

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
July 31, 2009

The Commission met in open session, pursuant to notice, at 10:45 a.m.,

Gregory B. Jaczko, Chairman, presiding.

COMMISSIONERS PRESENT:

GREGORY B. JACZKO, Chairman of the Commission

DALE E. KLEIN, Member of the Commission

KRISTINE L. SVINICKI, Member of the Commission

STAFF AND PRESENTERS SEATED AT THE COMMISSION TABLE:

TRIP ROTHSCHILD, Acting General Counsel

ANDREW L. BATES, Acting Secretary of the Commission

DISCLAIMER

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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.

[10:45 a.m.]

P R O C E E D I N G S

CHAIRMAN JACZKO: Affirmation.

MR. ANDREW L. BATES: Chairman and Commissioners we got one item on the affirmation agenda today SECY-09-0076 – Southern Nuclear Operating Co. (Vogtle Electric Generating Plant, Units 3 and 4), a Commission decision on LBP-09-3 (Ruling on Standing and Contention Admissibility). The Commission is being asked to act on a Memorandum and Order responding to appeals by the NRC Staff and Southern Nuclear Operating Company of the Atomic Safety and Licensing Board's (Board) decision in LBP-09-3 to grant the intervention petition filed by five organizations – the Center for a Sustainable Coast, Savannah Riverkeeper, the Southern Alliance for Clean Energy, Atlanta Women's Action for New Directions, and the Blue Ridge Environmental Defense League.

The Commission has voted to approve a Memorandum and Order (as we circulated earlier), which denies the appeals and declines to disturb the Board's admission of Contention

SAFETY-1. Would you affirm your votes please?

CHAIRMAN JACZKO: Aye.

COMMISSIONER KLEIN: Aye.

COMMISSIONER SVINICKI: Aye.

MR. ANDREW L. BATES: That's all I have today.

CHAIRMAN JACZKO. 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: July 31 , 2009

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: Antoinette M. Lewis

Reporter: (TAPE RECORDING)