

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

AFFIRMATION SESSION

PUBLIC MEETING

Nuclear Regulatory Commission
Commission Hearing Room
11555 Rockville Pike
Rockville, Maryland
March 30, 2012

The Commission met in open session, pursuant to notice, at 1:25 p.m.,
Gregory B. Jaczko, Chairman, presiding.

COMMISSIONERS PRESENT:

GREGORY B. JACZKO, Chairman of the Commission

KRISTINE L. SVINICKI, Member of the Commission

GEORGE APOSTOLAKIS, Member of the Commission

WILLIAM D. MAGWOOD, IV, Member of the Commission

WILLIAM C. OSTENDORFF, 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

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[1:25 p.m.]

P R O C E E D I N G S

CHAIRMAN JACZKO: We have two items for the affirmation session today, if you want to go ahead and read them?

MR. BATES: Mr. Chairman, Commissioners, the first item for affirmation today involves the Entergy Nuclear Generation Station and the Entergy Nuclear Operations, Incorporated, Pilgrim Station. The Commission is being asked to act on a Memorandum and Order that responds to a petition for review by Pilgrim Watch of the Atomic Safety and Licensing Board's decision in LBP-11-20 that rejected their three new contentions in this license renewal proceeding.

The Commission has voted to approve a Memorandum and Order, which denies Pilgrim Watch's petition for review. Commissioner Apostolakis did not participate in this matter. Affirm your votes please.

CHAIRMAN JACZKO: Aye.

COMMISSIONER SVINICKI: Aye.

COMMISSIONER OSTENDORFF: Aye.

COMMISSIONER MAGWOOD: Aye.

MR. BATES: The second matter is South Carolina Electric and Gas Company and South Carolina Public Service Authority, also referred to as Santee Cooper, their Virgil C. Summer Nuclear Station, Units 2 and 3. The Commission is being asked to act on a Memorandum and Order concluding the uncontested portion of this proceeding conducted pursuant to Section 189(a) of the Atomic Energy Act of 1954, as amended. The Commission with Chairman Jaczko dissenting has voted to approve a Memorandum and Order, which

concludes that the staff's review has been adequate to support the findings set forth in 10 CFR 52.97 and 51.107(a). The Memorandum and Order authorizes the Director of the Office of New Reactors to issue the appropriate licenses authorizing construction and operation of Virgil C. Summer Nuclear Stations, Units 2 and 3. Please affirm your votes.

CHAIRMAN JACZKO: Aye.

COMMISSIONER SVINICKI: Aye.

COMMISSIONER APOSTOLAKIS: Aye.

COMMISSIONER OSTENDORFF: Aye.

COMMISSIONER MAGWOOD: Aye.

CHAIRMAN JACZKO: Thank you. Obviously this is another significant milestone, the Summer decision. I want to thank the staff, ACRS, obviously the work that the Commissioners have done to get through the mandatory hearing, of course the applicant as well. As all of you will see when you read the opinions, I think we're getting closer in some areas where we've had some disagreement, but bottom line, I think this is a significant milestone. I appreciate everybody's hard work on this effort, and I offer an opportunity for further comment, Commissioner Svinicki.

COMMISSIONER SVINICKI: Thank you Chairman Jaczko, I add to you, in recognizing the hard work of the NRC staff, the ACRS, and certainly our own staffs in our Commission offices, and it is a significant milestone. As part of the majority supporting the issuance of the license today, I am very confident in my support for the decision. The NRC staff's review has been thorough and complete, and I think we've built a very thorough and complete record in the proceeding, so I'm very confident in this action and I want to thank all of my colleagues for getting to today.

CHAIRMAN JACZKO: Commissioner Magwood

COMMISSIONER MAGWOOD: Just very briefing Mr. Chairman, again just to echo Commissioner Svinicki in your thanks to the staff. A lot of work went into this and I also want to point out there's a lot of work yet to come. Even though this action has been taken, this is really only the first step of the long journey that will go on for quite some time, and I look forward to working with the staff as this goes forward, and also look forward to working with the applicant. Thank you, both. Thank you, Mr. Chairman.

CHAIRMAN JACZKO: Thank you. We are adjourned.

COMMISSIONER OSTENDORF: I just want to say, I'm sorry as long as we're not in the order of anybody - -

COMMISSIONER OSTENDORFF: I just want to also join all my colleagues in their support of the NRC staffs working this. I think their effort was very credible in establishing the sufficiency basis for us to make a decision. I'm very confident in our processes that we have followed and in our processes that we have in place. I'm very supportive of my vote and support issuance of the license. Thank you.

CHAIRMAN JACZKO: Thank you. We are adjourned.

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: March 30, 2012

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: Clara I. Sola

Reporter: (TAPE RECORDING)