

1 UNITED STATES OF AMERICA
2 NUCLEAR REGULATORY COMMISSION

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4 AFFIRMATION SESSION

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6 PUBLIC MEETING

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8 Nuclear Regulatory Commission
9 One White Flint North
10 Rockville, Maryland
11 Thursday, February 11, 1999
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13 The Commission met in open session, pursuant to
14 notice, at 9:04 a.m., Shirley A. Jackson, Chairman,
15 presiding.

16 COMMISSIONERS PRESENT:

- 17 SHIRLEY A. JACKSON, Chairman of the Commission
- 18 NILS J. DIAZ, Commissioner
- 19 GRETA J. DICUS, Commissioner
- 20 EDWARD McGAFFIGAN, JR., Commissioner
- 21 JEFFREY S. MERRIFIELD, Commissioner

22 STAFF PRESENT:

- 23 ANNETTE L. VIETTI-COOK, Secretary of the
- 24 Commission
- 25 KAREN D. CYR, General Counsel

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1 P R O C E E D I N G S

2 [9:04 a.m.]

3 CHAIRMAN JACKSON: Good morning. We will begin an
4 affirmation session. We have two items to come before us
5 this morning. Before I ask the Secretary to lead us through
6 the items for affirmation, do any of my colleagues have any
7 comments they wish to make?

8 If not, Madam Secretary, please proceed.

9 MS. VIETTI-COOK: The Commission is being asked to
10 act on a memorandum and order responding to a request by
11 Mr. Camille "Bud" George for intervention in a hearing in a
12 Subpart M license transfer proceeding on TMI Nuclear Station
13 Unit 1.

14 The Commission has approved a memorandum and order
15 as revised on February 11, 1999, at 8:31 a.m., which denies
16 Mr. George's request and dismisses this proceeding, noting
17 that Mr. George did not satisfy the regulatory provisions
18 governing requests for intervention and hearing.

19 Would you please affirm your votes?

20 Aye.

21 COMMISSIONER DIAZ: Aye.

22 COMMISSIONER DICUS: Aye.

23 COMMISSIONER McGAFFIGAN: Aye.

24 COMMISSIONER MERRIFIELD: Aye.

25 MS. VIETTI-COOK: The second item. The Commission

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1 is being asked to act on an order responding to a petition
2 for interlocutory review of the presiding officer's February
3 4, 1999, memorandum and order that denies the intervenors'
4 request for schedule adjustments and extensions.

5 The Commission, with Commissioners Dicus, Diaz,
6 and Merrifield agreeing, has approved a memorandum and order
7 which grants the petition insofar as it grants an extension
8 of the deadline for the intervenors to file their briefs to

9 February 19, 1999, and denies the petition in all other
10 respects. Chairman Jackson and Commissioner McGaffigan
11 denied the petition for interlocutory review.
12 Would you please affirm your vote?
13 Aye.
14 COMMISSIONER DIAZ: Aye.
15 COMMISSIONER DICUS: Aye.
16 COMMISSIONER McGAFFIGAN: Aye.
17 COMMISSIONER MERRIFIELD: Aye.
18 COMMISSIONER McGAFFIGAN: Madam Chairman. I think
19 my vote was to grant the petition and deny it in all
20 respects. Just for clarification.
21 CHAIRMAN JACKSON: Thank you.
22 Is there anything else to come before us this
23 morning in these matters?
24 MS. VIETTI-COOK: No.
25 CHAIRMAN JACKSON: If not, we are adjourning the

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1 affirmation session and we will begin our Commission
2 meeting.
3 [Whereupon, at 9:06 a.m., the affirmation session
4 was concluded.]
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