

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, January 8, 2004

The Commission met in open session, pursuant to notice, at 1:45 p.m.,  
Nils J. Diaz, Chairman, presiding.

COMMISSIONERS PRESENT:

NILS J. DIAZ, Chairman

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 of the Commission

JOSEPH R. GRAY, Office of the General Counsel

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[1:45 p.m.]

P R O C E E D I N G S

CHAIRMAN DIAZ: Good afternoon. Madame Secretary I believe we have an item that we have to affirm? Does anybody have any comments? Please proceed.

MS. VIETTI-COOK: The Commission is being asked to act on a Memorandum and Order responding to a petition from the State of Oklahoma for review of LBP-03-25 in which the Atomic Safety and Licensing Board denied Oklahoma's hearing request and terminated the proceeding. The Commission has voted to approve a Memorandum and Order affirming the Presiding Officer's decision in LBP-03-25 and denying Oklahoma's hearing request. Would you please affirm your votes?

CHAIRMAN DIAZ: Aye.

COMMISSIONER MCGAFFIGAN: Aye.

COMMISSIONER MERRIFIELD: Aye.

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

CHAIRMAN DIAZ: Are there any other items? If not, we're adjourned.

