

UNITED STATES OF AMERICA NUCLEAR REGULATORY COMMISSION

Title: AFFIRMATION/DISCUSSION AND VOTE

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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

Wednesday, August 16, 1989

The Commission met in open session, pursuant to notice, at 11:50 a.m., Kenneth M. Carr, Chairman, presiding.

COMMISSIONERS PRESENT:

KENNETH M. CARR, Chairman of the Commission
THOMAS M. ROBERTS, Commissioner
KENNETH C. ROGERS, Commissioner
JAMES R. CURTISS, Commissioner

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STAFF SEATED AT THE COMMISSION TABLE:

SAMUEL J. CHILK, Secretary

WILLIAM C. PARLER, General Counsel

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

11:50 a.m.

CHAIRMAN CARR: Good morning, ladies and gentlemen.

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

I understand, Mr. Secretary, we need a vote on one of the items?

SECRETARY CHILK: On one of the items, please, Mr. Chairman. It's SECY-89-243. We need a vote to hold on less than one week's notice, if I may have that.

CHAIRMAN CARR: Aye.

COMMISSIONER ROBERTS: Aye.

COMMISSIONER ROGERS: Aye.

COMMISSIONER CURTISS: Aye.

SECRETARY CHILK: Thank you.

CHAIRMAN CARR: Before I ask the Secretary to lead us through the items, do any of my fellow Commissioners have any opening comments?

All right, Mr. Secretary, you may proceed.

SECRETARY CHILK: Thank you.

The first item, Mr. Chairman, is 89-223. It's a motion by Joseph Macktel for disqualification of Commissioners from further consideration of matters

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1 relating to him.

2 The Commission here is being asked to
3 respond to a motion by Mr. Macktel for
4 disqualification of Commissioners from all future
5 issues involving him. All Commissioners have approved
6 an order which was attached to our memorandum of
7 August 14th which denies the motion.

8 Would you please affirm your votes.

9 CHAIRMAN CARR: Aye.

10 COMMISSIONER ROBERTS: Aye.

11 COMMISSIONER ROGERS: Aye.

12 COMMISSIONER CURTISS: Aye.

13 SECRETARY CHILK: Thank you.

14 The second item is SECY-89-232. It's an
15 order denying hearing request petition to intervene in
16 the Limerick remand proceeding and request for a stay
17 of low power operation of Limerick.

18 The Commission here is being asked to act on
19 an order in response to ~~the~~ petition submitted by Mr.
20 Robert Anthony in which he requests, one, to be
21 continued as an intervenor in the licensing process
22 for Limerick Unit 2, and for a stay of low power
23 authorization.

24 All Commissioners have approved an order
25 attached to our August 14th memorandum which denies

1 the request.

2 May I have your affirmations?

3 CHAIRMAN CARR: Aye.

4 COMMISSIONER ROBERTS: Aye.

5 COMMISSIONER ROGERS: Aye.

6 COMMISSIONER CURTISS: Aye.

7 SECRETARY CHILK: The third item is SECY-
8 89-234, a response to the Limerick Ecology Action
9 motion for reconsideration. The Commission is being
10 asked to respond to a July 14th, 1989 motion by the
11 Limerick Ecology Action which requests that the
12 Commission reconsider, stay, suspend or revoke its
13 order of July 7th, 1989 which concluded the issuance
14 of a low power license for Limerick Unit 2 was not
15 precluded by the U.S. Court of Appeals decision in the
16 Limerick Ecology Action.

17 All Commissioners have approved the order
18 which denies this request.

19 Would you please affirm your vote?

20 CHAIRMAN CARR: Aye.

21 COMMISSIONER ROBERTS: Aye.

22 COMMISSIONER ROGERS: Aye.

23 COMMISSIONER CURTISS: Aye.

24 SECRETARY CHILK: The fourth and last item
25 is SECY-89-243, a request for reconsideration.

1 The Commission is being asked to respond to
2 an August 12, 1988 request of Alfred J. Morabito that
3 the Commission reconsider a July 15th, 1989
4 determination that he is ineligible for a senior
5 operator license because he has taken employment
6 outside the nuclear area.

7 All Commissioners have approved the order
8 which denies that request.

9 Would you please affirm your votes?

10 CHAIRMAN CARR: Aye.

11 COMMISSIONER ROBERTS: Aye.

12 COMMISSIONER ROGERS: Aye.

13 COMMISSIONER CURTISS: Aye.

14 CHAIRMAN CARR: Is there anything else to
15 come before us today?

16 SECRETARY CHILK: I have nothing further.

17 CHAIRMAN CARR: If not, we stand adjourned.

18 (Whereupon, at 11:52 a.m., the above-
19 entitled matter was adjourned.)

CERTIFICATE OF TRANSCRIBER

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PLACE OF MEETING: ROCKVILLE, MARYLAND

DATE OF MEETING: AUGUST 16, 1989

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