

April 9, 2009

The Honorable Christopher H. Smith
United States House of Representatives
Washington, D.C. 20515

Dear Congressman Smith:

I am responding to your letter of March 31, 2009, in which you requested that the Commission postpone a public affirmation that was tentatively scheduled for April 1, 2009, in connection with adjudicatory matters pending before the Commission with respect to the license renewal application for the Oyster Creek Nuclear Generating Station (Oyster Creek). In particular, you requested that the Commission postpone the tentative affirmation meeting, and defer any decision on the license renewal application until recommendations of the Atomic Safety and Licensing Board (ASLB) relating to the Oyster Creek drywell liner have been implemented. Further, you enclosed for review a letter from Richard Webster dated March 31, 2009, regarding the NRC's requirements for providing notice to the public of certain meeting schedules. Both your letter and Mr. Webster's March 31 letter were circulated to the Commission before the affirmation session.

The scheduled affirmation took place on April 1, 2009, resulting in the issuance of a Memorandum and Order, designated CLI-09-7, which is available to the public on the NRC Web site: <http://www.nrc.gov/reading-rm/doc-collections/commission/orders/2009/2009-07cli.pdf>. That decision contains a discussion of the Commission's consideration of the ASLB's recommendations relating to the drywell liner. A copy of the response to Mr. Webster's March 31, 2009, letter is enclosed.

The Commission appreciates your continued interest in this matter.

Sincerely,

/RA/

Annette L. Vietti-Cook

Enclosure: As stated