



UNITED STATES
NUCLEAR REGULATORY COMMISSION

WASHINGTON, D.C. 20555-0001

RAS 7439

March 10, 2004

DOCKETED
USNRC

SECRETARY

March 11, 2004 (8:57AM)

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

Sarah E. Penn, Esq.
Office of the Attorney General
4545 N. Lincoln Blvd., Suite 260
Oklahoma City, Oklahoma 73105-3498

SERVED March 11, 2004

RE: Petition to Intervene and Request for Hearing, dated February 6, 2004.

Dear Ms. Penn:

This letter responds to your Petition of February 6, 2004, seeking to intervene in a proceeding related to an Application to Amend License to Approve Raffinate Sludge Dewatering Project, submitted by Sequoyah Fuels Corporation for its Gore, Oklahoma facility. The NRC Staff is still reviewing the Application and has not yet docketed it. Accordingly, there is not yet a proceeding in which you can seek to intervene. In addition, in its response to your Petition, the NRC Staff has advised that it intends to publish a Federal Register Notice announcing the proceeding and offering an opportunity for a hearing, meaning that your petition is premature. Therefore, pursuant to 10 C.F.R. §2.772(k), I am returning your Petition at this time. You may file another petition to intervene and request for hearing once the opportunity for a hearing is published in the appropriate Federal Register Notice.

Sincerely,

Annette Vietti-Cook

cc: Service List (without enclosure)

Template = SECY-040

SECY-02

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
)
SEQUOYAH FUELS CORP.) Docket No. 40-8027
GORE, OKLAHOMA)
)
(Materials License Amendment))

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LETTER FROM ANNETTE VIETTI-COOK TO SARAH E. PENN RETURNING THE STATE OF OKLAHOMA'S PETITION TO INTERVENE AND REQUEST FOR HEARING have been served upon the following persons by U.S. mail, first class, or through NRC internal distribution.

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Washington, DC 20555-0001

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Administrative Judge
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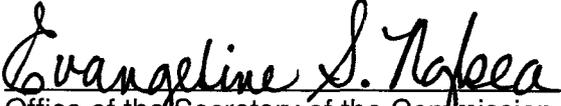
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Docket No. 40-8027
LETTER FROM ANNETTE VIETTI-COOK TO
SARAH E. PENN RETURNING THE STATE OF
OKLAHOMA'S PETITION TO INTERVENE AND
REQUEST FOR HEARING


Office of the Secretary of the Commission

Dated at Rockville, Maryland,
this 11th day of March 2004