nelson, &
Ashemore, LLP
506 6th Street
Rapid City, SD 57701
*Counsel for Applicant – Clean
Nuclear Energy Corp.*

Bob Morris
704 7th Avenue, Suite 2
PO Box 370
Belle Fourche, SD 57717
*Hearing Chair – Brd. of Min.
& Env.*

Kristen Craven
Attorney General – Cheyenne
River Sioux Tribe
PO Box 590
Eagle Butte, SD 57625
*Counsel for Intervenor –
Cheyenne River Sioux Tribe*

Cheryl Angel
1212 Columbus Street
Rapid City, SD 57701
Intervenor

Ailine Maea
715 Haines Avenue
Apartment 3
Rapid City, SD 57701
Intervenor

Chase Iron Eyes
PO Box 393
Pine Ridge, SD 57770
*Counsel for Intervenor – Great
Plains Tribal Water Alliance*

Elizabeth Lone Eagle
c/o Tatanka Itancan Lone
Eagle
202 Bald Eagle Lane
Rapid City, SD 57701
Intervenor

Darlene Hawk Wing
PO Box 25
Wounded Knee, SD 57794
Intervenor

Michelle Tyon
PO Box 1838
Pine Ridge, SD 57770
Intervenor

Thomas O'Connor
4601 Mohawk Street
Lincoln, NE 68510
Intervenor

Beverly Larson
PO Box 82
Wounded Knee, SD 57794
Intervenor

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

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

Ruddell Bear Shirt
PO Box 88
Wounded Knee, SD 57794
Intervenor

Bruce Ellison
PO Box 2508
Rapid City, SD 57709
Intervenor

Robert Bordeaux
740 University Street
Apartment 3
Spearfish, SD 57783
Intervenor

Mashanaposhe Camp
PO Box 339
Porcupine, SD 57772
Intervenor

Lilias Jones Jarding
PO Box 591
Rapid City, SD 57709
Intervenor

Denise Giago
221 East Jackson Street
Rapid City, SD 57701
Intervenor

Taylor Gunhammer
221 East Jackson Street
Rapid City, SD 57701
Intervenor

Jean Roach
3711 Ivy Avenue
Rapid City, SD 57701
Intervenor

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

Helen Red Feather
PO Box 173
Wounded Knee, SD 57794
Intervenor

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

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

Seth Eagle Bear Jr.
PO Box 44
Wounded Knee, SD 57794
Intervenor

Sanders Schaller
322 4th Street
Smithwick, SD 57782
Intervenor

Sarah Peterson
510 Jennings
Hot Springs, SD 57747
Intervenor

Julie Plachta
PO Box 635
Hot Springs, SD 57747
Intervenor

Susan McPhail Pang
28017 Cascade Road
Hot Springs, SD 57747
Intervenor

Jeremiah Davis
130 East Centennial
Street
Rapid City, SD 57701
Intervenor

Marla Cooley
145 South Garden Street
Hot Springs, SD 57747
Intervenor

Michael Melius
Black Hills Group Sierra Club
PO Box 1624
Rapid City, SD 57709
Intervenor

Reno L. Red Cloud
PO Box 4052
Pine Ridge, SD 57770
Intervenor

Steven Gunn
Oglala Sioux Tribe Legal
Department
PO Box 1204
Pine Ridge, SD 57770
*Counsel for Intervenor – Oglala
Sioux Tribe*

Brenda Gamache
2337 Wilson Avenue
Hot Springs, SD 57747
Intervenor

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

Dated this 14th day of July, 2025.



Steven R. Blair
Deputy Attorney General