

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

OFFICE OF THE SECRETARY

AFFIRMATION SESSION

One White Flint North

Room 1F-16

11555 Rockville Pike

Rockville, Maryland

Thursday, April 15, 1999

The Commission met, pursuant to notice at 3:10 p.m., the Honorable SHIRLEY A.

JACKSON, Chairman of the Commission, presiding.

COMMISSIONERS PRESENT:

SHIRLEY A. JACKSON, Chairman

NILS T. DIAZ, Commissioner

EDWARD MCGAFFIGAN, JR., Commissioner

JEFFREY S. MERRIFIELD, Commissioner

DISCLAIMER

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[3:10p.m.]

CHAIRMAN JACKSON: Good afternoon ladies and gentlemen. This is an affirmation session. We have two items to come before us this afternoon. Before I ask the Secretary to lead us through the items for affirmation do any of my colleagues have any opening comments they wish to make? If not, Madam Secretary you may proceed.

MADAM SECRETARY: The first item is Private Fuel Storage. The Commission is being asked to act on a Memorandum and Order responding to an appeal by Private Fuel Storage of the Board's decision on LBP-99-3 to grant a late-filed intervention petition submitted by Southern Utah Wilderness Alliance. The Commission has voted to approve a Memorandum and Order which affirms the Licensing Board's decision to grant the Southern Utah Wilderness Alliance petition to intervene. Would you please affirm your votes.

CHAIRMAN JACKSON: Aye

COMMISSIONER DICUS: Aye
COMMISSIONER DIAZ: Aye
COMMISSIONER MCGAFFIGAN: Aye
COMMISSIONER MERRIFIELD: Aye

MADAM SECRETARY: The second item is Duke Energy Corporation. The Commission is being asked to act on a Memorandum and Order responding to appeals filed by petitioners with regard to the Licensing Board's decision to terminate this proceeding in LBP-98-33. The Commission has voted to approve a Memorandum and Order which affirms the Licensing Board's decision in LBP-98-33. Would you please affirm your votes.

CHAIRMAN JACKSON: Aye
COMMISSIONER DICUS: Aye
COMMISSIONER DIAZ: Aye
COMMISSIONER MCGAFFIGAN: Aye
COMMISSIONER MERRIFIELD: Aye
CHAIRMAN JACKSON: Is there anything else to come before us this afternoon?
MADAM SECRETARY: No.
CHAIRMAN JACKSON: If not, we're adjourned. Thank you.

[Whereupon, at 3:15 p.m., the affirmation session as concluded.]

CERTIFICATE

This is to certify that the attached description of a meeting of the U. S. Nuclear Regulatory Commission entitled:

TITLE OF MEETING: Affirmation Session
(PUBLIC MEETING)

PLACE OF MEETING: Rockville, Maryland

DATE OF MEETING: April 15, 1999

was held as herein appears, is a true and accurate record of the meeting, and that this is the original transcript thereof taken stenographically by me, thereafter reduced to typewriting by me or under the direction of the court reporting company.

Transcriber: NANCY S. GREATHEAD
Reporter: (TAPE RECORDING)