



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

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USNRC

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OFFICE OF SECRETARY  
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Charles L. Woody, Esquire  
Spilman, Thomas & Battle  
P.O. Box 273  
Charleston, WV 25321-0273

In the Matter of  
Hartsell S. Phillips  
Enforcement Action IA 94-001

Dear Mr. Woody:

This is to confirm our telephone conversation of yesterday, concerning the "Request for Hearing and Answer of Hartsell D. Phillips," which you filed on March 30, 1994, in response to the "Order Prohibiting Involvement in NRC-Licensed Activities (Effective Immediately)" of March 10, 1994, 59 Fed. Reg. 13346.

In our conversation, I noted that your filing does not specifically include a motion to set aside the immediate effectiveness of the Order. You confirmed that you do not now seek this relief and you understand that you may be barred from doing so later under NRC procedures. Based on our conversation, I indicated that the Staff would not file a response to your filing within five days of its receipt, as we would have been required to do if you had sought this relief.

Please do not hesitate to contact me if you have any questions concerning this matter.

Sincerely,

Sherwin E. Turk  
Counsel for NRC Staff

cc: Emile L. Julian, Esq.  
Office of the Secretary

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