

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

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AFFIRMATION SESSION

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PUBLIC MEETING

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Nuclear Regulatory Commission  
Commission Hearing Room  
11555 Rockville Pike  
Rockville, Maryland

Wednesday, January 10, 2001

The Commission met in open session, pursuant to notice, at 9:25 a.m.,

Richard A. Meserve, Chairman, presiding.

COMMISSIONERS PRESENT:

RICHARD A. MESERVE, Chairman  
GRETA J. DICUS, Member of the Commission  
NILS J. DIAZ, Member of the Commission  
EDWARD MCGAFFIGAN, JR., Member of the Commission  
JEFFREY S. MERRIFIELD, Member of the Commission

STAFF AND PRESENTERS SEATED AT THE COMMISSION TABLE:

ANNETTE L. VIETTI-COOK, Secretary  
KAREN D. CYR, General Counsel

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DISCLAIMER

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The transcript is intended solely for general information purposes. As provided by 10 CFR 9.103, it is not part of the formal or informal record of decision of the matters discussed. Expressions of opinion in this transcript do not necessarily reflect final determination or beliefs. No pleading or other paper may be filed with the Commission in any proceeding as the result of, or addressed to, any statement or argument contained herein, except as the Commission may authorize.

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[9:25 a.m.]

PROCEEDINGS

CHAIRMAN MESERVE: Good morning. Before we turn to the subject of this morning's hearing, we have an affirmation matter to deal with. Madam Secretary, could you proceed?

MS. VIETTI-COOK: The Commission is being asked to act on a Memorandum and Order responding to a request by the State of Utah for Commission Review of the Atomic Safety and Licensing Board's October 30, 2000 Order which denied admission of three late filed contentions concerning the staff's draft environmental impact statement. The Commission has voted to approve a Memorandum and Order which denies Utah's petition for interlocutory review of the Board's decision denying admission of the late filed contentions. Would you please affirm your votes?

COMMISSIONER MESERVE: Aye.

COMMISSIONER DICUS: Aye.

COMMISSIONER DIAZ: Aye.

COMMISSIONER MCGAFFIGAN: Aye.

COMMISSIONER MERRIFIELD: Aye.

MS. VIETTI-COOK: That's all I have.

CHAIRMAN MESERVE: Good. Thank you very much.

[9:30 a.m.]

## CERTIFICATE

This is to certify that the attached description of a meeting of the U.S. Nuclear Regulatory Commission entitled:

TITLE OF MEETING: Affirmation Session  
(PUBLIC MEETING)  
PLACE OF MEETING: Rockville, Maryland  
DATE OF MEETING: January 10, 2001

was held as herein appears, is a true and accurate record of the meeting, and that this is the original transcript thereof taken stenographically by me, thereafter reduced to typewriting by me or under the direction of the court reporting company.

Transcriber: DARLENE K. WRIGHT  
Reporter: (TAPE RECORDING)