

IN RESPONSE, PLEASE
REFER TO: M050119

January 19, 2005

MEMORANDUM FOR: Karen D. Cyr
General Counsel

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

SUBJECT: STAFF REQUIREMENTS - AFFIRMATION SESSION, 2:55 P.M.,
WEDNESDAY, JANUARY 19, 2005, COMMISSIONERS'
CONFERENCE ROOM, ONE WHITE FLINT NORTH,
ROCKVILLE, MARYLAND (OPEN TO PUBLIC ATTENDANCE)

I. SECY-05-0012 - Proposed Order Resolving Public Citizen's Request for Hearing on the Commission's July 2, 2004, Spent Fuel Security Order

The Commission approved a Memorandum and Order responding to a request for hearing from Public Citizen related to the July 2, 2004 NRC Order to four licensees imposing enhanced security measures for spent nuclear fuel shipments. The hearing request raises a procedural issue regarding the use of Orders as opposed to notice-and-comment rulemaking. The Memorandum and Order finds Public Citizen's contention is without merit.

(Subsequently, on January 19, 2005, the Secretary signed the Memorandum and Order.)

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