

September 11, 1984

Note to: Harold R. Denton, Director  
Office of Nuclear Reactor Regulation

From: James P. Murray  
Acting Executive Legal Director

SUBJECT: ZIMMER OL APPLICATION

On August 29, 1984 the Atomic Safety and Licensing Board for the Zimmer OL proceeding issued a Memorandum and Order on the Applicant's Motion to Withdraw Application. The Applicant, prior to this order, had filed certain information with the Board indicating that the fuel had been shipped off-site and modifications had been made to the nuclear steam supply system rendering it incapable of using special nuclear material. The Staff had verified Applicant's response.

The Board conditioned its authorization to withdraw the application on implementation of the site restoration plan, which is to be verified by the Staff by February 28, 1985. Once that has been accomplished, the Staff should give consideration to cancellation of the construction permit.

Irrespective of the Applicant's willingness and Staff consent to withdrawal of the application with prejudice, the Board indicated that such a condition to the authorization to withdraw the application was unnecessary.

*Original signed by*  
*James P. Murray*

James P. Murray  
Acting Executive Legal Director

cc: R. C. DeYoung  
W. J. Dircks  
J. G. Keppler

8512300047 851203  
PDR FOIA  
BELL85-362 PDR

DISTRIBUTION:

MKarman  
SATreby  
ESChristenbury  
GHCunningham, III (chron)  
JGutierrez, Reg. I  
BJones, Reg. II  
BBerson, Reg. III  
WBrown, Reg. IV

O/C file  
Chron file  
CABarth  
OELD Rdg. file  
LKintner  
LShollenberger, Reg. V  
JMurray-chron

FC :OELD	:OELD	:ELD	:	:	:	:	:
AME :MKar	:EChristenbury	:GCunningham:	:	:	:	:	E/6
ATE :09/11/84	:09/11/84	:09/11/84	:	:	:	:	: