

March 5, 2013

IN RESPONSE, PLEASE  
REFER TO: M130131B

MEMORANDUM TO: R. W. Borchardt  
Executive Director for Operations

Margaret M. Doane  
General Counsel

FROM: Annette Vietti-Cook, Secretary **/RA/**

SUBJECT: STAFF REQUIREMENTS – BRIEFING ON PUBLIC  
PARTICIPATION ON NRC REGULATORY DECISION-MAKING,  
9:00 A.M., THURSDAY, JANUARY 31, 2013, COMMISSIONERS'  
CONFERENCE ROOM, ONE WHITE FLINT NORTH,  
ROCKVILLE, MARYLAND (OPEN TO PUBLIC ATTENDANCE)

The Commission was briefed by the NRC staff and a panel of external stakeholders on public participation in NRC regulatory decision-making, including adjudicatory and non-adjudicatory activities. The external panel included Ellen Ginsberg, Vice President, General Counsel and Secretary, Nuclear Energy Institute; Jay Silberg, Partner, Pillsbury Winthrop Shaw Pittman LLP; Christopher Paine, Nuclear Program Director, Natural Resources Defense Council; Mark Edward Leyse, Consultant; Joseph Klinger, Assistant Director, Illinois Emergency Management Agency; and Phil Mahowald, General Counsel, Prairie Island Indian Community.

The staff may provide the Commission its response to any of the key points made by the external participants and the Commissioners. Key points the staff may wish to address may include, but are not limited to: the suggestion that industry, non-governmental organizations, and other interested stakeholders consider developing a process for a voluntary discussion between potential intervenors and an applicant prior to an adjudicatory proceeding, and whether the NRC staff could improve the process for following-up with individuals who – formally or informally - raise an issue during the staff's review process and providing feedback once the staff has concluded its review of the issue.

(EDO/OGC)

(SECY Suspense: 06/05/2013)

The staff should consider and respond to Mark Leyse's comments regarding his petition for rulemaking PRM-50-93 in its review of that petition.

cc: Chairman Macfarlane  
Commissioner Svinicki  
Commissioner Apostolakis  
Commissioner Magwood  
Commissioner Ostendorff  
OGC  
CFO  
OCA  
OIG  
OPA  
Office Directors, Regions, ACRS, ASLBP (via E-Mail)  
PDR