

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

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AFFIRMATION SESSION

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PUBLIC MEETING

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Nuclear Regulatory Commission  
Commission Hearing Room  
11555 Rockville Pike  
Rockville, Maryland  
January 24, 2014

The Commission met in open session, pursuant to notice, at 1:10 p.m.,  
Allison M. Macfarlane, Chairman, presiding.

COMMISSIONERS PRESENT:

ALLISON M. MACFARLANE, Chairman of the Commission

KRISTINE L. SVINICKI, Member of the Commission

WILLIAM C. OSTENDORFF, Member of the Commission

COMMISSIONERS PARTICIPATING VIA TELECOM:

WILLIAM D. MAGWOOD, IV, Member of the Commission

STAFF AND PRESENTERS SEATED AT THE COMMISSION TABLE:

MARGARET DOANE, General Counsel

ANNETTE VIETTI-COOK, Secretary of the Commission

## DISCLAIMER

This is an unofficial transcript of a meeting of the United States Nuclear Regulatory Commission on January 24, 2014 in the Commission's office at One White Flint North, Rockville, Maryland. The meeting was open to public attendance and observation. This transcript has not been reviewed, corrected or edited, and it may contain inaccuracies.

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.

[1:10 p.m.]

PROCEEDINGS

ANNETTE VIETTI-COOK: Commissioner Magwood can you hear me okay.

COMMISSIONER MAGWOOD: Yes, I can.

ANNETTE VIETTI-COOK: I am asking for affirmation on the U.S. Department of Energy High-Level Waste Repository. The Commission is being asked to act on a Memorandum and Order responding to a motion for reconsideration of the Commission's decision in CLI-13-8 by the "Five Parties" and the petition for clarification of CLI-13-8 and the companion Staff Requirements Memorandum by the State of Nevada.

The Commission has voted to approve a Memorandum and Order, which denies both Nevada's and the Five Parties' requests. Commissioner Apostolakis did not participate in this matter.

Would the Commissioners in the conference room please affirm their votes.

CHAIRMAN MACFARLANE: Aye.

COMMISSIONER SVINICKI: Aye.

COMMISSIONER OSTENDORFF: Aye.

ANNETTE VIETTI-COOK: Commissioner Magwood would you please affirm your vote.

COMMISSIONER MAGWOOD: Aye

ANNETTE VIETTI-COOK: Thank you.

COMMISSIONER OSTENDORFF: I would like while all the Commissioners are here to register my concern in how we did this. I have no concern with affirming the Order but this last minute dealing with the SRM and not having the final SRM is just not the way we should be doing business as a Commission, so I am very displeased with how we proceeded as a Commission.

CHAIRMAN MACFARLANE: No, I agree we need to vote quicker on these things.

ANNETTE VIETTI-COOK: Ok. 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: January 24, 2014

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: Bridin Tully

Reporter: (TAPE RECORDING)