

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



SECRETARY

December 2, 2010

MEMORANDUM TO: Board and Parties
Babcock & Wilcox Nuclear Operating Group, Inc.
Docket No. 70-27-EA

SUBJECT: MEMORANDUM AND ORDER, DATED OCTOBER 12, 2010,
APPROVING PROPOSED SETTLEMENT AGREEMENT AND
DISMISSING PROCEEDING (LBP-10-18)

This is to inform you that the time provided by NRC regulation within which the Commission may act to review the decision of the Atomic Safety and Licensing Board (LBP-10-18) in this docket has expired. The Commission has declined any review of this decision. Accordingly, the decision became final agency action on November 22, 2010.

/RA/

Annette L. Vietti-Cook

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of	)	
	)	
BABCOCK & WILCOX NUCLEAR	)	DOCKET NO. 70-27-EA
OPERATIONS GROUP, INC.	)	
(Lynchburg, VA Facility)	)	
	)	

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **MEMORANDUM FROM THE SECRETARY TO THE BOARD AND PARTIES**, dated December 2, 2010, have been served upon the following persons by Electronic Information Exchange.

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BABCOCK & WILCOX NUCLEAR OPERATIONS GROUP, INC. – 70-27-EA
MEMORANDUM FROM THE SECRETARY TO THE BOARD AND PARTIES

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[Original signed by Linda D. Lewis]
Office of the Secretary of the Commission

Dated at Rockville, Maryland
this 2nd day of December 2010