

**In the Matter of:**

**Defense Nuclear Facilities Safety Board**

*February 25, 2016*  
*Closed Meeting*

**Condensed Transcript with Word Index**



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CLOSED MEETING

DEFENSE NUCLEAR FACILITIES SAFETY BOARD

FEBRUARY 25, 2016

DEFENSE NUCLEAR FACILITIES SAFETY BOARD

625 INDIANA AVENUE, NW  
WASHINGTON, DC 20004

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CLOSED MEETING

(3:02 p.m.)

MS. CONNERY: Welcome to our closed meeting.

Today is February 25th, and I am Joyce Connery, Chairman of the Defense Nuclear Facilities Safety Board. And I, with my colleagues Dan Santos, Jessie Roberson, Bruce Hamilton, and Sean Sullivan, will preside over this closed meeting.

The executive secretary for this closed meeting will be our Acting General Counsel, Jim Biggins. So, I'm going to turn it over to Jim Biggins to make his opening remarks.

MR. BIGGINS: The closed meeting was announced on February 5th, 2016 on the Board's public website. It was also subsequently noticed in the Federal Register on February 18, 2016. The Board has voted to close the meeting to the public per the provisions of the Government in the Sunshine Act, as well as the Board's regulations implementing the Sunshine Act and the Board's operating procedures for meetings.

It is necessary to close the meeting to the public since conducting an open meeting is likely to disclose matters that are specifically exempted from disclosure by statute and/or be likely to significantly

frustrate implementation of a proposed agency action.  
Specifically, the deliberations will pertain to potential recommendations, which, under 42 USC 2286(d), Subsections (b) and (h)(3), may not be made publicly available until after they have been received by the Secretary of Energy or the President, respectively. Closure of this meeting has been certified by the General Counsel under the Sunshine Act Exemptions 3 and 9 as authorized under 5 USC Section 552(b), Subsection (c)(3) and (9) and 10 CFR Section 17.404.4(c) and (h).  
The Board is recording this proceeding through a verbatim transcript. This closed meeting concerns Board Member deliberations pertaining to the development and formulation of potential Board recommendations to the Secretary of Energy.  
As a reminder to those who are in attendance and Board employees who may later become privy to these proceedings, the Board and its staff are prohibited from publicly disclosing information describing draft or final recommendations prior to the receipt of the final recommendation by the Secretary of Energy. This prohibition applies to information learned during the course of this meeting or by review of the meeting transcript, related documents, or from other sources.  
Pursuant to the specific agenda, the Board will

now discuss the following matters related to potential recommendations: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
Following each item, the Chairman will summarize the outcome of the discussion in conjunction with a summary of any staff taskings by the General Counsel. After an opportunity for Board Member comments, the meeting will adjourn.  
Pursuant to the constraints of the Sunshine Act, the Board should not conduct deliberations in this closed meeting on purely procedural aspects of issuing recommendations that are not coupled to the substance of the particular recommendation.  
I now yield the floor back to the Chairman for any opening remarks.  
MS. CONNERY: So, I'll be brief. We have decided to schedule these closed meetings following on our deep dives to make sure that if there were anything that came up in the deep dive that would result in a conversation about a recommendation that we'd have an opportunity to do so while it was fresh in our minds and

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while we had the folks here who -- of relevance.

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[Redacted text block]

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[Redacted text block]

24 MS. CONNERY: Okay. Do I have a motion to  
25 adjourn?

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[Redacted text block]

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1 MR. SULLIVAN: So moved.  
2 MS. CONNERY: Seconded?  
3 MS. ROBERSON: Second.  
4 MS. CONNERY: All in favor?  
5 (Chorus of ayes.)  
6 MS. BIGGINS: We're off the record.  
7 (Whereupon, the closed meeting was adjourned at  
8 4:37 p.m.)  
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1 CERTIFICATE OF REPORTER

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3 I, LINDA METCALF, the officer before whom the  
4 foregoing testimony was taken, do hereby certify that the  
5 proceeding was digitally recorded by me and thereafter  
6 reduced to typewriting by me or under my direction; that  
7 said testimony is a true record of the event; that I am  
8 neither counsel for, related to, nor employed by any of  
9 the parties to the action in which this proceeding was  
10 taken; and, further, that I am not a relative or employee  
11 of any of the parties hereto, nor financially or  
12 otherwise interested in the outcome of the action.  
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14 LINDA METCALF  
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