

# UNITED STATES OF AMERICA NUCLEAR REGULATORY COMMISSION

Title: AFFIRMATION/DISCUSSION AND VOTE

Location: ROCKVILLE, MARYLAND

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UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

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AFFIRMATION/DISCUSSION AND VOTE

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PUBLIC MEETING

Nuclear Regulatory Commission  
One White Flint North  
Rockville, Maryland

Thursday, August 19, 1993

The Commission met in open session,  
pursuant to notice, at 11:30 a.m., Ivan Selin,  
Chairman, presiding.

COMMISSIONERS PRESENT:

IVAN SELIN, Chairman of the Commission  
KENNETH C. ROGERS, Commissioner  
E. GAIL de PLANQUE, Commissioner

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STAFF SEATED AT THE COMMISSION TABLE:

SAMUEL J. CHILK, Secretary

WILLIAM C. PARLER, General Counsel

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

11:30 a.m.

CHAIRMAN SELIN: Good morning, lady and gentlemen.

This is an affirmation session. We have three items to come before us this morning.

Mr. Chilk, would you care to lead us through them?

SECRETARY CHILK: Yes.

The first item, Mr. Chairman, is SECY-93-214, Georgia Power Company's appeal of Licensing Board Panel 93-5. In this paper, the Commission is being asked to act on an order responding to an appeal by the Georgia Power Company of an Atomic Safety and Licensing Board Panel's order which granted Allen Mosbaugh a petition for leave to intervene and for a hearing on a proposed transfer of license to operate the Vogtle Electric Generating Plant.

All Commissioners have approved an order which denies the company's appeal and affirms the Board order.

Would you please affirm your votes?

CHAIRMAN SELIN: Aye.

COMMISSIONER ROGERS: Aye.

COMMISSIONER de PLANQUE: Aye.

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1 SECRETARY CHILK: The second paper is 93-  
2 218, Oncology Services Corporation. The Commission  
3 here is being asked to act on an order that responds  
4 to a referred ruling from the Atomic Safety and  
5 Licensing Board Panel which granted an additional 90  
6 day stay of discovery in the enforcement proceedings  
7 on Oncology Services Corporation.

8 All Commissioners have approved an order  
9 which denies OSC's request for a reversal and affirms  
10 the Licensing Board's order, Licensing Board Panel 93-  
11 10. In addition, certain portions of this order,  
12 Licensing Board Order 93-6, are vacated as moot.

13 Would you please affirm your votes?

14 CHAIRMAN SELIN: Aye.

15 COMMISSIONER ROGERS: Aye.

16 COMMISSIONER de PLANQUE: Aye.

17 SECRETARY CHILK: Third and last is SECY-  
18 93-220, Pacific Gas & Electric, Licensing Board's  
19 referred rule in Licensing Board Panel 93-13.

20 The Commission is being asked to act on an  
21 order that responds to an Atomic Safety and Licensing  
22 Board interlocutory discovery order that was referred  
23 to the Commission. The Licensing Board had ordered  
24 Pacific Gas & Electric to make available to the San  
25 Lois Obispo Mothers for Peace a confidential document

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1 from the Institute for Nuclear Power Operations under  
2 a protective order.

3 Subsequent to the Board's referral, the  
4 document was provided under a protective order  
5 satisfactory to the parties. Accordingly, all  
6 Commissioners have approved an order which declines  
7 review of the referral ruling.

8 Would you please affirm your votes?

9 CHAIRMAN SELIN: Aye.

10 COMMISSIONER ROGERS: Aye.

11 COMMISSIONER de PLANQUE: Aye.

12 SECRETARY CHILK: I have nothing further.

13 CHAIRMAN SELIN: Thank you.

14 We stand adjourned.

15 (Whereupon, at 11:33 a.m., the above-  
16 entitled matter was adjourned.)  
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PLACE OF MEETING: ROCKVILLE, MARYLAND

DATE OF MEETING: AUGUST 19, 1993

were transcribed by me. I further certify that said transcription  
is accurate and complete, to the best of my ability, and that the  
transcript is a true and accurate record of the foregoing events.



Reporter's name: Peter Lynch

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