

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22

UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

JANUARY WALKER,

Plaintiff,

v.

CHRIS WRIGHT, Secretary of Energy, in his official capacity; UNITED STATES
DEPARTMENT OF ENERGY; PETE HEGSETH, Secretary of Defense, in his official
capacity; UNITED STATES DEPARTMENT OF DEFENSE; VALAR ATOMICS LLC;
ISAIAH TAYLOR, Chief Executive Officer, Valar Atomics LLC,

Defendants.

Civil Action No. _____

PLAINTIFF'S MOTION FOR EMERGENCY CONSIDERATION

Plaintiff January Walker respectfully moves this Court for emergency consideration
of her contemporaneously filed Motion for Temporary Restraining Order and
Preliminary Injunction pursuant to Federal Rule of Civil Procedure 65(b) and
DUCivR 65-1.

GROUND FOR EMERGENCY CONSIDERATION

23 1. The Ward 250 nuclear reactor is deployed at the Utah San Rafael Energy Lab in
24 Orangeville, Emery County, Utah in the Colorado River watershed serving 35
25 to 40 million people across seven states. It is targeting nuclear criticality on
26 July 4, 2026.

27 2. Fuel insertion is the true emergency threshold. Once TRISO fuel is inserted into
28 the Ward 250 reactor vessel a fueled nuclear reactor exists in the Colorado
29 River watershed. That physical condition cannot be reversed by any court
30 order. Fuel insertion is planned for this spring and is imminent.

31 3. The fuel insertion date has not been publicly disclosed by Valar Atomics or DOE.
32 Plaintiff has no means of determining how many days remain before that
33 threshold is crossed. Fuel insertion may occur within days of the date of this
34 filing.

35 4. The Ward 250 was deployed without an NRC construction permit, without an
36 NRC operating license, without an Environmental Impact Statement, without
37 ESA consultation, without Clean Water Act certification, without NHPA
38 consultation, and under safety standards secretly rewritten without public
39 notice or comment. Those violations are documented on the face of the
40 administrative record and in government documents submitted by the
41 Defendants themselves.

42 5. Plaintiff provided formal pre-litigation notice to Valar Atomics LLC and Isaiah
43 Taylor on April 3, 2026 with a same-day response deadline demanding halt of
44 all fuel insertion activities. No confirmation of halt was received. Plaintiff has
45 no basis to believe Defendants will voluntarily comply with the legal
46 requirements documented in this complaint before the fuel insertion
47 threshold is crossed.

48 6. Ordinary briefing schedules are incompatible with the timeline of this emergency.
49 If fuel insertion occurs before this Court has an opportunity to consider
50 Plaintiff's motion the first irreversible threshold will have been crossed and
51 no subsequent court order can reverse that physical fact regardless of the
52 merits of any subsequent legal proceeding.

53

54 **RELIEF REQUESTED**

55

56 Plaintiff respectfully requests that this Court:

57

58 A. Consider Plaintiff's Motion for Temporary Restraining Order immediately upon
59 filing and issue a temporary restraining order without notice pursuant to
60 Federal Rule of Civil Procedure 65(b)(1) if the Court determines that the
61 undisclosed fuel insertion date creates a risk that the emergency threshold
62 will be crossed before Defendants can be heard in opposition;

63 B. In the alternative, if the Court declines to issue the TRO without notice, order
64 Defendants to disclose the planned fuel insertion date within twenty-four
65 hours of service of this complaint and set an emergency hearing on Plaintiff's
66 Motion for Temporary Restraining Order within forty-eight hours thereafter;

67 C. Order expedited briefing on Plaintiff's Motion for Preliminary Injunction with
68 Defendants' opposition due within seven days of service and Plaintiff's reply
69 due within three days thereafter;

70 D. Order all Defendants to preserve all documents, records, communications, and
71 data relating to the Ward 250 deployment, the DOE Nuclear Reactor Pilot
72 Program authorization, the DOE categorical exclusion, the Ward 250
73 Preliminary Documented Safety Analysis, and all communications with the
74 State of Utah regarding Operation Gigawatt pending further order of this
75 Court.

76


77 **CERTIFICATION OF GOOD FAITH EFFORTS**

78

79 Pursuant to DUCivR 7-1(a)(1) Plaintiff certifies that she has made good faith efforts
80 to resolve this matter before filing. On April 3, 2026, Plaintiff provided formal pre-
81 litigation notice to Valar Atomics LLC and Isaiah Taylor by email to
82 isaiah@valaratomics.com, muhammad@valaratomics.com, mark@valaratomics.com,

83 and max@valaratomics.com pursuant to Federal Rule of Civil Procedure 65(b)
84 demanding halt of all fuel insertion activities with a same-day response deadline.
85 No confirmation of halt was received. On April 3, 2026, Plaintiff submitted a formal
86 nine-contradiction reconciliation demand to the DOE Office of Nuclear Energy. DOE
87 did not respond substantively. Plaintiff has exhausted good faith pre-filing efforts to
88 obtain voluntary compliance.

89
90 Respectfully submitted,

91
92 
93 _____ /s/

94 January Walker
95 Planetary Information Security Officer
96 Plaintiff Pro Se
97 Salt Lake City, Utah
98 <https://orcid.org/0009-0000-6843-2051>
99 April 7, 2026