

June 13, 2003

MEMORANDUM FOR: John F. Cordes, Director  
Office of Commission Appellate Adjudication  
FROM: Annette L. Vietti-Cook, Secretary /RA/  
SUBJECT: STAFF REQUIREMENTS - AFFIRMATION SESSION, 8:25 A.M., FRIDAY, JUNE 13, 2003, COMMISSIONERS'  
CONFERENCE ROOM, ONE WHITE FLINT NORTH, ROCKVILLE, MARYLAND (OPEN TO PUBLIC ATTENDANCE)

I. SECY-03-0084 - Sequoyah Fuels Corp. (Gore, Oklahoma Site); Presiding Officer's Certified Questions

The Commission<sup>(1)</sup> approved a Memorandum and Order involving the application of Sequoyah Fuels Corporation (SFC) for a material license amendment to possess byproduct material at its site near Gore, Oklahoma. The Memorandum and Order accepts the Presiding Officer's certified questions and sets a schedule for filing briefs.

(Subsequently, on June 13, 2003, the Secretary signed the Memorandum and Order.)

cc: Chairman Diaz  
Commissioner Dicus  
Commissioner McGaffigan  
Commissioner Merrifield  
EDO  
OGC  
CFO  
OCA  
OIG  
OPA  
Office Directors, Regions, ACRS, ACNW, ASLBP (via E-Mail)  
PDR

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1. Section 201 of the Energy Reorganization Act, 42 U.S.C. Section 5841, provides that action of the Commission shall be determined by a "majority vote of the members present." Commissioner Dicus was not present when this item was affirmed. Accordingly the formal vote of the Commission was 3-0 in favor of the decision. Commissioner Dicus, however, had previously indicated that she would approve this paper and had she been present she would have affirmed her prior vote.