



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D.C. 20555-0001

May 9, 2005

SECRETARY

**RAS 9939**

**DOCKETED 05/09/05**  
**SERVED 05/09/05**

MEMORANDUM TO: Presiding Officer, Special Assistant and Parties  
Nuclear Fuel Services  
Docket Nos. 70-143-MLA, 70-143-MLA-2 and  
70-143-MLA-3

SUBJECT: INITIAL DECISION UPHOLDING ISSUANCE OF  
LICENSE AMENDMENTS, DATED MARCH 28, 2005  
(LBP-05-08)

This is to inform you that the time provided by NRC regulation within which the Commission may act to review the decision of the Presiding Officer (LBP-05-08) in this docket has expired. The Commission has declined review of this decision. Accordingly, the decision became final agency action on April 27, 2005.

**/RA/**

Andrew L. Bates  
Acting Secretary

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of )  
 )  
NUCLEAR FUEL SERVICES, INC. ) Docket Nos. 70-143-MLA  
 ) 70-143-MLA-2  
 ) 70-143-MLA-3  
(Erwin, Tennessee) )

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing SECY MEMORANDUM TO PRESIDING OFFICER, SPECIAL ASSISTANT AND PARTIES RE LBP-05-08 have been served upon the following persons by U.S. mail, first class, or through NRC internal distribution.

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Docket Nos. 70-143-MLA  
70-143-MLA-2  
70-143-MLA-3

SECY MEMORANDUM TO PRESIDING OFFICER,  
SPECIAL ASSISTANT AND PARTIES RE LBP-05-08

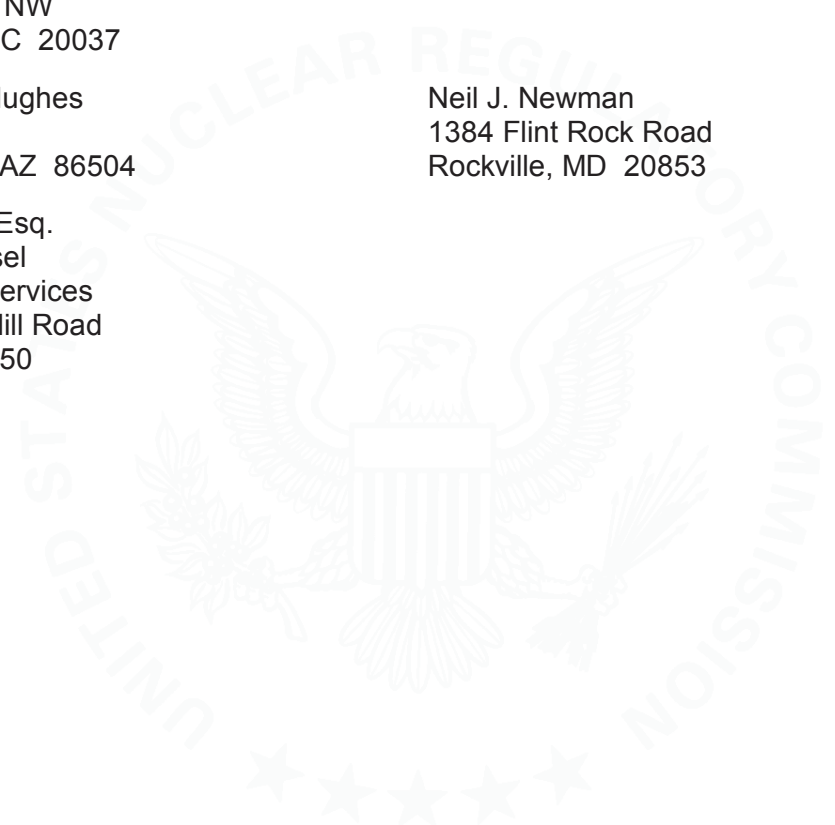
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[Original signed by Evangeline S. Ngbea]

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Office of the Secretary of the Commission

Dated at Rockville, Maryland,  
this 9<sup>th</sup> day of May 2005