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NUCLEAR REGULATORY COMMISSION

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IN THE MATTER OF:

ADJUDICATORY SESSION 78-11

APPROVAL OF GENERAL ORDER EXTENDING RE-  
VIEW TIME IN ADJUDICATORY AND ENFORCE-  
MENT ACTIONS

Place - Washington, D. C.

Date - Thursday, 16 March 1978

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Telephone:  
(202) 347-3700

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UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION  
ADJUDICATORY SESSION 78-11

APPROVAL OF GENERAL ORDER EXTENDING RE-  
VIEW TIME IN ADJUDICATORY AND ENFORCE-  
MENT ACTIONS

Room 1130  
1717 H. Street N.W.  
Washington, D.C.

Thursday, 16 March 1978

The Commission met, pursuant to notice, at 9:30  
a.m.

BEFORE:

VICTOR GILINSKY, Acting Chairman  
PETER BRADFORD, Commissioner

ALSO PRESENT:

J. KELLEY  
S. CHILK  
H. SHAPAR

P R O C E E D I N G S

(9:30 a.m.)

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2  
3 COMMISSIONER GILINSKY: Let's proceed.

4 (Conference telephone call with Chairman Hendrie.)

5 MR. KELLEY: The first order of business is the  
6 General Order I talked about; extending time for review in  
7 adjudicatory and enforcement actions.

8 First of all, although it may not feel like it,  
9 you are now with a Commission meeting within the meaning of the  
10 Government in the Sunshine Act under my new interpretation  
11 that includes "squawk boxes."

12 COMMISSIONER HENDRIE: That seems to me ought  
13 to be a useful extension of the Act.

14 "Bon jour" to my colleagues.

15 MR. KELLEY: Can we first have an affirmative vote.  
16 Your colleagues, Acting Chairman Gilinsky and Commissioner  
17 Bradford are here, along with Howard Shapar and other friends.

18 And we can first have a vote to hold the meeting  
19 on short notice?

20 COMMISSIONER HENDRIE: "Oui."

21 (Laughter.)

22 MR. KELLEY: The business before the house is  
23 an order that would extend the time within which the Com-  
24 mission can review pending ALAB decisions, either on its  
25 own motion or upon a timely filed petition for review, and

1 also the time within which the Commission can review denials  
2 of enforcement requests under 10 CFR 2.206, similar to an  
3 order we had last summer when we extended time for review in  
4 similar situations.

5 I believe that all Commissioners have been ap-  
6 prised of the purpose of this.

7 And can we have a vote on the order that would  
8 accomplish this extension?

9 COMMISSIONER HENDRIE: I vote for it.

10 MR. KELLEY: Two more votes being registered, the  
11 order is approved.

12 I guess Acting Chairman Gilinsky will pick up the  
13 ball at this point.

14 COMMISSIONER GILINSKY: Does that conclude our  
15 business on this point?

16 MR. KELLEY: On this point, yes; we are done.

17 COMMISSIONER GILINSKY: I think we have to say  
18 hello to Joe. Good morning.

19 COMMISSIONER HENDRIE: Hi, Vic; how are you?

20 COMMISSIONER GILINSKY: Very good. This is really a new  
21 first. I think we ought to say something like: What hath  
22 God wrought?

23 (Laughter.)

24 Well, how are you feeling?

25 COMMISSIONER HENDRIE: Fine. Circumstances

1 remarkably good.

2 COMMISSIONER GILINSKY: We all look forward to  
3 getting you back here.

4 COMMISSIONER HENDRIE: I hope to get back in the  
5 Washington area early next week, and then see how (inaudible)  
6 I am, able to (inaudible).

7 COMMISSIONER GILINSKY: Well, we will see how much  
8 of that French sticks.

9 COMMISSIONER HENDRIE: Not much, I am afraid.

10 COMMISSIONER GILINSKY: Okay, then; over and out.

11 MR. KELLEY: 10-4.

12 COMMISSIONER GILINSKY: 10-4; yes.

13 COMMISSIONER HENDRIE: Okay.

14 (Whereupon, the conference telephone call was  
15 completed at 9:40 a.m.)

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