

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

\*\*\*

AFFIRMATION SESSION

\*\*\*

PUBLIC MEETING

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Nuclear Regulatory Commission  
Commission Hearing Room  
11555 Rockville Pike  
Rockville, Maryland

Monday, June 30, 1997

The Commission met in open session, pursuant to notice, at 9:03 a.m.,  
Shirley A. Jackson, Chairman, presiding.

COMMISSIONERS PRESENT:

SHIRLEY A. JACKSON, Chairman of the Commission

KENNETH C. ROGERS, Member of the Commission

NILS J. DIAZ, Member of the Commission

EDWARD McGAFFIGAN, JR., Member of the Commission

**STAFF AND PRESENTERS SEATED AT THE COMMISSION TABLE:**

**JOHN C. HOYLE, Secretary**

**KAREN D. CYR, General Counsel**

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

[9:03 a.m.]

CHAIRMAN JACKSON: Good morning ladies and gentlemen. This is an affirmation session. We have one item to come before us this morning. Before I ask the Secretary to lead us through the item for affirmation, and before I ask my fellow Commissioners if they have any opening comments, I would like to make note of the fact that this is Commissioner Rogers' last Affirmation Session. I'm sure it breaks his heart. (Laughter) Do any of my fellow Commissioners have any opening comments they would like to make?

COMMISSIONER DIAZ: Should we discuss whether this is his last?  
(Laughter)

CHAIRMAN JACKSON: Mr. Secretary, please proceed.

MR. HOYLE: Chairman Jackson, we have one item this morning. It is SECY-97-129. In this paper, the Commission is being asked to act on an Order responding to petitions from Louisiana Energy Services and the NRC Staff for review of the Licensing Board's decision LBP-97-8. Each of you has voted to approve the Order, including a footnote which discusses a briefing schedule which grants the petitions for review. The Order also turns down as outside NRC limits NRC rules Nuclear Energy Institute's effort to file an amicus curiae brief in support of the petitions but authorizes NEI to file an amicus brief on the merits should it chose to do so. Commission Dicus also voted to approve this paper.

At this time may I ask you to affirm your votes?

[A chorus of ayes.]

MR. HOYLE: Thank you.

CHAIRMAN JACKSON: Is there anything else to come before us this morning?

MR. HOYLE: Not this morning.

CHAIRMAN JACKSON: If not, we're adjourned, but we'll continue upstairs.

MR. HOYLE: Thank you..

[Whereupon, at 9:05 a.m., the affirmation session was adjourned.]

## 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:** Monday, June 30, 1997

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: Debra K. Wright

Reporter: (TAPE RECORDING)