

February 23, 2004

The Honorable Joe Barton, Chairman
Subcommittee on Energy and Air Quality
Committee on Energy and Commerce
United States House of Representatives
Washington, D.C. 20515

RE: **State of Oklahoma v. NRC**, No. 04-9503 (10th Cir., filed Jan. 8, 2004)

Dear Chairman:

This lawsuit challenges a Commission adjudicatory decision (CLI-03-15) approving the reclassification of waste at the Sequoyah Fuels Corporation site in Gore, Oklahoma. The Commission viewed the waste as properly classified as 11e(2) byproduct material. Petitioner, the State of Oklahoma, believes otherwise and has filed this suit.

The NRC's brief is due on April 24.

Sincerely,

/RA/

John F. Cordes, Jr.
Solicitor

cc: Representative Rick Boucher

February 23, 2004

The Honorable David L. Hobson, Chairman
Subcommittee on Energy and Water Development
Committee on Appropriations
United States House of Representatives
Washington, DC 20515

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John F. Cordes, Jr.
Solicitor

cc: Representative Peter J. Visclosky

February 23, 2004

The Honorable Pete Domenici, Chairman
Subcommittee on Energy and Water Development
Committee on Appropriations
United States Senate
Washington, DC 20510

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John F. Cordes, Jr.
Solicitor

cc: Senator Harry Reid

February 23, 2004

The Honorable George V. Voinovich, Chairman
Subcommittee on Clean Air, Climate Change, and Nuclear Safety
Committee on Environment and Public Works
United States Senate
Washington, DC 20510

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cc: Representative Thomas R. Carper

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Committee on Energy and Commerce
United States House of Representatives
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cc: Representative John Dingell

February 23, 2004

The Honorable James M. Inhofe, Chairman
Committee on Environment and Public Works
Unites States Senate
Washington, DC 20510

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John F. Cordes, Jr.
Solicitor

cc: Senator James M. Jeffords