

May 14, 2001

John H. Ellis, President
Sequoyah Fuels Corporation
P.O. Box 610
Gore, Oklahoma 74435

SUBJECT: PUBLIC DISCLOSURE DETERMINATION

I am responding to your letter and affidavit dated April 10, 2001, requesting that financial statements for Sequoyah Fuels International Corporation (SFIC) and Sequoyah Holding Corporation (SHC) be withheld from public disclosure pursuant to 10 CFR 2.790(a)(4) of the Commission's regulations.

We have reviewed your application and all the supporting information in accordance with the requirements of 10 CFR 2.790 and have concluded that you have not provided sufficient justification for us to determine that the information sought to be withheld from public disclosure contains trade secret, proprietary, or confidential commercial or financial information.

Pursuant to 10 CFR 2.790(b)(1)(i), the affidavit accompanying the application must identify the document or part sought to be withheld. Your affidavit identified the documents only in general as "the enclosed financial statements of Sequoyah Fuels International Corporation and Sequoyah Holding Corporation." The affidavit did not identify the documents with sufficient specificity, such as the full title of each document, to meet this requirement.

Pursuant to 10 CFR 2.790(b)(1)(ii), the affidavit accompanying the application must contain "a full statement of the reasons on the basis of which it is claimed that the information should be withheld from public disclosure." Your affidavit claimed that disclosure of detailed financial information would cause substantial harm to the owner, but did not provide a full statement of the reasons on the basis of which the claim was made.

Accordingly, we have concluded that the information sought to be withheld from public disclosure does not meet the requirements of 10 CFR 2.790. Therefore, your request to withhold the documents entitled 1) Sequoyah Fuels International Corporation Report and Consolidated Financial Statements, December 31, 2000 and 1999, and 2) Sequoyah Holding Corporation Report and Consolidated Financial Statements, December 31, 2000 and 1999 from public disclosure is denied.

Within thirty (30) days from the date of this letter, the subject documents will be made available at the NRC web site, <http://www.nrc.gov>. If, within thirty (30) days of the date of this letter, you request withdrawal of the documents in accordance with 10 CFR 2.790(c), the documents will not be made available at the web site and will be returned to you. If, within thirty (30) days of the date of this letter, additional information is provided, your request will be considered in light of applicable statutes and regulations and a determination made whether the documents will be withheld from public disclosure.

Sincerely,

/RA/ R Nelson for

Larry W. Camper, Chief
Decommissioning Branch
Office of Nuclear Material Safety
and Safeguards

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