

APPENDIX 6

SPECIALIZED PROCEDURES WHEN COMMISSION REVIEW TIME FOR ADJUDICATORY ACTIONS IS LIMITED

When Commission review time is limited by NRC rules in adjudicatory actions,¹ the following procedures are applied.

1. Prior to or concurrent with the submission of a SECY adjudicatory paper for the Commission's consideration, the originating office (usually the Office of Commission Appellate Adjudication (OCAA), but in some circumstances, the General Counsel (OGC)) may seek an extension of time for research, analysis and/or Commission review. SECY can grant requests for extensions via SECY order. OCAA (or OGC, as appropriate) will draft a SECY order extending the time for Commission review and will notify the Commission by circulating the draft order to the Commissioner Legal Assistants and SECY via e-mail. The Secretary will issue the order as circulated unless a majority of the Commission instructs otherwise. Except in extraordinary circumstances, notification should be made, and a draft order circulated, no later than 5 business days before the Commission decision is due.

Extensions of review time requested by a Commissioner after formulation of a majority position will be granted subject to the approval of a majority of the Commission.

2. The Secretary issues an order informing the appropriate Board and the parties of the extension of time for which the Commission extends its review in accordance with 10 CFR 2.341.

¹ In accordance with the requirements of 10 CFR Section 2.341, within 40 calendar days after the date of a decision of a presiding officer or within 40 calendar days after a petition for review of a decision of a presiding officer, which ever is greater, the Commission may review the decision or action on its own motion (*sua sponte*), unless the Commission in its discretion extends the time for its review.