

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

April 5, 2011



SECRETARY

MEMORANDUM TO: Board and Parties
Mattingly Testing Services, Inc..
Docket No. 30-20836-EA

SUBJECT: MEMORANDUM AND ORDER, DATED FEBRUARY 22, 2011,
APPROVING PROPOSED SETTLEMENT AND DISMISSING
PROCEEDING (LBP-11-03)

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-11-03) in this docket has expired. The Commission has declined any review of this decision. Accordingly, the decision became final agency action on April 4, 2011.

/RA/

Annette L. Vietti-Cook

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
)
MARK M. FICEK, AND) DOCKET NO. 30-20836-EA
MATTINGLY TESTING SERVICES, INC.)
(Molt and Billings, MT))
)

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **MEMORANDUM FROM THE SECRETARY TO THE BOARD AND PARTIES**, dated April 5, 2011, have been served upon the following persons by Electronic Information Exchange.

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MARK M. FICEK AND MATTINGLY TESTING SERVICES, INC. – Docket No. 30-20836-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 5th day of April 2011