

November 9, 2015

MEMORANDUM FOR: Brooke P. Clark, Director  
Office of Commission Appellate Adjudication

FROM: Annette L. Vietti-Cook, Secretary */RA/*

SUBJECT: STAFF REQUIREMENTS - AFFIRMATION SESSION, 2:45 P.M.,  
MONDAY, NOVEMBER 9, 2015, COMMISSIONERS'  
CONFERENCE ROOM, ONE WHITE FLINT NORTH,  
ROCKVILLE, MARYLAND (OPEN TO PUBLIC ATTENDANCE)

I. SECY-15-0099 – Pacific Gas and Electric Company (Diablo Canyon Nuclear Power Plant), Friends of the Earth’s Appeal of LBP-15-6

The Commission approved a Memorandum and Order responding to Friends of the Earth’s appeal of the Atomic Safety and Licensing Board’s decision in LBP-15-6 to deny its intervention petition and related waiver request in the Diablo Canyon license renewal proceeding. The Memorandum and Order affirms the Board’s decision.

(Subsequently, on November 9, 2015, the Secretary signed the Memorandum and Order.)

II. SECY-15-0102 - Entergy Nuclear Operations, Inc. (Palisades Nuclear Plant) – Appeal of LBP-15-17

The Commission approved a Memorandum and Order responding to the appeal of Beyond Nuclear, Don’t Waste Michigan, Michigan Safe Energy Future—Shoreline Chapter, and the Nuclear Energy Information Service of the Atomic Safety and Licensing Board’s decision in LBP-15-17 to deny their petition to intervene and request for hearing. The Memorandum and Order affirms the Board’s decision.

(Subsequently, on November 9, 2015, the Secretary signed the Memorandum and Order.)

III. SECY-15-0115 - Entergy Nuclear Operations, Inc. (Palisades Nuclear Plant) – Appeal of LBP-15-20

The Commission approved a Memorandum and Order responding to Entergy’s appeal of the Atomic Safety and Licensing Board’s decision in LBP-15-20. The Board’s decision granted the hearing request of Beyond Nuclear, Don’t Waste Michigan, Michigan Safe Energy Future—Shoreline Chapter, and the Nuclear Energy Information Service with respect to Entergy’s application for agency approval of its “equivalent margins analysis” for the Palisades reactor pressure vessel. The Memorandum and Order reverses the Board’s decision and directs the Licensing Board to terminate this proceeding.

(Subsequently, on November 9, 2015, the Secretary signed the Memorandum and Order.)

IV. SECY-15-0131 - Entergy Nuclear Operations, Inc. (Indian Point Nuclear Generating Units 2 and 3) – Petition for Interlocutory Review of Atomic Safety and Licensing Board’s July 20, 2015 Order (Denying New York Motion to Withdraw Proprietary Designation)

The Commission<sup>1</sup> approved a Memorandum and Order responding to the State of New York’s petition for interlocutory review of the Licensing Board’s decision denying its motion to withdraw the proprietary designation of five documents that have been offered as evidence in this proceeding. The Memorandum and Order denies the State’s petition, without prejudice to its ability to renew its appeal following a partial or final initial decision in this proceeding.

(Subsequently, on November 9, 2015, the Secretary signed the Memorandum and Order.)

cc: Chairman Burns  
Commissioner Svinicki  
Commissioner Ostendorff  
Commissioner Baran  
EDO  
OGC  
CFO  
OCA  
OIG  
OPA  
Office Directors, Regions, ACRS, ASLBP (via E-Mail)  
PDR

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<sup>1</sup> Chairman Burns did not participate in this matter.