

IN RESPONSE, PLEASE
REFER TO: M041110

November 10, 2004

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

FROM: Annette L. Vietti-Cook, Secretary **/RA/**

SUBJECT: STAFF REQUIREMENTS - AFFIRMATION SESSION, 2:30 P.M.,
WEDNESDAY, NOVEMBER 10, 2004, COMMISSIONERS'
CONFERENCE ROOM, ONE WHITE FLINT NORTH,
ROCKVILLE, MARYLAND (OPEN TO PUBLIC ATTENDANCE)

I. SECY-04-0186 - Exelon Generation Company, LLC (Clinton Esp Site), LBP-04-17
(August 6, 2004)

The Commission approved a Memorandum and Order responding to a petition by intervenors seeking Commission review of a Licensing Board order (LBP-04-17) that granted a hearing but refused to admit one of the intervenor's contentions. The Memorandum and Order denies the intervenor's petition for interlocutory review.

(Subsequently, on November 10, 2004, the Secretary signed the Memorandum and Order.)

II. SECY-04-0189 - U.S. Department of Energy (High Level Waste Repository:
Pre-application Matters); Doe's Appeal of LBP-04-20

The Commission approved a Memorandum and Order responding to an appeal by the Department of Energy of one portion of the Board's decision in LBP-04-20. The Memorandum and Order holds DOE's appeal in abeyance.

(Subsequently, on November 10, 2004, the Secretary signed the Memorandum and Order.)

cc: Chairman Diaz
Commissioner McGaffigan
Commissioner Merrifield
EDO
DOC
OGC
CFO
OCA
OIG
OPA
Office Directors, Regions, ACRS, ACNW, ASLBP (via E-Mail)
PDR