

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  
September 8, 2015

The Commission met in open session, pursuant to notice, at 9:25 AM., Stephen G. Burns, Chairman, presiding.

COMMISSIONERS PRESENT:

STEPHEN G. BURNS, Chairman of the Commission

KRISTINE L. SVINICKI, Member of the Commission (via Teleconference)

WILLIAM C. OSTENDORFF, Member of the Commission

JEFF BARAN, Member of the Commission

STAFF AND PRESENTERS SEATED AT THE COMMISSION TABLE:

BRADLEY JONES, Acting General Counsel

RICHARD J. LAUFER, Acting Secretary of the Commission

## DISCLAIMER

This is an unofficial transcript of a meeting of the United States Nuclear Regulatory Commission on September 8, 2015, 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.

[9:25 a.m.]

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

CHAIRMAN BURNS: Good Morning, We'll start first, we have an affirmation session we have two items come before us and I believe Commissioner Svinicki is on the phone.

COMMISSIONER SVINKICK: Yes, I am.

CHAIRMAN BURNS: Ok, Good Morning. Rich, will you lead through the items, please.

RICHARD J. LAUFER: We have two items for Affirmation. The first item is a Final Rule: The Commission is being asked to act on a final rule amending 10 CFR Part 2 to clarify the Commission's procedures governing hearings on challenges to immediately effective orders and to make minor conforming changes to 10 CFR Part 150. The Commission certifies that the rule will not have a significant impact on a substantial number of small entities under the Regulatory Flexibility Act. The Commission has voted to approve the publication and implementation of this final rule. Would the Commissioners in the room please affirm your votes?

CHAIRMAN BURNS: Aye.

COMMISSIONER OSTENDORFF: Aye.

COMMISSIONER BARAN: Aye.

RICHARD J. LAUFER: Commissioner Svinicki, would you please affirm your vote?

COMMISSIONER SVINICKI: Aye

RICHARD J. LAUFER: The second item refers to Fermi Nuclear Power Plant, Unit 2. The Commission is being asked to act on a Memorandum and Order addressing DTE Electric Company's appeal of the Atomic Safety and Licensing Board's decision to grant a hearing in the *Fermi* license renewal proceeding. The Commission has voted to approve a Memorandum and Order that reverses the Board's decision and directs the Board to terminate the proceeding.

Would the Commissioners in the room please affirm your votes?

CHAIRMAN BURNS: Aye.

COMMISSIONER OSTENDORFF: Aye.

COMMISSIONER BARAN: Aye.

RICHARD J. LAUFER: Commissioner Svinicki, would you please affirm your vote?

COMMISSIONER SVINICKI: Aye.

RICHARD J. LAUFER: That completes the affirmation.

CHAIRMAN BURNS: 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: September 8, 2015

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: Patricia J. Jimenez /RA/

Reporter: (TAPE RECORDING)