



DEFENSE NUCLEAR FACILITIES SAFETY BOARD

Washington, DC 20004-2901

Tuesday, February 9, 2021

Re: Nonpublic Collaborative Discussion held pursuant to Section 313 of the Atomic Energy Act of 1954, as amended

Present: Joyce Connery, Chair
Thomas Summers, Vice Chair
Jessie Roberson, Board Member
Joel Spangenberg, Executive Director of Operations
Kevin Lyskowski, General Counsel
Christopher Roscetti, Technical Director
James Biggins, Acting General Manager and Special Assistant to the Chair
Eric Fox, Associate General Counsel

Topic: Board deliberations regarding a potential recommendation in accordance with 42 U.S.C. § 2286d

Summary of matters and key issues discussed prepared by General Counsel Kevin Lyskowski:

On February 9, 2021, the Board held a nonpublic collaborative discussion concerning a potential recommendation to the Secretary of Energy. The content of the discussion is covered by Exemption 3 to the Sunshine Act (5 U.S.C. § 552b(c)(3), 10 C.F.R. § 1704.4(c)), i.e., information specifically exempted from disclosure by statute. Potential recommendations, including the one discussed on February 9, may not be made publicly available until after they have been received by the Secretary of Energy or the President under 42 U.S.C. § 2286d(b) or (h)(3), respectively. Thus, this notice will not provide any additional information, pursuant to 42 U.S.C. § 2286b(k)(2)(A).