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HARMON, CURRAN, GALLAGHER & SPIELBERG

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September 28, 1993

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Ben B. Hayes, Director
 Office of Investigations
 U.S. Nuclear Regulatory Commission
 11555 Rockville Pike
 Rockville, MD 20850

Dear Mr. Hayes:

I am enclosing a report prepared by Native Americans for a Clean Environment ("NACE"), regarding NACE's investigation of the November 17, 1992, accident at the Sequoyah Fuels Corporation's ("SFC's") uranium processing facility in Gore, Oklahoma: Silent Sirens: Report of Native Americans for a Clean Environment's Investigation into the Ineffectiveness of Emergency Planning and Federal Oversight to Prevent or Protect the Public from the November 17, 1992, Accident at the Sequoyah Fuels Corporation Uranium Processing Facility in Gore, Oklahoma (September 28, 1993). The report documents the many areas in which SFC failed to prevent or respond adequately to the accident, which resulted in the release of a toxic nitrogen dioxide plume which left the site and contaminated offsite individuals. It also raises numerous questions about the integrity of SFC's actions in responding to the accident, and in fulfilling commitments which were made to the NRC, the Congress, and the public following a previous serious accident in 1986. Thus, NACE seeks an inquiry by your office into these matters.

As discussed in the attached letter to the Inspectors General of the NRC, NACE is also requesting an independent investigation of the NRC's failure to take adequate regulatory actions, either to (1) enforce measures which could have prevented the accident, (2) adequately investigate and take enforcement action regarding the accident after it occurred, or (3) ensure that SFC actually had met commitments to improve safety that were made in the wake of the 1986 accident. As discussed in the attached letter to the Environmental Protection Agency, NACE also seeks an inquiry into the EPA's failure to provide prompt or effective technical assistance for the assessment of health effects following the accident.

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 PDR COMMS NRCC
 CORRESPONDENCE PDR

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Sincerely,



Diane Curran
Counsel to NACE

cc: David C. Williams
NRC Inspector General
John C. Martin
EPA Inspector General
Maurice Axelrad
Counsel to SFC
James M. Taylor, NRC EDO
Hon. Mike Synar