

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

Title: AFFIRMATION/DISCUSSION AND VOTE

Location: NUCLEAR REGULATORY COMMISSION
ONE WHITE FLINT NORTH
ROCKVILLE, MARYLAND

Date: FRIDAY, APRIL 1, 1994

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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

Friday, April 1, 1994

The Commission met in open session,
pursuant to notice, at 11:31 a.m., Ivan Selin,
Chairman, presiding.

COMMISSIONERS PRESENT:

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

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STAFF SEATED AT THE COMMISSION TABLE:

JOHN HOYLE, Assistant Secretary

MARTIN MALSCH, Office of the General Counsel

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

11:31 a.m.

CHAIRMAN SELIN: Good morning, ladies and gentlemen.

We have an affirmation session now. There are two items to come before us this morning.

Mr. Hoyle, would you lead us through this?

MR. HOYLE: The first of the two is SECY-94-043, dealing with Sequoyah Fuels Corporation case. The Commission is being asked to consider granting a petition for review of Licensing Board Order 93-25, which granted Sequoyah Fuels Corporation's request to withdraw its license renewal application and thereby terminating the proceeding. This petition was submitted by the Native Americans for a Clean Environment and the Cherokee Nation.

All Commissioners have approved granting the petition for review and issuing an order to that effect.

May I ask you to affirm your votes?

CHAIRMAN SELIN: Aye.

COMMISSIONER ROGERS: Aye.

COMMISSIONER REMICK: Aye.

COMMISSIONER de PLANQUE: Aye.

MR. HOYLE: The second item is SECY-94-

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1 046, which is a final rule on the Equal Access to
2 Justice Act.

3 The Commission is being asked to approve
4 a final rule implementing the Equal Access to Justice
5 Act which sets procedures allowing persons who prevail
6 against the government in certain agency adjudicatory
7 proceedings to recover attorney fees and other costs.

8 All Commissioners have approved the final
9 rule.

10 May I ask you to affirm your votes?

11 CHAIRMAN SELIN: Aye.

12 COMMISSIONER ROGERS: Aye.

13 COMMISSIONER REMICK: Aye.

14 COMMISSIONER de PLANQUE: Aye.

15 MR. HOYLE: Thank you.

16 (Whereupon, at 11:33 a.m., the above-
17 entitled matter was adjourned.)

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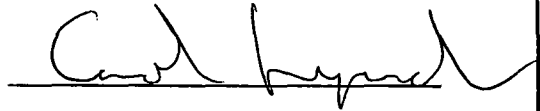
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of the United States Nuclear Regulatory Commission entitled:

TITLE OF MEETING: AFFIRMATION/DISCUSSION AND VOTE

PLACE OF MEETING: ROCKVILLE, MARYLAND

DATE OF MEETING: APRIL 1, 1994

were transcribed by me. I further certify that said transcription
is accurate and complete, to the best of my ability, and that the
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