



July 21, 1983

POLICY ISSUE

SECY 83-296

(NEGATIVE CONSENT)

For: The Commissioners

From: James A. Fitzgerald
Assistant General Counsel

Subject: TRANSCRIPT REVIEW: BRUNSWICK ENFORCEMENT
MATTER

Purpose: *Ex 5 (FOIA)* To inform the Commission of

Discussion: On February ³~~8~~, 1983 the Commission met in a session, closed under Exemption 5 of the Sunshine Act, to discuss proposed penalties involving the Brunswick station. Accordingly, the transcript of that meeting has been withheld pending this review by OGC. Shortly after the meeting, the staff proposed to impose a civil penalty on the licensee for the violations discussed with the Commission. The staff recently decided to deny the licensee's request for mitigation and imposed the penalty. The licensee has not decided whether to contest the penalty. In these circumstances, we believe

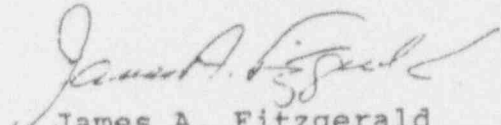
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Information in this record was deleted
in accordance with the Freedom of Information
Act, exemptions 2, 5 & GISA 4.5
FOIA- 92-436

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Ex. 5
(FOIA) [


James A. Fitzgerald
Assistant General Counsel

SECY NOTE:

In the absence of instructions to the contrary, SECY will notify the staff on Tuesday, August 4, 1983 that the Commission, by negative consent, assents to the action proposed in this paper.