

May 16, 2008

MEMORANDUM FOR: John F. Cordes, Director
Office of Commission Appellate Adjudication
FROM: Annette L. Vietti-Cook, Secretary /RA/
SUBJECT: STAFF REQUIREMENTS - AFFIRMATION SESSION, 8:55 A.M., FRIDAY, MAY 16, 2008, COMMISSIONERS'
CONFERENCE ROOM, ONE WHITE FLINT NORTH, ROCKVILLE, MARYLAND (OPEN TO PUBLIC ATTENDANCE)

I. SECY-08-0058 – Entergy Nuclear Generation Co. and Entergy Nuclear Operations, Inc. (Pilgrim Nuclear Power Station), Docket No. 50-293-LR – Entergy's Request for Guidance on the First Circuit's Administrative Stay

The Commission¹ approved a Memorandum and Order responding to a "Request for Guidance on the First Circuit's Administrative Stay" from Entergy and addressing the effect of the court-ordered stay on the on-going Pilgrim proceeding. The Memorandum and Order directs the Atomic Safety and Licensing Board to close the evidentiary record on Pilgrim Watch Contention 1, per its usual course, and proceed with the existing schedule for the submission of proposed findings of fact and conclusions of law. It also directs that the proceeding-at-large and the administrative record remain open in accordance with the Court's stay order.

(Subsequently, on May 16, 2008, the Secretary signed the Memorandum and Order.)

cc: Chairman Klein
Commissioner Jaczko
Commissioner Lyons
Commissioner Svinicki
EDO
OGC
CFO
OCAA
OCA
OIG
OPA
Office Directors, Regions, ACRS, ACNW, ASLBP (via E-Mail)
PDR

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 Klein and Commissioners Lyons and Svinicki were present in the Conference Room. Commissioner Jaczko participated in the meeting via speakerphone.