

IN RESPONSE, PLEASE  
REFER TO: M090625A

June 25, 2009

MEMORANDUM FOR: Brooke Poole, Director  
Office of Commission Appellate Adjudication

FROM: Annette L. Vietti-Cook, Secretary **/RA/**

SUBJECT: STAFF REQUIREMENTS - AFFIRMATION SESSION, 1:25 P.M.,  
THURSDAY, JUNE 25, 2009, COMMISSIONERS' CONFERENCE  
ROOM, ONE WHITE FLINT NORTH, ROCKVILLE, MARYLAND  
(OPEN TO PUBLIC ATTENDANCE)

I. SECY-09-0063 – Crow Butte Resources, Inc. (License Amendment for the North Trend Expansion Area), Staff and Applicant Appeals of LBP-08-6 and LBP-09-1, Granting Hearing and Admitting Contentions

The Commission approved a Memorandum and Order responding to appeals by the NRC staff and the applicant, Crow Butte Resources, Inc. (Crow Butte) of the Atomic Safety and Licensing Board decisions in LBP-08-6 and LBP-09-1. The Memorandum and Order affirms in part and reverses in part the Board's decisions.

(Subsequently, on June 25, 2009, the Secretary signed the Memorandum and Order.)

II. SECY-09-0084 - Southern Nuclear Operating Co. (Vogtle Electric Generating Plant, Units 3 and 4), LBP-09-3 (Ruling on Standing and Contention Admissibility)

The Commission approved a Memorandum and Order addressing two contention admissibility rulings referred by the Licensing Board. The referral concerns potential uncertainties associated with future treatment, under the Commission's rules of practice, of design-related contentions in combined license application proceedings. The Memorandum and Order declines to review the rulings referred by the Board

(Subsequently, on June 25, 2009, the Secretary signed the Memorandum and Order.)

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