



OFFICE OF THE
SECRETARY

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

IN RESPONSE, PLEASE
REFER TO: M870923

September 30, 1987

MEMORANDUM FOR: William C. Parler, General Counsel
FROM: ⁽¹⁻¹²⁻⁸⁷⁾ Samuel J. Chilk, Secretary
SUBJECT: STAFF REQUIREMENTS - AFFIRMATION/DISCUSSION
AND VOTE, 2:00 P.M., WEDNESDAY, SEPTEMBER 23,
1987, COMMISSIONERS' CONFERENCE ROOM, D.C.
OFFICE (OPEN TO PUBLIC ATTENDANCE)

I. SECY-87-228 - Request for Hearing by Atlas Corporation on
Denial of Its Application to Renew Its Source Materials
License

The Commission, by a 5-0* vote, approved an order responding to an August 27, 1987, request by Atlas Mineral Division of the Atlas Corporation for a formal hearing before a three person Licensing Board Panel. Atlas requested the hearing in response to a July 31, 1987, Order of the Region IV Regional Administrator requiring Atlas to prepare for decommissioning and reclamation activities at its uranium milling facilities at Moab, Utah.

The order grants an informal hearing and directs the Chairman of the Atomic Safety and Licensing Board Panel to designate a single member of the Panel to act as the President Officer.

(Subsequently, on September 23, 1987, the Secretary signed the Order.)

cc: Chairman Zech
Commissioner Roberts
Commissioner Bernthal
Commissioner Carr
Commissioner Rogers
EDO
GPA
✓ PDR - Advance
✓ DCS - 016 Phillips

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

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