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April 7, 1994

Secretary of the Commission
ATTN: Chief, Docketing and Services Section
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

RE: Sequoyah Fuels Corporation and General Atomics (Gore,
Oklahoma Site), Docket No. 40-8027-EA, LBP-94-5, Slip
Op. (February 24, 1994), and LBP-94-8, Slip Op.
(March 22, 1994)

Dear Sir:

Enclosed for filing pursuant to 10 CFR § 2.714a are originals, two copies, and duplicate originals of "Sequoyah Fuels Corporation's Notice of Appeal of LBP-94-5 and LBP-94-8" and accompanying "Brief On Appeal of LBP-94-5 and LBP-94-8." Please date-stamp the duplicate originals and return them to me in the enclosed self-addressed envelope.

Very truly yours,



Maurice Axelrad

/tg

Enclosures: As Stated

cc: Service List

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C PDR

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE COMMISSION

_____)	
In the Matter of)	Docket No. 40-8027-EA
SEQUOYAH FUELS CORPORATION)	(Decontamination and
and GENERAL ATOMICS)	Decommissioning Funding)
(Gore, Oklahoma Site))	April 7, 1994
_____)	

SEQUOYAH FUELS CORPORATION'S
NOTICE OF APPEAL OF LBP-94-5 AND LBP-94-8

Pursuant to 10 CFR §§ 2.714a(a) and (c), Sequoyah Fuels Corporation ("SFC") hereby files its Notice of Appeal of the Atomic Safety and Licensing Board's ("Licensing Board") rulings in the Memorandum and Order (Granting Intervention Motion; Referring Ruling to the Commission) dated February 24, 1994 ("LBP-94-5") and the Memorandum and Order (Supplemental Petition to Intervene) dated March 22, 1994 ("LBP-94-8").^{1/}

In LBP-94-5, the Licensing Board granted Native Americans for a Clean Environment ("NACE") standing to intervene in this enforcement proceeding. In LBP-94-8, the Licensing Board admitted the two contentions proffered by NACE in its February 8, 1994 supplemental intervention petition. LBP-94-8 therefore constitutes the Licensing Board's final ruling on NACE's petition and triggers SFC's right of appeal under 10 CFR §§ 2.714a(a) and (c).

^{1/} LBP-94-8 was served upon SFC by regular mail on March 23, 1994.

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SFC appeals the Licensing Board's rulings in LBP-94-5 and LBP-94-8 because the NACE petition should have been wholly denied.^{2/} In support of this Notice of Appeal, SFC is concurrently submitting its "Brief On Appeal of LBP-94-5 and LBP-94-8."

Respectfully submitted,



Maurice Axelrad
John E. Matthews

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ATTORNEYS FOR
SEQUOYAH FUELS CORPORATION

April 7, 1994

^{2/} The Licensing Board's ruling in Section II.A of LBP-94-5 was referred to the Commission pursuant to 10 CFR § 2.730(f), and review by the Commission is pending under the standards provided in 10 CFR § 2.786(g). Notwithstanding this fact, SFC's Notice of Appeal includes appeal of the ruling in Section II.A of LBP-94-5 because reversal of this ruling would result in the petition for intervention being wholly denied.