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OFFICE OF THE SECRETARY

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

September 13, 1988

DOCKETED USNRC

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Mr. David Poch Counsel to Energy Probe c/o Energy Probe 100 College Street Toronto, Canada M5G 1L5

SERVED SEP 13 1988

Mr. Donald L. Schlemmer Western Reserve Alliance 1616 P Street, N.W. Suite 160 Washington, D.C. 20036

RE: Docket No. 50-440/441 (2.206)

Dear Messrs. Poch and Schlemmer:

This is to inform you that the time provided by NRC regulation within which the Commission may act to review the Director's Decision (DD-88-13) in this docket has expired. The Commission has declined any review. Accordingly, the decision became final agency action on September 8, 1988.

Sincerely,

Handwritten signature of Samuel J. Chilk and typed name: Samuel J. Chilk Secretary of the Commission

cc: Service List

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