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M-45

Project No. M-45

MEMORANDUM FOR: Anthony T. Gody, Chief
Policy Development and
Technical Support Branch
Policy Development and Analysis Staff
Office of Nuclear Reactor Regulation

FROM: Charles J. Haughney, Chief
Fuel Cycle Safety Branch
Division of Industrial and
Medical Nuclear Safety
Office of Nuclear Material Safety
and Safeguards

SUBJECT: ANTITRUST REVIEW - LOUISIANA ENERGY SERVICES

The recently enacted Solar, Wind, Waste, and Geothermal Power Production Incentives Act of 1990 amended the Atomic Energy Act, in part to delete uranium enrichment from the definition of a production facility. This will result in the application for the proposed Louisiana Energy Services (LES) uranium enrichment plant being reviewed pursuant to 10 CFR Parts 40 and 70, rather than Part 50. Bill Lambe of your Branch has been conducting an antitrust review of the LES project pursuant to the requirements of Section 50.33a. Subject to the issuance of conforming amendments to the regulations, this requirement on LES no longer exists, and an antitrust review is unnecessary.

Original Signed by

Charles J. Haughney, Chief
Fuel Cycle Safety Branch
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[PL/ANTITRUST MEMO]

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