

CHART 1

COMMISSION ADJUDICATORY DECISIONS, JANUARY - DECEMBER 2003					
Decision Number/Cite/ Date	Case Name	Type of Proceeding	Decision Being Challenged	Relief Sought	Commission Action
1) CLI-03-1 57 NRC 1 (1/23/03)	Pacific Gas and Electric (Diablo Canyon Power Plant Independent Spent Fuel Storage Installation)	ISFSI License -- Part 72 (adjudicated under Subpart K)	LBP-02-23, 56 NRC 413 (12/02/02)	Petitioners sought admission of particular environmental contentions. In LBP-02-23, the Licensing Board rejected environmental contentions involving sabotage and terrorism claims, but referred its rulings to the Commission.	The Commission accepted the referral of terrorism issues and affirmed LBP-02-23, declining to consider terrorism within the context of NEPA.
2) CLI-03-2 57 NRC 19 (2/14/03)	Pacific Gas and Electric Co. (Diablo Canyon Power Plant, Units 1 and 2)	Reactor License Transfer-- Part 50 (adjudicated under Subpart M)	None.	Petitioners sought intervention in license transfer proceeding.	The Commission found petitioners' technical and financial qualifications issues inadmissible; found that petitioners' antitrust issues lacked substantive merit; denied petitioners' requests for hearing; terminated proceeding; and instructed NRC staff not to include anti-trust conditions if it otherwise approves the PG&E transfer application.

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3) CLI-03-3, 57 NRC 239 (4/29/03)	Nuclear Fuel Services, Inc. (Erwin, Tennessee)	Materials License Amendment -- Part 70 (Subpart L)	None.	Petitioners sought to stop construction by Nuclear Fuels Services, Inc. of any buildings intended for use as part of the Blended Low-Enriched Uranium ("BLEU") project at NFS's Erwin, Tennessee site.	The Commission reviews and denies petitioners' request to enjoin construction of buildings by the licensee.
4) CLI-03-4 57 NRC 273 (05/16/03)	Pacific Gas & Elec. Co. (Diablo Canyon Power Plant Independent Spent Fuel Storage Installation)	ISFSI License-- Part 72 (Subpart K)	None.	Intervenor who filed rulemaking petition sought suspension of proceeding pending consideration of rulemaking petition.	The Commission denies request for suspension of proceeding pending consideration of rulemaking petition.
5) CLI-03-5, 57 NRC 279 (05/28/03)	Private Fuel Storage (ISFSI)	ISFSI License -- Part 72 (Subpart G)	LBP-03-4 57 NRC 69 (03/10/03)	Licensee and staff petitioned for review and reversal of Board's finding on air crash probability. Licensing Board referred its decision to Commission.	The Commission declines, for the time being, to review Board's air crash probability finding, given that Board will review air crash consequences.
6) CLI-03-6, 57 NRC 547 (06/13/03)	Sequoyah Fuels Corp. -- MLA-5 (Gore, Oklahoma Site)	Materials License Amendment -- Part 40 (Subpart L)	None.	State of Oklahoma sought to raise 11e.(2) issue in proceeding. Licensing Board certified to the Commission two questions regarding whether the decommissioning waste at the Gore site qualifies as byproduct material within the scope of section 11e(2) of AEA.	The Commission accepted the certified questions, ruled that state may raise the section 11e(2) issue in this proceeding, and set a briefing schedule. The Commission stated that it would itself resolve the 11e(2) issue.

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7) CLI-03-7 58 NRC 1 (07/02/03)	Connecticut Yankee Atomic Power Co. (Haddam Neck Plant)	License Termination Plan -- Part 50 (Subpart G)	None.	Intervenor petitions Commission to consider whether the rule-based decommissioning dose standard ensures that decommissioning activities are not "inimical" to children's health. Intervenor also requests Commission to direct Board to accept late-filed contention on residual radiation exposure to children (a challenge to decommissioning dose standard).	The Commission denies Intervenor's petition to reconsider the dose standard set out in section 20.1402, and directs the Board to reject late- filed Amended Contention.
8) CLI-03-8 58 NRC 11 (08/15/03)	Private Fuel Storage, LLC (ISFSI)	ISFSI License -- Part 72 (Subpart G)	LBP-03-8 (05/22/03) 57 NRC 293 (05/22/03)	State petitioned for review (under § 2.786) of Licensing Board Partial Initial Decision that ruled against state's seismic-related challenges to facility.	The Commission denies the state's petition for review, noting no "clear error" in the Board's findings.
9) CLI-03-9 58 NRC 39 (8/28/03)	Tennessee Valley Authority (Watts Bar Nuclear Plant, Unit 1; Sequoyah Nuclear Plant, Units 1 and 2; Browns Ferry Nuclear Plant, Units 1, 2, and 3)	Civil Penalty (Subpart G)	LBP-03-10 57 NRC 553 (06/26/03)	TVA petitioned for review (under § 2.786) of Licensing Board decision which found that TVA had discriminated against a whistleblower employee, but also reduced the civil monetary penalty assessed by the staff.	The Commission grants review of the Board's decision, and sets a briefing schedule.

Decision Number/Cite/ Date	Case Name	Type of Proceeding	Decision Being Challenged	Relief Sought	Commission Action
10) CLI-03-10, 58 NRC 127 (09/08/03)	Pacific Gas and Elec. Co. (Diablo Canyon Nuclear Power Plant, Units 1 and 2)	License Transfer -- Part 50 (Subpart M)	None.	San Luis Obispo County and California Public Utilities Commission request a stay of an NRC license transfer order; Licensee requests that adjudicatory proceeding be held in abeyance.	The Commission grants licensee's motion to hold the proceeding (including the stay request) in abeyance, in light of tentative bankruptcy settlement between licensee and CPUC, which if approved would render moot the license transfer controversy.
11) CLI-03-11, 58 NRC 130 (09/08/03)	Duke Energy Corp. (McGuire Nuclear Station, Units 1 and 2; Catawba Nuclear Station, Units 1 and 2)	Reactor License Renewal - - Part 50 (Subpart G)	None.	Commission seeks to expedite pending Board decision on admissibility of intervenor contentions.	The Commission directs the Licensing Board to inform the Commission when it expects to issue a decision on the remaining contentions in this proceeding and to explain why the proceeding has been delayed.
12) CLI-03-12, 58 NRC 185 (10/15/03)	Pacific Gas and Elec. (Diablo Canyon Power Plant Independent Spent Fuel Storage Installation)	ISFSI License -- Part 72 (Subpart K)	LBP-02-23 (12/02/02); LBP-03-11 (08/05/03)	Intervenors petitioned for Commission review (under § 2.786) of two Licensing Board decisions which rejected challenges to a PG&E application to construct and operate an ISFSI in San Luis Obispo, CA.	The Commission denies the petition for review.
13) CLI-03-13, 58 NRC 195 (10/23/03)	Fansteel, Inc. (Muskogee, Oklahoma)	License Transfer -- Part 40 (Subpart M)	None.	State of Oklahoma seeks hearing on license transfer application.	The Commission denies request for hearing for failure to raise an admissible issue, and terminates the proceeding.

Decision Number/Cite/ Date	Case Name	Type of Proceeding	Decision Being Challenged	Relief Sought	Commission Action
14) CLI-03-14, 58 NRC 207 (10/23/03)	Dominion Nuclear Connecticut, Inc. (Millstone Nuclear Power Station)	Reactor License Amendment -- Part 50 (Subpart G)	LBP-03-12, 58 NRC 75 (08/18/03)	Petitioner's appeal seeks reversal of Licensing Board decision that rejected the petitioner's contention and request for hearing on license amendment application.	The Commission affirms the Licensing Board's decision.
15) CLI-03-15, 58 NRC 349 (11/13/03)	Sequoyah Fuels Corp. -- MLA-5 (Gore, Oklahoma Site)	Materials License Amendment -- Part 40 (Subpart L)	None.	Oklahoma seeks a hearing and intervention to challenge license amendment.	The Commission responds to certified question by the Licensing Board on whether waste at licensee's site qualifies as 11e(2) byproduct material under the AEA. The Commission finds that the licensee's front-end waste may be considered byproduct material under section 11e(2) of the AEA.
16) CLI-03-16, 58 NRC 360 (11/13/03)	Private Fuel Storage (Independent Spent Fuel Pool Installation)	ISFSI License -- Part 72 (Subpart G)	None.	Commission seeks to expedite the final stages of this proceeding.	The Commission directs all the parties to file petitions for review of any interlocutory Licensing Board orders that they wish to challenge, and sets a schedule for the petitions for review.
17) CLI-03-17, 58 NRC ____ (12/09/03)	Duke Energy Corp. (McGuire Nuclear Station, Units 1 and 2; Catawba Nuclear Station, Units 1 and 2)	Reactor License Renewal - - Part 50 (Subpart G)	LBP-03-17, 58 NRC 221 (10/02/03)	Intervenor petitions for review (under § 2.786) of Licensing Board decision that dismissed intervenor's sole remaining admitted contention (challenging EISS' Severe Accident Mitigation Alternatives).	The Commission denies the intervenor's petition for review.

Decision Number/Cite/ Date	Case Name	Type of Proceeding	Decision Being Challenged	Relief Sought	Commission Action
18) CLI-03-18, 58 NRC ____ (12/18/03)	Dominion Nuclear Connecticut, Inc. (Millstone Nuclear Power Station)	Reactor License Amendment -- Part 50 (Subpart G)	CLI-03-14, 58 NRC ____ (10/23/03)	Petitioner seeks reconsideration of Commission decision which affirmed Licensing Board's dismissal of petitioner's contention.	The Commission denies the petition for reconsideration because it merely repeated arguments already considered and rejected by the Commission.

CHART 2

FINAL LICENSING BOARD DECISIONS,¹ JANUARY - DECEMBER 2003						
Decision Number/Cite/ Date	Case	Board Established or PO Designated	Type of Proceeding	Nature of Decision	Appeal Taken	Commission Action
1) LBP-03-03, 57 NRC 45 (02/14/03)	Dominion Nuclear Connecticut, Inc. (Millstone Nuclear Power Station, Unit 2)	01/06/03	Reactor License Amendment -- Part 50 (Subpart G)	Found that petitioner Connecticut Coalition Against Millstone has standing to intervene but not petitioner the STAR Foundation. Sets schedule for filing contentions.	No.	None.
2) LBP-03-04, 57 NRC69 (03/10/03)	Private Fuel Storage, L.L.C. (Independent Spent Fuel Storage Installation)	09/15/97	ISFSI License -- Part 72 (Subpart G)	Partial Initial Decision addressing probability of accidental military aircraft crash into facility and finding accident risk "credible." Board refers its finding to Commission.	Yes.	CLI-03-05, 57 NRC 279 (05/28/03). The Commission declines, for the time being, to review Board's aircraft crash probability finding given that Board will have hearing on aircraft crash consequences (which could render probability finding inconsequential).

¹ Includes all decisions or orders subject to an appeal or petition for review, including decisions on the merits of part or all of a case, decisions terminating a proceeding, and decisions denying party status to a petitioner. Also includes decisions certifying a question to the Commission.

Decision Number/Cite/ Date	Case	Board Established or PO Designated	Type of Proceeding	Nature of Decision	Appeal Taken	Commission Action
3) LBP-03-06, 57 NRC 251 (04/01/03)	Earthline Technologies (previously RMI Environmental Services) (Ashtabula, Ohio)	03/06/02	Enforcement – Civil Penalty (Subpart G)	Licensing Board notes protective actions implemented by Licensee, grants NRC staff and Licensee request for rescission of civil penalty, and terminates proceeding.	No.	None.
4) LBP-03-07, 57 NRC 287 (05/01/03)	Sequoyah FuelsCorp. -- MLA- 5 (Gore, Oklahoma Site)	12/31/02	Materials License Amendment-- Part 40 (Subpart L)	The Presiding Officer certifies two questions to the Commission regarding whether state may raise AEA section 11e(2) issue in this proceeding, and whether the Presiding Officer or the Commission should resolve the § 11e(2) interpretation.	No.	CLI-03-06, 57 NRC 547 (06/13/03). The Commission accepts certified questions, rules that state of Oklahoma may raise the section 11e(2) issue in this proceeding, and that Commission itself will resolve issue of whether decommissioning waste at site qualifies as § 11e(2) material. In CLI- 03-15 (11/13/03), Commission finds that SFC's front-end waste may be considered byproduct material under § 11e(2).

Decision Number/Cite/ Date	Case	Board Established or PO Designated	Type of Proceeding	Nature of Decision	Appeal Taken	Commission Action
5) LBP-03-08, 57 NRC 293 (05/22/03)	Private Fuel Storage, L.L.C. (Independent Spent Fuel Storage Installation)	09/15/97	ISFSI License -- Part 72 (Subpart G)	Partial Initial Decision on geotechnical/seismic issues, resolving contention in favor of applicant.	Yes.	CLI-03-08, 58 NRC 11 (08/15/03). The Commission denies the state's petition for review, noting no "clear error" in Board's findings.
6) LBP-03-09, 57 NRC546 (05/29/03)	High Mountain Inspection Service (Mills, Wyoming)	11/12/02	Enforcement Proceeding -- Part 30 (Subpart G)	Granted licensee request to terminate proceeding, (following licensee's withdrawal of hearing request)	No.	None.
7) LBP-03-10, 57 NRC 553 (06/26/03)	Tennessee Valley Authority (Watts Bar Nuclear Plant, Unit 1; Sequoyah Nuclear Plant, Units 1 and 2; Browns Ferry Nuclear Plant, Units 1, 2, & 3.	06/26/01	Enforcement Proceeding -- Part 50 (Subpart G)	Licensing Board majority sustains NRC staff Order Imposing Civil Monetary Penalty, but reduces the amounts of the monetary penalty.	Yes.	Commission decision pending. (RF)

Decision Number/Cite/ Date	Case	Board Established or PO Designated	Type of Proceeding	Nature of Decision	Appeal Taken	Commission Action
8) LBP-02-11, 58 NRC 47 (08/05/03)	Pacific Gas and Elec. Comp. (Diablo Canyon Power Plant Independent Spent Fuel Storage Installation)	05/31/02	ISFSI License Application -- Part 72 (Subpart K)	Licensing Board resolves financial qualifications contention in favor of applicant and terminates the proceeding.	Yes.	CLI-03-12 (10/15/03). The Commission denies petition for review.
9) LBP-03-12, 58 NRC 75 (08/18/03)	Dominion Nuclear Connecticut, Inc. (Millstone Nuclear Power Station, Unit 2)	01/06/03	Reactor License Amendment -- Part 50 (Subpart G)	Licensing Board dismisses sole contention and terminates proceeding.	Yes.	CLI-03-14 (10/23/03). The Commission affirms the Licensing Board's decision.
10) LBP-03-13, 58 NRC 96 (08/20/03)	Fansteel, Inc. (MLA-2) (Muskogee, Oklahoma Facility)	07/09/03	Materials License Amendment -- Part 40 (Subpart L)	Presiding Officer terminated proceeding because (1) he lacked jurisdiction over state's premature hearing request, and (2) the licensee withdrew the particular decommissioning plan on which the state of Oklahoma had requested a hearing.	No.	None.

Decision Number/Cite/ Date	Case	Board Established or PO Designated	Type of Proceeding	Nature of Decision	Appeal Taken	Commission Action
11) LBP-03-15, 58 NRC 133 (09/22/03)	Advanced Medical Imaging and Nuclear Services (Easton, PA)	04/08/03	Enforcement Proceeding -- Part 30 (Subpart G)	Licensing Board approved settlement agreement and terminated proceeding.	No.	None.
12) LBP-03-16, 58 NRC 136 (09/23/03)	CFC Logistics, Inc.	07/14/03	Materials License Application -- Part 30 (Subpart L)	Presiding Officer denied petitioners' motion for a stay of the effectiveness of license issued by NRC staff.	No.	None.
13) LBP-03-17, 58 NRC 221 (10/02/03)	Duke Energy Corp. (McGuire Nuclear Station, Units 1 and 2, Catawba Nuclear Station, Units 1 and 2)	10/05/01	Reactor License Renewal - - Part 50 (Subpart G)	Licensing Board majority dismisses remaining admitted contention.	Yes.	CLI-03-17, 58 NRC ____ (12/09/03) affirms Licensing Board decision.
14) LBP-03-18, 58 NRC 262 (10/15/03)	Connecticut Yankee Atomic Power Co. (Haddam Neck Plant)	01/31/01	Reactor License Amendment (License Termination) -- Part 50 (Subpart G)	Licensing Board majority orders that licensee's license termination plan (LTP) be approved and terminates proceeding.	No.	None.

Decision Number/Cite/ Date	Case	Board Established or PO Designated	Type of Proceeding	Nature of Decision	Appeal Taken	Commission Action
15) LBP-03-19, 58 NRC 302 (10/16/03)	Duke Energy Corp. (McGuire Nuclear Station, Units 1 and 2)	10/05/01	Reactor License Renewal-- Part 50 (Subpart G)	The Licensing Board denies the intervenor's request to reinstate a previously dismissed contention on mixed oxide fuel (MOX) and terminates proceeding.	No.	None.
16) LBP-03-20, 58 NRC 311 (10/29/03)	CFC Logistics, Inc.	07/14/03	Materials License Application -- Part 30 (Subpart L)	The Presiding Officer finds that some petitioners have standing and have submitted germane areas of concern, and grants a hearing.	No.	None.
17) LBP-03-22, 58 NRC 363 (11/03/03)	Fansteel, Inc. (Muskogee, Oklahoma Facility)	10/02/03	Materials License Amendment -- Part 40 (Subpart L)	The Presiding Officer finds that the petitioner has standing and germane areas of concern and grants the hearing request	No.	None.
18) LBP-03-23, 58 NRC 372 (11/05/03)	Maine Yankee Atomic Power Co. (Maine Yankee Atomic Power Station)	12/03/02	Order Modifying License -- Part 50 (interim ISFSI- related security measures for reactor licensees) (Subpart G)	Licensing Board denies petitioner Friends of the Coast's request for hearing.	No.	None.

Decision Number/Cite/ Date	Case	Board Established or PO Designated	Type of Proceeding	Nature of Decision	Appeal Taken	Commission Action
19) LBP-03-24, 58 NRC 383 (11/19/03)	Sequoyah Fuels Corp. -- MLA-7 and 8 (Gore, Oklahoma)	10/17/03	Materials License Amendment -- Part 40 (Subpart L)	The Presiding Officer denies two requests for hearing on grounds of unexcused lateness.	Yes.	CLI-04-02, 59 NRC ____ (01/14/04). The Commission affirms the Licensing Board's decision.
20) LBP-03-25, 58 NRC 392 (11/21/03)	Sequoyah Fuels Corp. -- MLA- 5 (Gore, Oklahoma)	12/31/02	Materials License Amendment -- Part 40 (Subpart L)	The Presiding Officer denies petitioners' hearing request and terminates the proceeding.	Yes.	CLI-04-01, 59 NRC ____ (01/08/04). The Commission affirms the Licensing Board's decision.
21) LBP-03-26, 58 NRC 396 (11/25/03)	Maine Yankee Atomic Power Co. (Maine Yankee Atomic Power Station)	12/03/02	Order Modifying License -- Part 50 (interim ISFSI- related security measures for reactor licensees) (Subpart G)	The Licensing Board majority denies the state of Maine's intervention petition, and terminates proceeding.	Yes.	Commission decision pending. (JS)
22) LBP-03-27, 58 NRC 408 (11/26/03)	Hydro Resources, Inc. (Crownpoint, New Mexico)	02/04/03	Materials License Renewal -- Part 40 (Subpart L)	The Licensing Board denies petitioner's request for hearing for lack of area of concern, and terminates proceeding.	No.	None.

Decision Number/Cite/ Date	Case	Board Established or PO Designated	Type of Proceeding	Nature of Decision	Appeal Taken	Commission Action
23) LBP-03-28, 58 NRC ____ (12/10/03)	U.S. Army (Jefferson Proving Ground)	02/09/00	Materials License Amendment -- Part 40 (license termination plan) (Subpart L)	The Presiding Officer dismisses the proceeding without prejudice, given that licensee has submitted a substitute proposal that is the subject of a new proceeding.	No.	None.
24) LBP-03-29, 58 NRC ____ (12/23/03)	Sequoyah Fuels Corp. -- MLA-6 (Gore, Oklahoma Site)	06/09/03	Materials License Amendment -- Part 40 (Subpart L)	The Presiding Officer grants two hearing requests (Oklahoma and Cherokee Nation) but denies third hearing request.	No.	<i>Sua sponte</i> review time expires 02/01/04.

CHART 3

NEW PROCEEDINGS REFERRED TO THE LICENSING BOARD PANEL, JANUARY - DECEMBER 2003				
Date Board Established or PO Designated	Case Name	Type of Proceeding	Status	Commission Action
1) 02/04/03	Hydro Resources, Inc. (Crownpoint Uranium Project)	Materials License Renewal -- Subpart L.	Closed per LBP-03-27 (11/26/03)	None.
2) 02/13/03	Nuclear Fuel Services, Inc. - MLA-2	Materials License Amendment -- Subpart L	In abeyance pending expiration of time for filing hearing request on third (related) NFS license amendment application re: BLEU project. Hearing requests due 02/02/04.	--
3) 04/08/03	Advanced Medical Imaging and Nuclear Services	Enforcement (CP) -- Subpart G	Closed per LBP-03-15 (09/22/03)	None.
4) 06/09/03	Sequoyah Fuels Corp. -- MLA-6	Materials License Amendment - Subpart L	Hearing pending before Presiding Officer. Presiding Officer granted two hearing requests in LBP-03-29 (12/23/03).	--
5) 07/14/03	CFC Logistics, Inc.	Materials License Application (cobalt 60 irradiator) -- Subpart L	Hearing pending before Presiding Officer. Hearing granted in LBP-03- 20 (10/29/03).	--
6) 09/17/03	Duke Energy Corp. (McGuire/Catawba)	Reactor License Amendment (to allow four MOX lead assemblies) -- Subpart G	Licensing Board decision on intervention pending.	--
7) 10/02/03	Fansteel, Inc. -- MLA-3 (Muskogee, Oklahoma)	Materials License Amendment (decommissioning plan) -- Subpart L	Hearing pending before Presiding Officer. Presiding Officer granted hearing request in LBP-03-22 (11/03/03).	--

Date Board Established or PO Designated	Case Name	Type of Proceeding	Status	Commission Action
8) 10/17/03	Sequoyah Fuels Corp. -- MLA-7 (Gore, Oklahoma) (consolidated with MLA-8)	Materials License Amendment - Subpart L (groundwater corrective action plan)	The Presiding Officer denied two requests for hearing on grounds of unexcused lateness, and terminated proceeding. LBP-03-24 (11/19/03). Appealed.	CLI-04-02, 59 NRC ____ (01/14/04). The Commission affirmed the Licensing Board's decision.
9) 10/17/03	Sequoyah Fuels Corp. -- MLA-8 (Gore, Oklahoma) (consolidated with MLA-7)	Materials License Amendment -- Subpart L (groundwater monitoring plan)	The Presiding Officer denied two requests for hearing on grounds of unexcused lateness, and terminated proceeding. LBP-03-24 (11/19/03). Appealed.	CLI-04-02, 59 NRC ____ (01/14/04). The Commission affirmed the Licensing Board's decision.
10) 12/16/03	United States Army -- MLA-2 (Jefferson Proving Ground, Madison Indiana)	Materials License Amendment -- Subpart L (For five year possession only license)	Pending before Presiding Officer	--

PERIOD	FINAL ASLBP DECISIONS	NEW PROCEEDINGS REFERRED TO THE ASLBP	SUBSTANTIVE TYPES OF NEW PROCEEDINGS							PROCEDURAL RULES GOVERNING NEW PROCEEDINGS			
			ENFORCEMENT	REACTOR LICENSE AMENDMT	REACTOR LICENSE RENEWAL	REACTOR OPERATOR	MATERIALS LICENSING MATTERS	DECOMMISSIONING	OTHER	SUBPT G	SUBPT K	SUBPT L	PART 13
JULY - DEC. 1991	6	6	4	2	0	0	0	0	0	6		0	0
1992	17	18	6	5	0	0	2	5	0	16		2	0
1993	8	11	6	3	0	0	0	1	1	10		0	1
1994	14	20	11	1	0	0	6	1	1	12		7	1
1995	13	4	2	1	0	0	1	0	0	3		1	0
1996	19	9	4	1	0	2	1	1	0	7		2	0
1997	23	13	5	1	0	1	6	0	0	7		6	0
1998	20	24	5	7	2	3	7	0	0	14		10	0
1999	21	12	1	2	0	0	9	0	0	3		9	0
2000	13	11	2	1	1	0	6	1	0	4	1	6	0
2001	15	8	1	0	1	1	4	1	0	3	0	5	0
2002	13	14	3	4	0	0	6	0	0	7	1	5	0
2003	24	10	1	1	0	0	7	1	0	2	0	8	0

- KEY:**
- **Enforcement** proceedings include those initiated by orders imposing a civil penalty; orders to modify, suspend, or revoke a license; or orders to individuals.
 - **Reactor licensing** proceedings concern applications for a construction permit or operating license, amendments to permits or operating licenses, or applications to transfer a license.
 - **Reactor renewal** proceedings involve applications for 20-year renewals of power reactor operating licenses.
 - **Reactor operator** proceedings involve challenges to the staff's rejection of either reactor operator or senior reactor operator license applications.
 - **Materials licensing** proceedings involve applications to grant an initial license, or to amend or renew a license for the possession and use of radioactive material in various applications regulated by the NRC.
 - **Decommissioning** proceedings involve review and approval of decommissioning plans or related amendments for reactor or materials facilities.
 - **Other** proceedings involve NRC claims made under the Program Fraud Civil Remedies Act.

○ Proceedings under **Subpart G** and **Part 13** are conducted according to formal, trial-type procedures. **Subpart L** proceedings are conducted under informal procedures and involve either materials licenses or reactor operator licenses.

COMMISSION DECISIONS ON ADJUDICATORY MATTERS -- CY-2003

CHART 5

PERIOD	REQUESTS FOR RELIEF or SUA SPONTE MATTERS DECIDED	BASIS FOR COMMISSION JURISDICTION					SUBSTANTIVE TYPES OF CASES								
		APPEAL/ PETITION FOR REVIEW ON THE MERITS	INTER-LOCUTORY APPEAL, AS OF RIGHT (§ 2.714a)	INTER-LOCUTORY APPEAL, DISCRETIONARY + BOARD REFERRALS OR CERTIFNS	ORIG. JURISDICTION	SUA SPONTE ACTION	Enforcem't Actions	Reactor License Amendm'ts	Reactor License Renewal	Reactor Operator License	Spent Fuel Storage License or ISFSI	Materials License	Decommissioning/LTP	Reactor License Transfer	Other
JULY - DEC. '91	6	0	2	0	2	2	0	5	0	0		0	1		0
1992	22	3	6	2	8	3	3	7	0	0		4	8		0
1993	26	3	5	3	11	4	6	13	0	0		2	4		1
19'94	16	2	4	3	6	1	6	4	0	0		1	3		2
1995	17	5	1	5	5	1	3	7	0	0		5	1		1
1996	13	9	1	0	2	1	1	2	0	1		2	5		2
1997	15	11	2	0	2	0	3	0	0	2		9	0		1
1998	25	2	7	4	10	2	1	4	5	0	2	10	0		5
1999	30	4	5	3	17	1	1	3	1	0	1	10	0	11	4
2000	25	6	1	2	16	0	0	0	1	1	5	6	0	8	8
2001	28	7.5 (fn ²)	2.5	8	10	0	0	1	3	0	11	5	2	4	9
2002	29	1	2.5	15.5	10	0	0	1	5	0	11	10	0	3	13
2003	18	5	2	5	4	2	1	2	2	0	6	3	1	3	0

KEY: ○ **Original jurisdiction** is exercised by the Commission over, e.g., reactor license transfer applications, export licensing applications, motions to quash investigatory subpoenas, reconsideration and some stay motions, requests for hearing in some circumstances, and motions to reopen closed adjudicatory proceedings.

² Several CLIs fall within two categories rather than just one. We have therefore divided each of these Memoranda and Orders evenly between the categories into which it falls.

- Commission **sua sponte action** is taken to provide additional guidance to the staff or the ASLBP on matters of policy or procedure in the exercise of the Commission's inherent supervisory authority over adjudications and other agency business.
- **Enforcement** proceedings include those initiated by orders imposing a civil penalty, orders to modify, suspend, or revoke a license, or orders to individuals. Decisions on motions to quash investigatory subpoenas are also included.
- **Reactor licensing** proceedings concern applications for a construction permit or operating license, amendments to permits or operating licenses, or applications to transfer a license.
- **Reactor renewal** proceedings involve applications for 20-year renewals of power reactor operating licenses.
- **Reactor operator** proceedings involve challenges to the staff's rejection of applications for either a reactor operator license or a senior reactor operator license.
- **Materials licensing** proceedings involve applications to grant an initial license or to amend or renew a license for the possession and use of radioactive material in various applications regulated by the NRC.
- **Decommissioning** proceedings involve review and approval of decommissioning plans or related amendments for reactor or materials facilities.
- **Reactor license transfer** proceedings involve requests by owners of interests in commercial nuclear reactors for authorization to sell their financial interests.
- **Other matters** include requests for hearing or other relief in matters involving export licensing (Part 110) or the U.S. Enrichment Corp. They also include the Commission's 1998 Policy Statement on Adjudicatory Proceedings and cases involving fuel fabrication facilities.

NOTE: In this report, the 2000 and 2001 numbers for the Subpart K, Subpart L and "Other" categories have been revised.