

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

Title: AFFIRMATION/DISCUSSION AND VOTE

Location: NUCLEAR REGULATORY COMMISSION  
ONE WHITE FLINT NORTH  
ROCKVILLE, MARYLAND

Date: FRIDAY, APRIL 1, 1994

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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

Friday, April 1, 1994

The Commission met in open session,  
pursuant to notice, at 11:31 a.m., Ivan Selin,  
Chairman, presiding.

**COMMISSIONERS PRESENT:**

IVAN SELIN, Chairman of the Commission  
KENNETH C. ROGERS, Commissioner  
FORREST J. REMICK, Commissioner  
E. GAIL de PLANQUE, Commissioner

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STAFF SEATED AT THE COMMISSION TABLE:

JOHN HOYLE, Assistant Secretary

MARTIN MALSCH, Office of the General Counsel

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

11:31 a.m.

1  
2  
3 CHAIRMAN SELIN: Good morning, ladies and  
4 gentlemen.

5 We have an affirmation session now. There  
6 are two items to come before us this morning.

7 Mr. Hoyle, would you lead us through this?

8 MR. HOYLE: The first of the two is SECY-  
9 94-043, dealing with Sequoyah Fuels Corporation case.  
10 The Commission is being asked to consider granting a  
11 petition for review of Licensing Board Order 93-25,  
12 which granted Sequoyah Fuels Corporation's request to  
13 withdraw its license renewal application and thereby  
14 terminating the proceeding. This petition was  
15 submitted by the Native Americans for a Clean  
16 Environment and the Cherokee Nation.

17 All Commissioners have approved granting  
18 the petition for review and issuing an order to that  
19 effect.

20 May I ask you to affirm your votes?

21 CHAIRMAN SELIN: Aye.

22 COMMISSIONER ROGERS: Aye.

23 COMMISSIONER REMICK: Aye.

24 COMMISSIONER de PLANQUE: Aye.

25 MR. HOYLE: The second item is SECY-94-

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1 046, which is a final rule on the Equal Access to  
2 Justice Act.

3 The Commission is being asked to approve  
4 a final rule implementing the Equal Access to Justice  
5 Act which sets procedures allowing persons who prevail  
6 against the government in certain agency adjudicatory  
7 proceedings to recover attorney fees and other costs.

8 All Commissioners have approved the final  
9 rule.

10 May I ask you to affirm your votes?

11 CHAIRMAN SELIN: Aye.

12 COMMISSIONER ROGERS: Aye.

13 COMMISSIONER REMICK: Aye.

14 COMMISSIONER de PLANQUE: Aye.

15 MR. HOYLE: Thank you.

16 (Whereupon, at 11:33 a.m., the above-  
17 entitled matter was adjourned.)

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TITLE OF MEETING: AFFIRMATION/DISCUSSION AND VOTE

PLACE OF MEETING: ROCKVILLE, MARYLAND

DATE OF MEETING: APRIL 1, 1994

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.



Reporter's name: PETER LYNCH

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