

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

AFFIRMATION SESSION

PUBLIC MEETING

Nuclear Regulatory Commission
Commission Hearing Room
11555 Rockville Pike
Rockville, Maryland
November 9, 2006

The Commission met in open session, pursuant to notice, at 9:25a.m.,

Dale E. Klein, presiding.

COMMISSIONERS PRESENT:

DALE E. KLEIN, Chairman of the Commission

JEFFREY S. MERRIFIELD, Member of the Commission

GREGORY B. JACZKO, Member of the Commission

PETER B. LYONS, Member of the Commission

STAFF AND PRESENTERS SEATED AT THE COMMISSION TABLE:

KAREN CYR, General Counsel

ANNETTE VIETTI-COOK, Secretary of the Commission

DISCLAIMER

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The transcript is intended solely for general information purposes. As provided by 10 CFR 9.103, it is not part of the formal or informal record of decision of the matters discussed. Expressions of opinion in this transcript do not necessarily reflect final determination or beliefs. No pleading or other paper may be filed with the Commission in any proceeding as the result of, or addressed to, any statement or argument contained herein, except as the Commission may authorize.

[9:25am]

P R O C E E D I N G S

CHAIRMAN KLEIN: Good morning. Madam Secretary, before we start our public meeting, I believe we have some affirmation votes?

ANNETTE VIETTI-COOK: Yes. We have two items for affirmation. The first item is on Pacific Gas and Electric Diablo Canyon Independent Spent Fuel Storage Installation. The Commission is being asked to act on a Memorandum and Order responding to a motion by San Luis Obispo Mothers for Peace seeking Commission reconsideration of the Commission's denial in CLI-06-23 of a motion for Declaratory and Injunctive Relief with Respect to Diablo Canyon Independent Spent Fuel Storage Installation. The Commission has voted to approve a Memorandum and Order which denies San Luis Obispo Mothers for Peace's motion for reconsideration. Commissioner Jaczko has included a separate opinion, concurring in part. Would you please affirm your votes?

CHAIRMAN KLEIN: Aye.

COMMISSIONER MCGAFFIGAN: Aye.

COMMISSIONER MERRIFIELD: Aye.

COMMISSIONER JACZKO: Aye.

COMMISSIONER LYONS: Aye.

ANNETTE VIETTI-COOK: The second item is System Energy Resources, Early Site Permit for Grand Gulf. The Commission is being asked to act on an Order responding to an Atomic Safety and Licensing Board October 17, 2006 Notice (Change in Schedule).

The Commission has voted to approve an Order in which the Commission decides that it will consider itself the admissibility of a recently filed late contention raising the issue of whether the Environmental Impact Statement must analyze the impacts of terrorism on the proposed facility. Commissioner Jaczko has included a separate, concurring opinion.

Would you please affirm your votes?

CHAIRMAN KLEIN: Aye.

COMMISSIONER MCGAFFIGAN: Aye.

COMMISSIONER MERRIFIELD: Aye.

COMMISSIONER JACZKO: Aye.

COMMISSIONER LYONS: Aye.

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

CHAIRMAN KLEIN: Thank you.

CERTIFICATE

This is to certify that the attached description of a meeting of the U.S. Nuclear Regulatory Commission entitled:

TITLE OF MEETING: Affirmation Session
(PUBLIC MEETING)

PLACE OF MEETING: Rockville, Maryland

DATE OF MEETING: November 9, 2006

was held as herein appears, is a true and accurate record of the meeting, and that this is the original transcript thereof taken stenographically by me, thereafter reduced to typewriting by me or under the direction of the court reporting company.

Transcriber: NANCY S. GREATHEAD

Reporter: (TAPE RECORDING)