

ORIGINAL

**UNITED STATES OF AMERICA**  
**NUCLEAR REGULATORY COMMISSION**

**Title:**           **AFFIRMATION SESSION**  
**PUBLIC MEETING**

**Location:**       **Rockville, Maryland**

**Date:**           **Thursday, February 11, 1999**

**Pages:**          **1 - 4**

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1 UNITED STATES OF AMERICA  
2 NUCLEAR REGULATORY COMMISSION

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4 AFFIRMATION SESSION

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6 PUBLIC MEETING

7  
8 Nuclear Regulatory Commission  
9 One White Flint North  
10 Rockville, Maryland  
11 Thursday, February 11, 1999  
12

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

[9:04 a.m.]

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

If not, Madam Secretary, please proceed.

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

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

Would you please affirm your votes?

Aye.

COMMISSIONER DIAZ: Aye.

COMMISSIONER DICUS: Aye.

COMMISSIONER McGAFFIGAN: Aye.

COMMISSIONER MERRIFIELD: Aye.

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

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

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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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: Thursday, February 11, 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: Michael Paulus

Reporter: Michael Paulus