

NRR-PMDAPEm Resource

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Subject: Attached pleas find the transcript for PRB telecon with petitioner Lochbaum
Attachments: PRB Meeting Transcript.doc

I will be sending out a scheduler for a PRB meeting in January to discuss acceptance of the petition.

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NUCLEAR REGULATORY COMMISSION

Title: 10 CFR 2.206 Petition Review Board RE
Fitzpatrick Nuclear Power Plant

Docket Number: 50-333

Location: Teleconference

Date: Wednesday, November 13, 2013

Work Order No.: NRC-396

Pages 1-24

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UNITED STATES OF AMERICA

NUCLEAR REGULATORY COMMISSION

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10 CFR 2.206 PETITION REVIEW BOARD (PRB)

CONFERENCE CALL

RE

FITZPATRICK NUCLEAR POWER PLANT

+ + + + +

WEDNESDAY

NOVEMBER 13, 2013

+ + + + +

The conference call was held, Ho K. Nieh,
 Jr., Chairperson of the Petition Review Board,
 presiding.

PETITIONER: DAVID LOCHBAUM

PETITION REVIEW BOARD MEMBERS

HO K. NIEH, JR., Director, Division of Regional
 Support

MOHAN THADANI, Petition Manager for 2.206 petition

JOSEPH GILLMAN, Office of
 General Counsel

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NRC HEADQUARTERS STAFF
ROBERT BEALL, Branch Chief, DORL, NRR
MERRILEE J. BANIC, Petition Coordinator, NRR
CARRIE KAVANAGH, NRO
MATTHEW YODER, Chemical Engineering Branch, Division
of Engineering, NRR

NRC REGION I OFFICE
STEVE SHAFFER

ALSO PRESENT
CHRIS ADNER, Licensing Manager, FitzPatrick Nuclear
Power Plant
JESSICA AZULAY, Alliance for a Green Economy
TIM JUDSON, Citizens Awareness Network

P R O C E E D I N G S

1:32 p.m.

1
2
3 MR. THADANI: I would like to thank
4 everybody for attending this meeting. My name is
5 Mohan Thadani, and I'm the NRC's Senior Project
6 Manager assigned to FitzPatrick Plant. We are here
7 today to allow Petitioner, Mr. David Lochbaum, to
8 address the Petition Review Board regarding a 10 CFR
9 2.206 petition dated July 25, 2013, filed by him on
10 behalf of Alliance for a Green Economy, Beyond
11 Nuclear, Citizens Awareness, and the Union of
12 Concerned Scientists. I'm the petition manager for
13 this petition; the Petition Review Board chairman is
14 Mr. Ho Nieh, Director, Division of Inspections and
15 Regional Support, Office of Nuclear Reactor
16 Regulation.

17 This teleconference is scheduled from 1:30
18 p.m. to 2:30 p.m. Eastern time; the meeting is being
19 recorded by the NRC Operations Center, and will be
20 transcribed by a court reporter. The transcript will
21 become a supplement to the petition; the transcript
22 will also be made publicly available and will be the
23 PRB's meeting summary. I'd like to open this meeting
24 with introductions. In our room here today, I will go
25 on my left.

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1 MR. BEALL: This is Robert Beall, Acting
2 Branch Chief, DORL, NRR.

3 MS. KAVANAGH: Kerri Kavanagh, I'm the
4 Chief of the Quality Assurance Vendor Inspection
5 Branch, Office of New Reactors.

6 MR. YODER: Matt Yoder, NRR Division of
7 Engineering, Chemical Engineering Branch.

8 CHAIRMAN NIEH: Ho Nieh, Director,
9 Division of Inspection and Regional Support.

10 MS. BANIC: Lee Banic, Position
11 Coordinator, NRR.

12 MR. GILLMAN: Joe Gillman, Office of the
13 General Counsel.

14 MR. THADANI: We have completed
15 introductions at NRC Headquarters, and I would now
16 request those who are on the phones, please identify
17 yourself.

18 MR. LOCHBAUM: This is David Lochbaum,
19 Director of the Nuclear Safety Project for the Union
20 of Concerned Scientists.

21 MR. ADNER: This is also Chris Adner, the
22 Licensing Manager at the FitzPatrick Nuclear Power
23 Plant.

24 MR. KORS: This is Ken Kors, Licensing,
25 FitzPatrick Nuclear Power Plant.

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1 MS. AZULAY: This is Jessica Azulay, Staff
2 Organizer with Alliance for a Green Economy.

3 MR. THADANI: Is that everybody? I'd like
4 to emphasize that we each need to speak clearly and
5 loudly to make sure that the conversation is
6 accurately recorded and subsequently correctly
7 transcribed. If you do have something that you would
8 like to say, please first state your name for the
9 record. For those dialing in the meeting, please
10 remember to mute your phone to minimize the background
11 and distractions. If you do not have mute button,
12 this can be done by pressing star 6; to unmute, press
13 star 6 again. At this time, I'll turn the meeting
14 over PRB Chairman, Mr. Ho Nieh.

15 CHAIRMAN NIEH: Thank you, Mohan. This is
16 Ho Nieh, the Chair of the Petition Review Board.
17 Hello, Dave and Jessica; thank you for taking the time
18 today to discuss your petition with the PRB, and also
19 good afternoon to I think Chris and Ken from the
20 FitzPatrick Station. Today, we're going to discuss
21 the 2.206 petition that was submitted by Mr. Dave
22 Lochbaum on behalf of the Alliance for a Green
23 Economy, Beyond Nuclear, Citizens Awareness Network,
24 and the Union of Concerned Scientists. Before we get
25 into the details of the petition, I would like to

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1 provide a brief overview of, and some background on
2 the 2.206 petition process, which is in Title 10 of
3 the Code of Federal Regulations.

4 This process is a public process in which
5 any member of the public can petition the NRC to take
6 an enforcement type action related to an NRC licensee
7 or a licensed activities. Depending on the results of
8 the NRC's evaluation of these petitions, and
9 consistent with the NRC's safety mission, the NRC
10 could modify, suspend or revoke an NRC-issued license
11 or take any other appropriate enforcement action to
12 resolve a safety issue at an NRC-licensed facility.

13 The NRC conducts its review of 2.206 petitions in
14 accordance with the guidance in Management Directive
15 8.11, and that is a publicly available document if you
16 would like to take a look at that.

17 The purpose of today's teleconference is
18 to allow the petitioners an opportunity to provide any
19 additional explanation or support for the petition
20 that they have submitted so the PRB can consider that
21 in its evaluation. I do want to note that this
22 meeting, ~~it's~~ is not hearing nor is it an opportunity
23 for the petitioners to question or examine the PRB on
24 the merits of the issues in the request, and the
25 Petition Review Board, or PRB, will not be making a

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1 decision on the merits of the petition at this
2 meeting.

3 Following this meeting, the Petition
4 Review Board will conduct an internal deliberation on
5 whether the petition meets the criteria for review,
6 and again, those criteria are presented in Management
7 Directive 8.11. And once that decision is made, the
8 NRC will inform the petitioner of the decision. A
9 typical Petition Review Board at the NRC consists of a
10 chairman usually, and a senior executive service
11 manager. It also has a petition manager and a
12 Petition Review Board coordinator, and the NRC also
13 brings in other members of the NRC staff to support
14 the review, and that's based on the specific content
15 of the petition that was submitted.

16 As described in our process, the NRC staff
17 during this call may ask clarifying questions in order
18 to better understand the petition and the information
19 presented to the NRC staff today, and again, that's
20 done with the goal of reaching a decision on whether
21 to accept or reject the petitioner's request for
22 review under the 10 CFR 2.206 petition process. I'll
23 give you just a brief summary of the petition. In the
24 petition request dated July 23, 2013, Mr. Lochbaum
25 requested that the NRC take enforcement action by

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1 | imposing an Order of regulatory requirement that the
2 | condenser tubes at the FitzPatrick Plant be replaced
3 | prior to the reactor restarting after the Fall 2014
4 | refueling outage.

5 | Before I turn the meeting over to Mr.
6 | Lochbaum, I would like to remind those on the phone
7 | again to please mute your phones to minimize any
8 | background noise. In addition, since the call is
9 | being recorded and transcribed, if you are speaking,
10 | please identify yourself so the court reporter can
11 | properly document your statement. So at this time,
12 | I'd like to turn the meeting over to Dave Lochbaum.
13 | Dave, you have the floor.

14 | MR. LOCHBAUM: Thank you. This is Dave
15 | Lochbaum. I appreciate this opportunity to appear
16 | before the Petition Review Board, albeit remotely, at
17 | my convenience. I think the petition is fairly clear,
18 | and I really requested this opportunity to, as Ho
19 | pointed out, answer any clarifying questions if there
20 | are any about what we're seeking in the petition or
21 | why we're seeking it. So it's really an opportunity
22 | to provide any clarification if it's requested by the
23 | NRC staff.

24 | I did want to take a moment to highlight a
25 | couple of portions in the petition; they both appear

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1 on page 5 of the petition. Towards the top of that
2 page, we extracted a quote from an NRC inspection
3 report dated April 23, 2013, where the NRC inspection
4 report mentions Entergy's plans to replace the
5 condenser tubes during the Fall 2014 refueling outage.

6 So we think--we cited that because that is the
7 company's plans; it seems to be reasonable, or the
8 request that we're asking is not unreasonable because
9 the company's already announced its plans to do that.

10 All we're trying to do is to kind of highlight it by
11 the next paragraph, where we talk about the NRC
12 issuing a confirmatory order on July 1, 2013 to the
13 Aecone Occonee licensee, basically requiring some
14 previously committed to items be completed by a
15 certain date, a specified date, which basically turned
16 a commitment or a promise into a more enforceable
17 regulatory requirement.

18 That same kind of regulatory footprint or
19 regulatory leverage is what we're seeking with the
20 company's plans to replace the condenser tubes at
21 FitzPatrick; basically to have the NRC issue some kind
22 of regulatory requirement, order, amendment to the
23 license or whatever it takes to basically do the same
24 thing that was done at Aecone Occonee--transform a
25 promise or a commitment into a more legally-

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1 enforceable requirement that ensures that it happens.

2 That would not preclude the licensee from
3 changing that date and going past the Fall of 2014,
4 but it would entail prior NRC review and approval for
5 that to happen, whereas a commitment could be revised
6 and extended much more readily. So that's what we're
7 seeking in the petition is to basically make that
8 current plan more of a legally-enforceable
9 requirement. With that, I'd be glad to entertain any
10 questions, clarifying questions about the petition or
11 anything in the petition, if there are any.

12 CHAIRMAN NIEH: Okay, thank you, Dave.
13 I'll--maybe I'll offer the opportunity for anybody
14 from the NRC staff here that has any questions? No
15 questions? Mohan, please.

16 MR. THADANI: ~~Yes, we have~~ We don't have
17 anything specific to ask now, but we do reserve the
18 right to ask in the future, when we do some further
19 studies reviews.

20 MR. LOCHBAUM: Okay, fair enough, but I'd
21 be glad to provide any information at any time now or
22 down the road, so just let me know if I can help in
23 any way.

24 CHAIRMAN NIEH: No I'm sorry, this is Ho.
25 I did have a question, but I believe Jessica, if you

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1 have something to add, please do.

2 MS. AZULAY: Yes, this is Jessica. I
3 believe my colleague, Tim Judson from CAN is on the
4 phone, and I wanted to give him an opportunity to
5 speak first.

6 CHAIRMAN NIEH: Okay. Tim, are you on the
7 line there?

8 MR. JUDSON: I am, I am. Sorry I called
9 in a few minutes late. And thanks to Jessica for
10 giving me the time and thanks to the Petition Review
11 Board for letting us comment today. So I just wanted
12 to be able to put the issue of the FitzPatrick
13 condenser into a larger context, which we're very
14 concerned about, you know, the trajectory that this
15 reactor is headed down. We are--a number of the
16 petitioners in this proceeding are also involved in a
17 separate 2.206 proceeding regarding the financial
18 qualifications of Entergy to continue operating
19 FitzPatrick, and this particular issue of the
20 unplanned power changes and the role of the condenser
21 in that has been a central issue of evidence in that
22 petition regarding Entergy's financial condition and
23 their desire--their cutting costs on safety-related
24 maintenance issues at the plant.

25 And we really think that this is an

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1 important issue for NRC to deal with as an individual
2 item as a way to mitigate the broader safety concerns
3 that may arise in the financial environment that
4 operators like Entergy, and particularly FitzPatrick,
5 are operating in. As an example of that, one of the
6 concerns that's come up most recently with respect to
7 these issues has been a concern about how NRC is
8 evaluating cost-benefit analyses regarding the sort
9 of--in relation to the financial condition that
10 operators are--that licensees find themselves in.

11 In particular, there was a report by UBS
12 Investment Research in February of this year, having
13 met with NRC regarding the concern of particularly
14 Entergy's reactors in the markets that they're
15 operating in. And they made a very concerning comment
16 about how NRC made the decision not to require filters
17 on hardened vents for Mark I BWRs, and in particular
18 they mentioned that there was a concern by NRC about
19 the impact of requiring safety upgrades in the
20 financial condition that they're operating their
21 reactors in. More particularly, I mean clearly that
22 the requiring--that issuing safety requirements may
23 cause certain reactors to go out of business, or at
24 least be an additional burden on their continued
25 operations.

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1 We would be very concerned about NRC
2 deferring action on an item like the condenser, both
3 because it clearly has resulted in a safety impact vis
4 a vis the white rating under the unplanned power
5 changes indicator, and this is precisely the sort of
6 thing that NRC needs to be able to take action on in
7 order to protect safety standards within the economic
8 context like those licensees like Entergy are finding
9 themselves in. One additional concern with respect to
10 how this is playing out at FitzPatrick, what is
11 Entergy's diffidence defiance about its plans regarding
12 the continued operation of FitzPatrick.

13 You know, we know that the plan as Entergy
14 has suggested it has been to replace the condenser
15 tubes at FitzPatrick at an extra fueling outage, which
16 would occur next October, but it's also increasingly—
17 -because Entergy has indicated increasing uncertainty
18 as to whether they will actually conduct that
19 refueling outage, or take FitzPatrick into a shut down
20 condition. And, in particular, at a state Senate
21 hearing in early October, an Entergy representative
22 said that the continued operation of FitzPatrick past
23 the Fall of 2014 refueling is an item that they "have
24 to review on a routine basis at this point."

25 And we realize that the issue of the

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1 condenser is very much hung up in this, because
2 Entergy is going to need to plan for the capital
3 investment and order the equipment necessary to
4 conduct such a replacement at that time, and the fact
5 that the reactor is continuing to have unplanned power
6 changes as a result of the condenser and presenting an
7 ongoing safety concern in the meantime very much
8 underlines the need for NRC to act on this issue. So
9 with that, I'll close my comments and cede the floor
10 to Jessica. Thanks.

11 MS. AZULAY: Thank you, Tim. So again, my
12 name is Jessica Azulay, I'm a staff organizer for
13 Alliance for a Green Economy; I'm calling in from
14 Syracuse, New York today. And I just wanted to let
15 you all know a little bit about Alliance for a Green
16 Economy. We're a coalition of environmental and
17 social justice organizations based in New York State,
18 and our member organizations are the Atlantic Chapter
19 of the Sierra Club, Peace Action New York State,
20 Center for Health, Environment and Justice, Citizens
21 Environmental Coalition, Central New York Citizens
22 Awareness Network, Peace Action of Central New York
23 and the Syracuse Peace Council. So as you can see,
24 together our member groups represent tens of thousands
25 of New Yorkers concerned about nuclear safety, and

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1 many live in the region surrounding the FitzPatrick
2 reactor.

3 For more than a year, we've been concerned
4 about the increasing number of unplanned power changes
5 at FitzPatrick. In the fourth quarter of last year,
6 the plant exceeded the green-white threshold for
7 unplanned power changes; but even before that, it was
8 already seeing an above-average number of these
9 destabilizing events. And since crossing the
10 threshold, FitzPatrick has stayed in the white for
11 unplanned power changes for four quarters now. WE
12 know that not all of these unplanned power changes
13 stem from the condenser issues, but the majority of
14 them do. We know this from reading the quarterly
15 inspection reports and the licensee notes on the
16 Safety Performance Summary.

17 So we joined this petition in order to
18 insure that the NRC will address the underlying cause
19 of the ongoing unplanned power changes at FitzPatrick,
20 and will enforce its quality assurance regulation on
21 the plant by requiring Entergy to replace the tubes in
22 the condenser. These unplanned power changes are
23 destabilizing and they increase the safety risks of
24 running the reactor. Entergy's failure to replace the
25 condenser so far obviously at the end of its reliable

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1 life, and which has caused such an elevated number of
2 unplanned power changes for more than a year now is a
3 threat to our safety. So we're asking NRC to require
4 a true fix to these issues with a clear deadline.

5 For the financial reasons that Tim Judson
6 just laid out, we don't believe Entergy can be relied
7 upon to act decisively in the public interest in this
8 case, or to honor the time line it previously
9 discussed with the NRC. Even though that NRC
10 inspection report that Dave Lochbaum just pointed out,
11 where Entergy stated its plans to replace the tubes in
12 the condenser during next year's refueling outage, we
13 don't believe that Entergy considers this a solid
14 commitment. In an interview with the Syracuse Post
15 Standard about six weeks ago, Bill Mohl, President of
16 Entergy Wholesale Commodities, was reported as saying
17 that Entergy is considering replacing the condenser
18 tubes during the next refueling outage, but he said
19 that no final decision has been made.

20 So it's increasingly unclear, given
21 Entergy's financial situation at FitzPatrick, whether
22 the company will refuel the reactor in 2014 or will
23 close it, and even if Entergy does refuel the reactor
24 in 2014, the plant will still be under economic
25 pressure and at risk of imminent retirement, unless

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1 something dramatic shifts in the New York electricity
2 market. With the future of the plant in limbo, and
3 free cash flow in the negative, it is all the more
4 important that NRC hold Entergy accountable for
5 investing in this vital equipment we all rely on for
6 our protection from a nuclear accident. Without this
7 requirement that we're asking for, it would be all too
8 easy for Entergy to put financial interests above
9 safety, to absorb the hassle of unplanned power
10 changes and increased inspections, while putting off
11 this expensive investment as long as possible.

12 If Entergy does refuel the reactor next
13 year, they cannot be allowed to waffle on replacing
14 the condenser, no matter how expensive or hard it will
15 be for their bottom line. So we're asking that this
16 Petition Review Board consider this petition very
17 seriously and issue the requirement that we're asking
18 for. Thank you.

19 CHAIRMAN NIEH: Okay thank you, Jessica,
20 Tim and Dave. Well in my job as the Petition Review
21 Board Chair--this is Ho Nieh, NRR speaking--you know,
22 we'll insure that the NRC staff thoroughly considers
23 the information submitted in the petition, as well as
24 the information you all presented on the phone today.

25 I do want to point out that--Tim, you mentioned this

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1 as well, and Jessica, you touched on this also in your
2 remarks with respect to the financial issues raised in
3 a separate petition; that is also in the NRC's process
4 here, and there's been a separate board convened to
5 evaluate the information in that petition. So that
6 will be something that we'll remain aware of with
7 respect to what that petition review board is
8 evaluating, but it will likely not be something that
9 we'll consider as part of this petition. But unless
10 there's a reason to join those two together, you know,
11 we'll have to think about that at some point in time
12 in the future. But I do want to separate those two
13 issues, because there are two separate petitions.

14 I did have one question, and Tim and
15 Jessica, your remarks touched on this with respect to
16 the unplanned power changes and the risk to public
17 health and safety, but I would ask also Dave, I was
18 reading the petition before the meeting, and I
19 understand that you're seeking an enforcement action,
20 similar to what we did with ~~Geene~~Oconee and the
21 modifications they were making to that facility, which
22 basically puts in place a legally-binding requirement
23 to complete the modifications by a certain date in
24 time. And in the petition, it's quoted "While perhaps
25 not posing the same heightened risk to the public as

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1 | the safety shortcomings at Occone, the condenser tube
2 | degradation at FitzPatrick poses risk to the public."

3 | That was the part I was quoting from the petition.

4 | So Dave, let me ask I guess, are there any
5 | other issues that you'd like to make the Board aware
6 | of with respect to safety risks to the public beyond
7 | what was described by Tim and Jessica with the
8 | unplanned power changes and the white performance
9 | indicator?

10 | MR. LOCHBAUM: This is Dave Lochbaum. No,
11 | I think to elaborate what was in the petition, the
12 | quote you just read from the petition, you know the
13 | NRC's ROP used to have the unplanned scrams with
14 | complications, where loss of the normal heat ~~synch~~
15 | ~~sink~~ or the condenser was an initiator, and that was
16 | in recognition that while not technically safety grade
17 | or relied upon in a safety analysis, if you lose the
18 | condenser or the normal heat ~~synchink~~, you're making
19 | your life more difficult; you're increasing the risk.

20 | And basically, that's what I was alluding
21 | to in the petition, is that here there's an
22 | identified, well-established problem with the
23 | condenser which makes its reliability less than it was
24 | if they replaced the ~~steam-generator~~ codenser tubes.
25 | It doesn't--it's not that you're one step away from

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1 meltdown, but you are reducing the reliability of the
2 plant the way it's operating. So that's the safety
3 implications to the public I was inferring from that
4 statement.

5 CHAIRMAN NIEH: Okay, thank you very much,
6 Dave, I appreciate that clarification, and you know
7 when you mentioned that--this is Ho again from NRR--I
8 kind of reflect to my days back as an inspector; in
9 fact, I was at a site not too far away from
10 FitzPatrick, at Genay Ginna, but I do remember that
11 performance indicator scam with ~~lots~~ of normal heat
12 removal. And now finding myself back in this position
13 some 13 years later, things have changed in the
14 performance indicators, and yes you were correct that
15 that indicator is no longer part of the PIs that are
16 voluntarily reported by industry. But Dave, thanks
17 for that clarification and elaboration on that point
18 in your petition. Any other questions from the group
19 here? Okay I think Jessica, did you--were you going
20 to make another comment?

21 MS. AZULAY: Yes, this is Jessica Azulay.
22 I just wanted to respond to the question of the
23 financial qualifications petition and its relationship
24 to this petition. I wanted to clarify that we're not
25 suggesting that these petitions be joined. We do

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1 realize that they are separate petitions, and that our
2 financial qualifications petition is in process, and I
3 think I just wanted to clarify that we are bringing
4 this issue to you today because we do think it has
5 bearing on how the company will--how we can predict
6 the company will act, and whether--and what they're
7 considering and what kind of constraints and pressures
8 they're under in deciding whether to conduct this tube
9 replacement that they've said they're planning to do.

10 And so that's why we wanted to bring
11 these issues to your attention and bring that
12 proceeding to your attention. We believe the company
13 is under a lot of financial pressure to put off this
14 tube replacement as long as possible, which is part of
15 why they've put this tube replacement off so long
16 while these unplanned power changes continue for such
17 a long period of time, and until the company makes a
18 decision about whether it's going to continue
19 operating for a long period of time, we predict they
20 won't want to invest in such an expensive repair and
21 replacement. So that's why we wanted to bring these
22 to your attention, not to suggest that these two
23 petitions should be joined.

24 MR. JUDSON: That's right, and this is
25 Tim, and just to add to that, I think the additional

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1 context in which we wanted to raise those issues was
2 with respect to NRC might conduct a cost-benefit
3 analysis in deciding sort of how to provide regulatory
4 enforcement on this issue in particular, and we would
5 just like to sort of be out there up front, sort of
6 calling attention to our concerns about how NRC might
7 conduct that cost-benefit analysis and what factors it
8 may consider.

9 CHAIRMAN NIEH: Okay, thank you very much,
10 Tim and Jessica for that clarification. The NRC staff
11 here do not have any additional questions, I guess
12 Dave, any final comments for the Board?

13 MR. LOCHBAUM: This is Dave Lochbaum, I
14 just--I should have done it at the opening. I wanted
15 to thank Mohan Thadani for arranging this meeting. We
16 went through a couple of iterations because of the
17 Government shutdown, but he did a fantastic job of
18 setting us up and arranging this, and I appreciate
19 that effort and the extra effort he had to go through
20 because of the Government shutdown that was beyond his
21 control. So I appreciate that.

22 MR. THADANI: Thank you very much.

23 CHAIRMAN NIEH: Okay, thanks for the
24 acknowledgment, Dave. I guess before--so we'll get
25 ready to conclude the meeting. I did want to just

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1 clarify one thing I mentioned in my opening remarks.
2 I said the wrong date for the petition; I said July
3 23, but the date of the petition is actually July 25,
4 so I wanted to clarify that. So before I conclude the
5 meeting, I know we have some members of the public on
6 the phone, I'd like to perhaps take the opportunity
7 here to see if any members of the public have any
8 questions for the NRC on the process, not the merits
9 of the petition we just discussed, but are there any
10 questions from members of the public on the phone
11 about how the NRC dispositions 2.206 petitions?

12 MR. GUNTHER: This is Paul Gunter with
13 Beyond Nuclear; I don't have any questions at this
14 point.

15 CHAIRMAN NIEH: Okay, thank you, Paul.
16 All right, well Mr. Lochbaum--okay, does the licensee
17 have any questions about the NRC's 2.206 petition
18 process?

19 MR. KORS: No, we do not.

20 CHAIRMAN NIEH: Okay, thank you. Thank
21 you, Mohan. Okay, I'd like to--excuse me?

22 MR. KORS: Just giving you my name, Ken
23 Kors.

24 CHAIRMAN NIEH: Oh, okay. Thank you, Ken.
25 Okay, well Dave and Jessica and Tim, thank you for

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1 taking the time to talk with the Board today, I found
2 your remarks helpful and we'll consider them in
3 addition to the petition that was submitted on July
4 25, 2013. And with that, the meeting is adjourned.
5 Thank you.

6 MR. LOCHBAUM: Thank you. Bye.

7 MS. AZULAY: Thank you.

8 [Whereupon, the meeting was concluded at
9 2:02 p.m.]

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