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C O R R E C T I O N N O T I C E

TO ALL HOLDERS OF

SECY-00-0005 - ANNUAL REPORT ON COMMISSION ADJUDICATION

PLEASE REPLACE PAGE 5 OF SECY-00-0005 WITH THE ATTACHED REPLACEMENT PAGE. IT REFLECTS THE FOLLOWING CHANGES: THE DELETION OF CABOT PERFORMANCE MATERIALS (MLA-2), IUSA (MLA-4) AND IUSA (MLA-6), AND THE ADDITION OF TWO SUSPENDED CASES -- BIG ROCK POINT AND WPPSS.

ATTACHMENT:
AS STATED

THE SECRETARIAT

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Kansas Gas & Electric Co. (Wolf Creek Generating Station , Unit 1), CLI-99-19, 49 NRC 441 (6/18/99), in which the Commission concluded that the Atomic Energy Act does not require or even authorize antitrust reviews of post-operating-license transfer applications and further that such reviews are inadvisable from a policy perspective.

Hydro Resources, Inc., CLI-99-22, 50 NRC 3 (7/23/99), where the Commission upheld the Presiding Officer's rulings on waste disposal issues, historic preservation and performance-based licensing, and a portion of his rulings on financial assurance.

Duke Energy Corp., CLI-99-11, 49 NRC 328 (4/15/99), in which the Commission emphasized that contentions must rest on more than references to Requests for Additional Information issued by the NRC staff to the licensee.

SIGNIFICANT ISSUES CURRENTLY PENDING BEFORE THE COMMISSION

The Commission currently has before it two draft orders addressing significant issues. First, the Commission is considering a petition for review of a Partial Initial Decision in Hydro Resources Inc., LBP-99-13, 49 NRC 233 (3/9/99), raising issues of first impression regarding "financial assurance." Second, International Uranium (USA) Corp., LBP-99-5, 49 NRC 107 (2/9/99), addressing the definition of § 11e.(2) byproduct material under the Atomic Energy Act. OCAA also is reviewing a number of other pending appeals and petitions for review, including potentially significant ones in Hydro Resources (regarding LBP-99-18, -19 and -30), Private Fuel Storage and Sequoyah Fuels Corp.

SUMMARY OF ACTIVITIES OF THE ATOMIC SAFETY AND LICENSING BOARD PANEL

- The Board Panel issued 21 final decisions.
- The Board Panel established 12 new proceedings, 3 of which have been terminated.
- 15 cases were pending before the Board Panel as of 12/31/99:

- Atlas Corp. (MLA-3)
- Atlas Corp. (MLA-4)
- Cabot Performance Materials (MLA)
- Carolina Power & Light Co. (Shearon Harris)
- Fansteel, Inc. (MLA)
- General Electric Co. (Vallecitos Nuclear Center)
- Hydro Resources Inc. (in abeyance)
- International Uranium (USA) (MLA-5)
- Molycorp.
- Northeast Nuclear Energy Corp. (Millstone, Unit 3) (LA-3)
- Private Fuel Storage
- Sequoyah Fuels Corp. (MLA-4)
- U.S. Department of the Army
- [WPPSS -- on indefinite hold; motion to dismiss filed in Jan. 2000]
- [Big Rock Point 1 -- on indefinite hold]