

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

Thursday, June 21, 2001

The Commission met in open session, pursuant to notice, at 2:30 p.m.,  
Richard A. Meserve, Chairman, presiding.

COMMISSIONERS PRESENT:

RICHARD A. MESERVE, Chairman

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:

ANDREW L. BATES, Acting Secretary

KAREN D. CYR, General Counsel

## DISCLAIMER

This is an unofficial transcript of a meeting of the United States Nuclear Regulatory Commission on June 21, 2001 in the Commission's office at One White Flint North, Rockville, Maryland. The meeting was open to public attendance and observation. This transcript has not been reviewed, corrected or edited, and it may contain inaccuracies.

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.

[2:30 p.m.]

## P R O C E E D I N G S

CHAIRMAN MESERVE: Good afternoon. This is an affirmation session.

Mr. Acting Secretary, would you like to proceed?

MR. BATES: Mr. Chairman, Commissioners, we have one item this afternoon.

The Commission has prepared an Order and Memorandum responding to challenges raised by the Citizens Awareness Network related to the license transfers for the Indian Point 3 and the FitzPatrick nuclear power plants. The Commission has voted to approve the Memorandum and Order which rejects CAN's challenges and does not disturb the NRC staff's approval of the license transfers in this case. Can I have your vote?

COMMISSIONER MESERVE: Aye.

COMMISSIONER DIAZ: Aye.

COMMISSIONER MCGAFFIGAN: Aye.

COMMISSIONER MERRIFIELD: Aye.

MR. BATES: I will note for the record that Commissioner Dicus had voted to approve this and if she had been here she would have affirmed her vote. I also note one other thing for the record, that the Commission has directed that the Order be withheld from the public for three days to allow the Applicant to review it for any proprietary material that would be in it and that following that review we would release it to the public.

CHAIRMAN MESERVE: Very good. Do you have any other matters?

MR. BATES: That's it.

CHAIRMAN MESERVE: Very good. Thank you very much. We're adjourned.

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: June 21, 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)