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Before the  
UNITED STATES NUCLEAR REGULATORY COMMISSION  
Washington, DC. 20555

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In the Matter of

LOS ALAMOS NATIONAL LABORATORY

(Export of MOX Fuel to Canada)

Docket No. 11004909

License No. XSNM 02943

ORDER

On July 11, 1996, the Department of Energy (DOE) and Los Alamos National laboratory (Los Alamos) filed an application for a license to export plutonium-uranium dioxide fuel pellets for testing in the NRU research reactor at Chalk River, Ontario, Canada. On October 3, 1996, the Nuclear Control Institute, the National Resources Defense Council, Inc., and Greenpeace petitioned the Commission for leave to intervene as parties in opposition to the export application of DOE and Los Alamos and requested a public hearing on the application. By letter dated November 5, 1996, DOE's counsel informed the Commission that DOE and Los Alamos were withdrawing their license application but reserved the right to renew the application in the future. Since

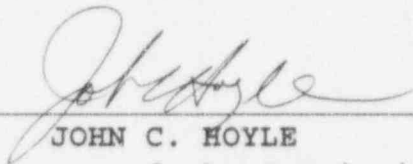
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the license application that is the subject of the October 3, 1996 intervention and hearing petition has now been withdrawn, there will be no further Commission action on the petition.

It is so ORDERED.

For the Commission

A handwritten signature in cursive script, appearing to read "John C. Hoyle", is written over a horizontal line.

JOHN C. HOYLE  
Secretary of the Commission

Dated at Rockville, Maryland,  
this 21<sup>st</sup> day of November 1996.

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

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LOS ALAMOS NATIONAL LABORATORY

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License No. SXNM 02943)

Docket No.(s) 11004909

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing COMMISSION ORDER RE WITHDRAWAL have been served upon the following persons by U.S. mail, first class, except as otherwise noted and in accordance with the requirements of 10 CFR Sec. 2.712.

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Washington, DC 20555


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Barbara A. Finamore, Esq.  
Greenpeace and  
Natural Resources Defense Council, Inc.  
1200 New York Ave., NW, Suite 400  
Washington, DC 20005

Dated at Rockville, Md. this  
22 day of November 1996

  
Office of the Secretary of the Commission