



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D.C. 20555

December 23, 1982

OFFICE OF THE  
SECRETARY

MEMORANDUM FOR: Leonard Bickwit, Jr., General Counsel  
FROM: Samuel J. Chilk, Secretary  
SUBJECT: STAFF REQUIREMENTS - AFFIRMATION/DISCUSSION  
AND VOTE, 3:35 P.M., WEDNESDAY, DECEMBER 22,  
1982, COMMISSIONERS' CONFERENCE ROOM,  
DC OFFICE (OPEN TO PUBLIC ATTENDANCE)

I. SECY-82-473 - Indian Point Special Proceeding, Draft  
Decision on UCS Motion to Direct Staff to Reschedule  
Meeting

The Commission, by a vote of 4-1,\* (Commissioner Gilinsky disapproving), approved an Order that grants in part and denies in part the Union of Concerned Scientists' Motion which sought to have the NRC staff reschedule a meeting.

(Subsequently, on December 23, 1982 the Order was signed by the Secretary).

II. SECY-82-457 - Review of ALAB-687 (In the Matter of  
Duke Power Company, et al.)

The Commission, by a vote of 4-1,\*\* (with Commissioner Gilinsky disapproving and Commissioner Asselstine disapproving in part), approved an Order taking partial review of ALAB-687. Commissioner Gilinsky would not have taken review and Commissioner Asselstine did not favor seeking review of the second issue specified in the Order.

(Subsequently, on December 23, 1982 the Order was signed by the Secretary).

cc: Chairman Palladino  
Commissioner Gilinsky  
Commissioner Ahearne  
Commissioner Roberts  
Commissioner Asselstine  
Commission Staff Offices  
PDR - Advance  
DCS - 016 Phillips

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\* Section 201 of the Energy Reorganization Act, 42 U.S.C. § 5841, provides that action of the Commission shall be determined by a "majority vote of the members present." Commissioner Gilinsky was not present when this item was affirmed, but had previously indicated that he would disapprove. Had Commissioner Gilinsky been present, he would have affirmed his prior vote. Accordingly, the formal vote of the Commission was 4-0 in favor of the decision.

\*\* Section 201 of the Energy Reorganization Act, 42 U.S.C. § 5841, provides that action of the Commission shall be determined by a "majority vote of the members present." Commissioner Gilinsky was not present when this item was affirmed, but had previously indicated that he would disapprove. Had Commissioner Gilinsky been present, he would have affirmed his prior vote. Accordingly, the formal vote of the Commission was 3-1 in favor of the decision.