

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

SECRETARIAT RECORD COPY

Title: AFFIRMATION/DISCUSSION AND VOTE

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

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AFFIRMATION/DISCUSSION AND VOTE

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PUBLIC MEETING

Nuclear Regulatory Commission
One White Flint North
Rockville, Maryland

Thursday, September 30, 1993

The Commission met in open session,
pursuant to notice, at 3:29 p.m., Forrest J. Remick,
Commissioner, presiding.

COMMISSIONERS PRESENT:

KENNETH C. ROGERS, Commissioner
FORREST J. REMICK, Commissioner
E. GAIL de PLANQUE, Commissioner

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STAFF SEATED AT THE COMMISSION TABLE:

SAMUEL J. CHILK, Secretary

C. WILLIAM REAMER, Office of the General Counsel

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P-R-O-C-E-E-D-I-N-G-S

3:29 p.m.

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3 COMMISSIONER REMICK: We have an
4 affirmation session this afternoon.

5 Mr. Secretary, would you lead us through
6 it?

7 SECRETARY CHILK: Yes, Mr. Chairman.

8 The first item is SECY-93-260, the
9 Cleveland Electric Illuminating Company. The
10 Commission here is being asked to act on an order
11 responding to an appeal of the Licensing Board Panel
12 92-4 by the Ohio Citizens for Responsible Energy,
13 Inc., and Susan L. Hiatt.

14 The Board decision denied their petition
15 to intervene and for a hearing on the amendment to the
16 operating license for the Perry Nuclear Power Plant.

17 All Commissioners have approved an order
18 attached to the SECY memo dated September 29th which
19 grants the appeal and reverses the Licensing Board's
20 denial of the intervention petition. The petitioners'
21 contention is remanded to the Licensing Board for
22 further proceedings to address its adequacy.

23 Would you please affirm your votes?

24 COMMISSIONER ROGERS: Aye.

25 COMMISSIONER REMICK: Aye.

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1 COMMISSIONER de PLANQUE: Aye.

2 SECRETARY CHILK: The second item is SECY-
3 93-261, the Advanced Medical Systems' appeal of
4 Licensing Board memorandum and order, Licensing Board
5 Panel 91-09.

6 In this paper the Commission is being
7 asked to act on an order responding to an appeal by
8 the Advanced Medical Systems of a Licensing Board
9 order which granted an NRC staff motion for summary
10 disposition.

11 All Commissioners have approved an order
12 attached to our memorandum of September 29th that
13 affirms the Licensing Board Panel 91-9 in part,
14 reverses the Board's summary disposition of one
15 violation, and remands to the Board for further
16 proceeding all issues relating to that violation.

17 Would you please affirm your votes?

18 COMMISSIONER ROGERS: Aye.

19 COMMISSIONER REMICK: Aye.

20 COMMISSIONER de PLANQUE: Aye.

21 SECRETARY CHILK: I have nothing further,
22 sir.

23 COMMISSIONER REMICK: No further.

24 Anything else?

25 COMMISSIONER ROGERS: No.

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1 COMMISSIONER REMICK: If not, we're
2 adjourned.

3 (Whereupon, at 3:31 p.m., the above-
4 entitled matter was adjourned.)

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of the United States Nuclear Regulatory Commission entitled:

TITLE OF MEETING: AFFIRMATION/DISCUSSION AND VOTE

PLACE OF MEETING: ROCKVILLE, MARYLAND

DATE OF MEETING: SEPTEMBER 30, 1993

were transcribed by me. I further certify that said transcription
is accurate and complete, to the best of my ability, and that the
transcript is a true and accurate record of the foregoing events.

Carol Lynch

Reporter's name: Peter Lynch

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