



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

December 22, 2020

SECRETARY

IN RESPONSE, PLEASE
REFER TO: M201222

MEMORANDUM FOR: Marian L. Zobler, General Counsel
Office of the General Counsel

Jody C. Martin, Director
Office of Commission Appellate Adjudication

FROM: Annette L. Vietti-Cook, Secretary

SUBJECT: STAFF REQUIREMENTS - AFFIRMATION SESSION, 10:30
A.M., TUESDAY, DECEMBER 22, 2020, COMMISSIONERS'
CONFERENCE ROOM, ONE WHITE FLINT NORTH,
ROCKVILLE, MARYLAND (OPEN TO PUBLIC VIA
TELECONFERENCE)

- I. SECY-20-0084 – OKLO POWER LLC. (AURORA REACTOR) – EMERGENCY PETITION TO IMMEDIATELY REVOKE OR SUSPEND DOCKETING NOTICE AND HEARING NOTICE FOR COMBINED LICENSE APPLICATION BY OKLO POWER, LLC AND REQUEST FOR CLARIFICATION THAT NUCLEAR ENERGY INNOVATION AND MODERNIZATION ACT [(NEIMA)] DOES NOT MANDATE OR AUTHORIZE DISREGARD OF NRC PROCEDURAL REQUIREMENTS FOR NEW REACTOR LICENSE APPLICANTS

The Commission¹ approved a Memorandum and Order responding to an emergency petition filed by a number of organizations (collectively, Petitioners) requesting that the Commission immediately revoke or suspend the docketing notice and hearing notice in the proceeding on the combined license application submitted by Oklo Power, LLC. The Memorandum and Order denies the Petitioners' request that the Commission exercise its supervisory authority over this proceeding to immediately revoke or suspend the docketing notice and hearing notice or to make the requested clarifications regarding NEIMA. Within fifteen days of the publication of the Memorandum and Order, the NRC staff is directed to make available an appropriately redacted version of the Application and to file a notice on the Hearing Docket when that version is available.

(Subsequently, on December 22, 2020, the Secretary signed the Memorandum and Order.)

¹ Section 201 of the Energy Reorganization Act, 42 U.S.C. Section 5841, provides that action of the Commission shall be determined by a majority vote of the members present. Chairman Svinicki was present in the Conference Room. Commissioners Baran, Caputo, Wright, and Hanson participated in the meeting via teleconference.

II. SECY-20-0103 – SOUTHERN NUCLEAR OPERATING CO., INC. (VOGTLE ELECTRIC GENERATING PLANT, UNIT 3); APPEAL OF LBP-20-8

The Commission¹ approved a Memorandum and Order addressing the appeal of Blue Ridge Environmental Defense League and its chapter Concerned Citizens of Shell Bluff from the Atomic Safety and Licensing Board's denial of its hearing request on Southern Nuclear Operating Company, Inc.'s application for an amendment to the Vogtle Unit 3 combined license. The Memorandum and Order affirms the Board's decision.

(Subsequently, on December 22, 2020, the Secretary signed the Memorandum and Order.)

cc: Chairman Svinicki
Commissioner Baran
Commissioner Caputo
Commissioner Wright
Commissioner Hanson
EDO
OGC
CFO
OCAA
OCA
OIG
OPA
ODs, RAs, ACRS, ASLBP (via E-Mail)
PDR