

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

Paul S. Ryerson, Chairman
E. Roy Hawkens
Dr. Sue H. Abreu

In the Matter of

TENNESSEE VALLEY AUTHORITY

(Enforcement Action)

Docket Nos. EA-20-006 and EA-20-007

ASLBP No. 21-969-01-EA-BD01

November 10, 2021

ORDER

(Granting Joint Motion for Termination)

Before the Board is the parties' joint motion to terminate this enforcement proceeding.¹

On November 8, 2021, after the Board's Memorandum and Order of November 3, 2021 granting summary disposition in part,² the NRC Staff rescinded entirely the Notice of Violation³ and civil monetary penalty Order⁴ that it had issued to the Tennessee Valley Authority.⁵

¹ Joint Motion for Termination of Enforcement Proceeding (Nov. 8, 2021).

² LBP-21-06, 94 NRC __, __ (slip op. at 1) (Nov. 3, 2021).

³ Notice of Violation and Proposed Imposition of Civil Penalty to TVA, NRC Office of Investigations (EA-20-006 & EA-20-007) (Aug. 24, 2020) (ADAMS Accession No. ML20232B803).

⁴ In the Matter of Tennessee Valley Authority, Chattanooga, TN, 85 Fed. Reg. 70,203 (Nov 4, 2020); TVA Order Imposing Civil Monetary Penalty (Oct. 29, 2020) (ADAMS Accession No. ML20297A544).

⁵ Letter from Mark Lombard, NRC, to Jim Barstow, TVA (Nov. 8, 2021) (ADAMS Accession No. ML21312A380).

Because there is no longer a live controversy, the parties' joint motion is granted, and this proceeding is terminated.

It is so ORDERED.

THE ATOMIC SAFETY
AND LICENSING BOARD

/RA/

Paul S. Ryerson, Chairman
ADMINISTRATIVE JUDGE

/RA/

E. Roy Hawkens
ADMINISTRATIVE JUDGE

/RA/

Dr. Sue H. Abreu
ADMINISTRATIVE JUDGE

Rockville, Maryland
November 10, 2021

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
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TENNESSEE VALLEY AUTHORITY) Docket Nos. EA-20-006 and 20-007-EA
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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **ORDER (Granting Joint Motion for Termination) (LBP-21-07)** have been served upon the following persons by Electronic Information Exchange.

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TENNESSEE VALLEY AUTHORITY
Docket Nos. EA-20-006 and 20-007-EA
ORDER (Granting Joint Motion for Termination) (LBP-21-07)

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Dated at Rockville, Maryland,
this 10th day of November 2021.

Office of the Secretary of the Commission