

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

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AFFIRMATION SESSION

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PUBLIC MEETING

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Nuclear Regulatory Commission
Commission Hearing Room
11555 Rockville Pike
Rockville, Maryland
January 15, 2008

The Commission met in open session, pursuant to notice, at 9:25 a.m.,

Dale E. Klein, Chairman, presiding.

COMMISSIONERS PRESENT:

DALE E. KLEIN, Chairman of the Commission

GREGORY B. JACZKO, Member of the Commission

PETER B. LYONS, Member of the Commission

STAFF AND PRESENTERS SEATED AT THE COMMISSION TABLE:

JOSEPH GRAY, Acting General Counsel

ANNETTE VIETTI-COOK, Secretary of the Commission

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The transcript is intended solely for general information purposes. As provided by 10 CFR 9.103, it is not part of the formal or informal record of decision of the matters discussed. Expressions of opinion in this transcript do not necessarily reflect final determination or beliefs. No pleading or other paper may be filed with the Commission in any proceeding as the result of, or addressed to, any statement or argument contained herein, except as the Commission may authorize.

[9:25 a.m.]

P R O C E E D I N G S

CHAIRMAN KLEIN: Madam Secretary, I believe we have some affirmations today. Would you please proceed?

ANNETTE VIETTI-COOK: The first item is Pacific Gas and Electric Company Diablo Canyon Independent Spent Fuel Storage Installation. The Commission is being asked to act on a Memorandum and Order as an initial determination on the admissibility of contentions raised by the San Luis Obispo Mothers for Peace in the Diablo Canyon independent spent fuel storage installation proceeding. The Commission has voted to approve a Memorandum and Order which admits Contentions 1(b) and 2 in part, declines to admit Contentions 1(a), 3, 4, and 5 and sets a procedural schedule. Commissioner Jaczko dissented in part because he would have also admitted contention 3. Commissioner Lyons dissented in part because he would have rejected contention 2. Would you please affirm your votes?

CHAIRMAN KLEIN: Aye.

COMMISSIONER JACZKO: Aye.

COMMISSIONER LYONS: Aye.

ANNETTE VIETTI-COOK: The second item is on Pilgrim Nuclear Power Station license renewal. The Commission is being asked to act on a Memorandum and Order responding to a request by Pilgrim Watch for interlocutory review of the Atomic Safety and Licensing Board's summary disposition of one of two contentions in the license renewal proceeding for the Pilgrim Nuclear Power Station. The Commission has voted to approve a Memorandum and Order which denies the request for interlocutory review. Would you please affirm your votes?

CHAIRMAN KLEIN: Aye.

COMMISSIONER JACZKO: Aye.

COMMISSIONER LYONS: Aye.

ANNETTE VIETTI-COOK: That's all I have. Thank you.

CHAIRMAN KLEIN: Any comments? Meeting's adjourned. Thank you.

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: January 15, 2008

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: DARLENE K. WRIGHT

Reporter: (TAPE RECORDING)