

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

AFFIRMATION SESSION

PUBLIC MEETING

Nuclear Regulatory Commission
Commission Hearing Room
11555 Rockville Pike
Rockville, Maryland
September 23, 2009

The Commission met in open session, pursuant to notice, at 11:20 a.m.,
Gregory B. Jaczko, Chairman, presiding.

COMMISSIONERS PRESENT:

GREGORY B. JACZKO, Chairman of the Commission

DALE E. KLEIN, Member of the Commission (VIA TELECON)

KRISTINE L. SVINICKI, Member of the Commission

STAFF AND PRESENTERS SEATED AT THE COMMISSION TABLE:

TRIP ROTHSCHILD, Acting General Counsel

ANNETTE L. VIETTI-COOK, Secretary of the Commission

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[11:20 a.m.]

P R O C E E D I N G S

CHAIRMAN JACZKO: OK, I think we're ready to go.

MS. VIETTI-COOK: The first item is on South Texas Project Nuclear Operating Company, South Texas Project Units 3 and 4 request for extension of time to file appeal. The Commission is being asked to act on a Memorandum and Order addressing the request of applicant South Texas Project Nuclear Operating Company to extend the time for filing an appeal, pursuant to 10 C.F.R. § 2.311(d), of the Board's decision in LBP-09-21, partially ruling on an intervention petition in this combined license proceeding. The Commission has voted to approve a Memorandum and Order, denying South Texas Project's request as unnecessary, because LBP-09-21 is not yet ripe for review. Would you please affirm your votes?

CHAIRMAN JACZKO: Aye.

COMMISSIONER SVINICKI: Aye.

MS. VIETTI-COOK. Dr. Klein, would you please affirm your vote?

COMMISSIONER KLEIN: Aye.

MS. VIETTI-COOK: The second item is Pa'ina Hawaii materials license application, Applicant's motion to transfer case to the Commission. The Commission is being asked to act on a Memorandum and Order addressing the motion of applicant Pa'ina Hawaii to remove the proceeding from the Board and transfer the case to the Commission. The Commission has voted to approve an Order, denying Pa'ina's request to transfer the case to the Commission. Would you please affirm your votes?

CHAIRMAN JACZKO: Aye.

COMMISSIONER SVINICKI: Aye.

MS. VIETTI-COOK. Dr. Klein, would you please affirm your vote?

COMMISSIONER KLEIN: Aye.

MS. VIETTI-COOK. Thank you for calling in.

CHAIRMAN JACZKO. Great. We're adjourned.

