

IN RESPONSE, PLEASE  
REFER TO: M030528A

May 28, 2003

MEMORANDUM FOR: John F. Cordes, Director  
Office of Commission Appellate Adjudication

FROM: Andrew L. Bates, Acting Secretary /RA/

SUBJECT: STAFF REQUIREMENTS - AFFIRMATION SESSION, 9:25 A.M.,  
WEDNESDAY, MAY 28, 2003, COMMISSIONERS'  
CONFERENCE ROOM, ONE WHITE FLINT NORTH,  
ROCKVILLE, MARYLAND (OPEN TO PUBLIC ATTENDANCE)

I. SECY-03-0077 - Private Fuel Storage (Independent Spent Fuel Storage Installation)  
Docket No. 72-22-ISFSI; Order Regarding Petition for Review

The Commission<sup>1</sup> approved a Memorandum and Order responding to referral to the Commission in a March 10, 2003 order by the Atomic Safety and Licensing Board of a Partial Initial Decision on air crash probability at the proposed Private Fuel Storage (PFS) spent fuel facility in Utah. The Memorandum and Order holds further Commission review of this matter in abeyance until the Board has completed its "consequences" review. The Commission will review all issues relating to air crash risk at that time and directs the Board to expedite its consequences review.

(Subsequently, on May 28, 2003, the Secretary signed the Memorandum and Order.)

cc: Chairman Diaz  
Commissioner Dicus  
Commissioner McGaffigan  
Commissioner Merrifield  
EDO  
OGC  
CFO  
OCAA  
OCA

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<sup>1</sup>Section 201 of the Energy Reorganization Act, 42 U.S.C. Section 5841, provides that action of the Commission shall be determined by a "majority vote of the members present." Chairman Diaz and Commissioners McGaffigan and Merrifield were present in the Conference Room. Commissioner Dicus participated in the meeting via speakerphone.

OIG

OPA

Office Directors, Regions, ACRS, ACNW, ASLBP (via E-Mail)

PDR