

**Welcome to the NRC's Open House  
Associated with the Environmental Review for the proposed  
License Renewal of Three Mile Island Nuclear Station, Unit 1**

This open house is intended to provide an opportunity for interested members of the public and staff from other Federal, State, and local agencies to interact with the NRC staff in an informal information exchange.

The NRC is gathering information necessary to prepare a Supplemental Environmental Impact Statement (SEIS) to the Generic Environmental Impact Statement (GEIS) for License Renewal of Nuclear Plants, regarding the proposed renewal of the operating license for Three Mile Island Nuclear Station, Unit 1. Please note that if you wish to provide formal comments regarding the draft Supplemental Environmental Impact Statement (DSEIS) to the GEIS, they must be presented at today's transcribed public meeting, or provided in writing or by e-mail by March 4, 2009. Comments received after this date will be considered if it is practicable to do so, but the NRC staff is able to assure consideration only for comments received on or before this date. Written comments on the DSEIS should be sent to:

Chief, Rules, Directives and Editing Branch  
Division of Administrative Services  
Office of Administration  
Mailstop T-6D 59  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555-0001

Comments may be hand-delivered to the NRC at 11545 Rockville Pike, Rockville, Maryland, between 7:45 a.m. and 4:15 p.m. on Federal workdays. Submittal of electronic comments may be sent by e-mail to the NRC at *ThreeMileIslandEIS@nrc.gov*.

Thank you for your participation.

NRC contact, John Voglewede at (301) 251-7555 or e-mail to [John.Voglewede@nrc.gov](mailto:John.Voglewede@nrc.gov).

Comments would be most helpful if received by February 9, 2009. Comments received after that date will be considered if it is practical to do so, but the NRC is able to ensure consideration only for comments received on or before this date. Although a time limit is given, comments and suggestions in connection with items for inclusion in guides currently being developed or improvements in all published guides are encouraged at any time.

Electronic copies of DG-1189 are available through the NRC's public Web site under Draft Regulatory Guides in the "Regulatory Guides" collection of the NRC's Electronic Reading Room at <http://www.nrc.gov/reading-rm/doc-collections/>. Electronic copies are also available in ADAMS (<http://www.nrc.gov/reading-rm/adams.html>), under Accession No. ML081700257.

In addition, regulatory guides are available for inspection at the NRC's Public Document Room (PDR), which is located at 11555 Rockville Pike, Rockville, Maryland. The PDR's mailing address is USNRC PDR, Washington, DC 20555-0001. The PDR can also be reached by telephone at (301) 415-4737 or (800) 397-4205, by fax at (301) 415-3548, and by e-mail to [PDR@nrc.gov](mailto:PDR@nrc.gov).

Regulatory guides are not copyrighted, and Commission approval is not required to reproduce them.

Dated at Rockville, Maryland, this 2d day of December 2008.

For the Nuclear Regulatory Commission.

**Andrea D. Valentin,**  
Chief, Regulatory Guide Development Branch,  
Division of Engineering, Office of Nuclear  
Regulatory Research.

[FR Doc. E8-29100 Filed 12-8-08; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket No. 50-289]

### **Amergen Energy Company, LLC, Three Mile Island Nuclear Station, Unit 1; Notice of Availability of the Draft Supplement 37 to the Generic Environmental Impact Statement for License Renewal of Nuclear Plants, and Public Meeting for the License Renewal of Three Mile Island Nuclear Station, Unit 1**

Notice is hereby given that the U.S. Nuclear Regulatory Commission (NRC, Commission) has published a draft plant-specific supplement to the

Generic Environmental Impact Statement for License Renewal of Nuclear Plants (GEIS), NUREG-1437, regarding the renewal of operating license DPR-50 for an additional 20 years of operation for Three Mile Island Nuclear Station, Unit 1 (TMI-1). TMI-1 is located in Londonderry Township in Dauphin County, Pennsylvania, on the northern end of Three Mile Island near the eastern shore of the Susquehanna River. Possible alternatives to the proposed action (license renewal) include no action and reasonable alternative energy sources.

The draft Supplement 37 to the GEIS is publicly available at the NRC Public Document Room (PDR), located at One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852, or from the NRC's Agencywide Documents Access and Management System (ADAMS). The ADAMS Public Electronic Reading Room is accessible at <http://adamswebsearch.nrc.gov/dologin.htm>. The Accession Number for the draft Supplement 37 to the GEIS is ML083250417. Persons who do not have access to ADAMS, or who encounter problems in accessing the documents located in ADAMS, should contact the NRC's PDR Reference staff by telephone at 1-800-397-4209, or 301-415-4737, or by e-mail at [pdr@nrc.gov](mailto:pdr@nrc.gov). In addition, the following three locations have agreed to make the draft supplement to the GEIS available for public inspection: Londonderry Township Municipal Building, 783 South Geysers Church Road, Middletown, PA 17057; Middletown Public Library, 20 North Catherine Street, Middletown, PA 17057; and Penn State Harrisburg Library, 351 Olmsted Drive, Middletown, PA 17057.

Any interested party may submit comments on the draft supplement to the GEIS for consideration by the NRC staff. To be considered, comments on the draft supplement to the GEIS and the proposed action must be received by March 4, 2009; the NRC staff is able to ensure consideration only for comments received on or before this date. Comments received after the due date will be considered only if it is practical to do so. Written comments on the draft supplement to the GEIS should be sent to: Chief, Rulemaking, Directives and Editing Branch, Division of Administrative Services, Office of Administration, Mailstop T-6D59, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

Comments may be hand-delivered to the NRC at 11545 Rockville Pike, Room T-6D59, Rockville, Maryland, between 7:30 a.m. and 4:15 p.m. on Federal workdays. Electronic comments may be

submitted to the NRC by e-mail at [ThreeMileIslandEIS@nrc.gov](mailto:ThreeMileIslandEIS@nrc.gov). All comments received by the Commission, including those made by Federal, State, local agencies, Native American Tribes, or other interested persons, will be made available electronically at the Commission's PDR in Rockville, Maryland, and through ADAMS. The NRC staff will hold public meetings to present an overview of the draft plant-specific supplement to the GEIS and to accept public comments on the document. The public meetings will be held on January 28, 2009, at The Elks Theatre, 4 West Emaus Street, Middletown, PA 17057. There will be two sessions to accommodate interested parties. The first session will convene at 1:30 p.m. and will continue until 4:30 p.m., as necessary. The second session will convene at 7 p.m. with a repeat of the overview portions of the afternoon meeting, and will continue until 10 p.m., as necessary. Both meetings will be transcribed and will include: (1) A presentation of the contents of the draft plant-specific supplement to the GEIS, and (2) the opportunity for interested government agencies, organizations, and individuals to provide comments on the draft report. Additionally, the NRC staff will host informal discussions one hour prior to the start of each session at the same location. No comments on the draft supplement to the GEIS will be accepted during the informal discussions. To be considered, comments must be provided either at the transcribed public meeting or in writing. Persons may pre-register to attend or present oral comments at the meeting by contacting Ms. Sarah Lopas, the NRC Environmental Project Manager at 1-800-368-5642, extension 1147, or by e-mail at [ThreeMileIslandEIS@nrc.gov](mailto:ThreeMileIslandEIS@nrc.gov), no later than Monday, January 26, 2009. Members of the public may also register to provide oral comments within 15 minutes of the start of each session. Individual, oral comments may be limited by the time available, depending on the number of persons who register. If special equipment or accommodations are needed to attend or present information at the public meeting, the need should be brought to Ms. Lopas' attention no later than January 14, 2009, to provide the NRC staff adequate notice to determine whether the request can be accommodated.

**FOR FURTHER INFORMATION CONTACT:** Ms. Sarah Lopas, Projects Branch 1, Division of License Renewal, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Mail Stop O-11F1, Washington, DC 20555-0001. Ms.

Lopas may be contacted at the aforementioned telephone number or e-mail address.

Dated at Rockville, Maryland, this 3rd day of December, 2008.

For the Nuclear Regulatory Commission.

**Samson Lee,**

*Deputy Director, Division of License Renewal,  
Office of Nuclear Reactor Regulation.*

[FR Doc. E8-29078 Filed 12-8-08; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-280 and 50-281]

### Virginia Electric and Power Company; Surry Power Station, Unit Nos. 1 and 2; Environmental Assessment and Finding of No Significant Impact

The U.S. Nuclear Regulatory Commission (NRC) is considering issuance of an amendment to Title 10 of the *Code of Federal Regulations* (10 CFR) Part 50, for Renewed Facility Operating License No. DPR-32, and Renewed Facility Operating License No. DPR-37 issued to Virginia Electric and Power Company (the licensee), for operation of the Surry Power Station, Unit Nos. 1 and 2 (Surry 1 and 2), located in Surry County. Therefore, as required by 10 CFR 51.21, the NRC is issuing this environmental assessment and finding of no significant impact.

#### Environmental Assessment

##### Identification of the Proposed Action

The proposed action would revise TS Section 5.0, "Design Features," to delete certain design details and descriptions included in TS 5.0 that are already contained in the Updated Final Safety Analysis Report or are redundant to existing TS requirements, and are not required to be included in the TSs by Title 10 of the *Code of Federal Regulations* (10 CFR), Part 50, Section 50.36(c)(4). The proposed change also revises the format of, and incorporates design descriptions into, TS 5.0 consistent with the content and format of NUREG-1431, "Standard Technical Specifications, Westinghouse Plants," to the extent practical. A minor editorial change is proposed to address a previously deleted paragraph.

The proposed action is in accordance with the licensee's application dated April 2, 2008.

##### The Need for the Proposed Action

The proposed action allows the licensee to remove redundant or obsolete information from Technical Specification Section 5.0, "Design

Features." The proposed change would also correct a TS numbering discrepancy introduced by a previous license amendment.

##### Environmental Impacts of the Proposed Action

The NRC has completed its safety evaluation of the proposed action and concludes that (1) There is reasonable assurance that the health and safety of the public will not be endangered by operation in the proposed manner, (2) such activities will be conducted in compliance with the Commission's regulations, and (3) the issuance of the amendments will not be inimical to the common defense and security or the health and safety of the public.

The details of the staff's safety evaluation will be provided in the license amendment that will be issued as part of the letter to the licensee approving the license amendment.

The proposed action will not significantly increase the probability or consequences of accidents. No changes are being made in the types of effluents that may be released offsite. There is no significant increase in the amount of any effluent released offsite. There is no significant increase in occupational or public radiation exposure. Therefore, there are no significant radiological environmental impacts associated with the proposed action.

With regard to potential non-radiological impacts, the proposed action does not have a potential to affect any historic and cultural resources. It does not affect non-radiological plant effluents and has no other environmental impact. Therefore, there are no significant non-radiological environmental impacts associated with the proposed action.

Accordingly, the NRC concludes that there are no significant environmental impacts associated with the proposed action.

##### Environmental Impacts of the Alternatives to the Proposed Action

As an alternative to the proposed action, the staff considered denial of the proposed action (i.e., the "no-action" alternative). Denial of the application would result in no change in current environmental impacts. The environmental impacts of the proposed action and the alternative action are similar.

##### Alternative Use of Resources

The action does not involve the use of any different resources than those previously considered in the Final Environmental Statement for Surry 1 and 2, NUREG-1766, dated December

2002 and Final Supplemental Environmental Impact Statement (NUREG-1437 Supplement 6) dated November 2002.

##### Agencies and Persons Consulted

In accordance with its stated policy, on November 20, 2008, the staff consulted with the Virginia State official, Karen Remley of the Virginia Department of Health, regarding the environmental impact of the proposed action. The State official had no comments.

##### Finding of No Significant Impact

On the basis of the environmental assessment, the NRC concludes that the proposed action will not have a significant effect on the quality of the human environment. Accordingly, the NRC has determined not to prepare an environmental impact statement for the proposed action.

For further details with respect to the proposed action, see the licensee's letter dated April 2, 2008. Documents may be examined, and/or copied for a fee, at the NRC's Public Document Room (PDR), located at One White Flint North, Public File Area O1 F21, 11555 Rockville Pike (first floor), Rockville, Maryland. Publicly available records will be accessible electronically from the Agencywide Documents Access and Management System (ADAMS) Public Electronic Reading Room on the Internet at the NRC Web site, <http://www.nrc.gov/reading-rm/adams.html>. Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS should contact the NRC PDR Reference staff by telephone at 1-800-397-4209 or 301-415-4737, or send an e-mail to [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov).

Dated at Rockville, Maryland, this 2nd day of December 2008.

For the Nuclear Regulatory Commission.

**John Stang,**

*Senior Project Manager, Plant Licensing Branch II-1, Division of Operating Reactor Licensing, Office of Nuclear Reactor Regulation.*

[FR Doc. E8-29101 Filed 12-8-08; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

### Sunshine Federal Register Notice

**AGENCY HOLDING THE MEETINGS:** Nuclear Regulatory Commission.

**DATES:** Weeks of December 8, 15, 22, 29, 2008; January 5, 12, 2009.

**DEPARTMENT OF LABOR****Employment and Training Administration**

[TA-W-64,455]

**Ideal, St. Augustine, FL; Notice of Termination of Investigation**

Pursuant to Section 221 of the Trade Act of 1974, as amended, an investigation was initiated on November 18, 2008, in response to a petition filed by a company official on behalf of workers of Ideal, St. Augustine, Florida.

The petitioner has requested that the petition be withdrawn. Consequently, further investigation would serve no purpose and the investigation has been terminated.

Signed at Washington, DC, this 22nd day of December 2008.

Linda G. Poole,

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E8-31334 Filed 1-5-09; 8:45 am]

BILLING CODE 4510-FN-P

**NUCLEAR REGULATORY COMMISSION**

[Docket No. 50-289]

**AmerGen Energy Company, LLC; AmerGen Energy Company, LLC, Three Mile Island Nuclear Station, Unit 1; Notice of Availability of the Draft Supplement 37 to the Generic Environmental Impact Statement for License Renewal of Nuclear Plants, and Public Meeting for the License Renewal of Three Mile Island Nuclear Station, Unit 1**

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of Availability; Correction.

**SUMMARY:** This document corrects a notice appearing in the **Federal Register** on December 9, 2008 (73 FR 74766), that announces a public meeting for the license renewal of Three Mile Island Nuclear Station, Unit 1. This action is necessary to update the location where the meeting will take place.

**FOR FURTHER INFORMATION CONTACT:** Ms. Sarah Lopas, Environmental Project Manager, Office of Nuclear Reactor Regulation, telephone (301) 415-1147, e-mail: [sarah.lopas@nrc.gov](mailto:sarah.lopas@nrc.gov).

**SUPPLEMENTARY INFORMATION:** On page 74766, in the third column, fifteenth line, the meeting location is corrected to read from "The Elks Theatre, 4 West Emaus Street, Middletown, PA 17057" to "The Sheraton Harrisburg Hershey

Hotel, 4650 Lindle Road, Harrisburg, PA 17111."

Dated at Rockville, Maryland, this 29 day of December 2008.

For the Nuclear Regulatory Commission.

David L. Pelton,

*Chief, Reactor Projects Branch 1, Division of License Renewal, Office of Nuclear Reactor Regulation.*

[FR Doc. E8-31422 Filed 1-5-09; 8:45 am]

BILLING CODE 7590-01-P

**NUCLEAR REGULATORY COMMISSION**

[Docket No. 52-039]

**PPL Bell Bend, LLC; Bell Bend Nuclear Power Plant Combined License Application; Notice of Intent To Prepare an Environmental Impact Statement and Conduct Scoping Process**

PPL Bell Bend, LLC has submitted an application for a combined license (COL) to build a new unit at its Bell Bend Nuclear Power Plant (BBNPP) Site, located west of the existing Susquehanna Steam Electric Station Site on approximately 882 acres in Luzerne County, Pennsylvania on the Susquehanna River, approximately five miles northeast of Berwick, Pennsylvania. PPL Bell Bend, LLC submitted the application for the COL to the U.S. Nuclear Regulatory Commission (NRC) by letter dated October 10, 2008, pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR) Part 52. A notice of receipt and availability of the application, including the environmental report (ER), was published in the **Federal Register** on November 13, 2008 (73 FR 67214). A notice of acceptance for docketing of the application for the COL was published in the **Federal Register** on December 29, 2008 (73 FR 79519). A notice of hearing and opportunity to petition for leave to intervene in the proceeding on the application will be published in a future **Federal Register** notice. The purpose of this notice is (1) to inform the public that the NRC staff will be preparing an environmental impact statement (EIS) as part of the review of the application for the COL and (2) to provide the public with an opportunity to participate in the environmental scoping process as defined in 10 CFR 51.29. The U.S. Army Corps of Engineers (Corps), Baltimore District has requested to participate in the preparation of the EIS as a cooperating agency; the NRC has accepted its request. The agencies will cooperate according to the process set forth in the MOU signed by the NRC

and the Corps and was published in the **Federal Register** on September 25, 2008 (73 FR 55546).

In addition, as outlined in 36 CFR 800.8(c), "Coordination with the National Environmental Policy Act" (NEPA) of 1969, as amended, the NRC staff plans to coordinate compliance with Section 106 of the National Historic Preservation Act (NHPA) with steps taken to meet the requirements of NEPA. Pursuant to 36 CFR 800.8(c), the NRC staff intends to use the process and documentation for the preparation of the EIS on the proposed action to comply with Section 106 of the NHPA in lieu of the procedures set forth on 36 CFR 800.3 through 800.6.

In accordance with 10 CFR 51.45 and 51.50, PPL Bell Bend, LLC submitted the environmental report (ER) as part of the application. The ER was prepared pursuant to 10 CFR Parts 51 and 52 and is available for public inspection at the NRC Public Document Room (PDR) located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland 20852 or from the Publicly Available Records component of NRC's Agency-wide Documents Access and Management System (ADAMS). ADAMS is accessible at <http://www.nrc.gov/reading-rm/adams.html> which provides access through the NRC's Electronic Reading Room link. The accession number in ADAMS for the ER included in the application is ML082890680. Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS should contact the NRC's PDR Reference staff at 1-800-397-4209/301-415-4737 or by e-mail to [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov). The application may also be viewed on the Internet at <http://www.nrc.gov/reactors/new-reactors/col/bell-bend.html>. In addition, the Mill Memorial Public Library, 495 E Main Street, Nanticoke, PA 18634 and the McBride Memorial Library, 500 N Market Street, Berwick, PA 18603 have agreed to make the ER available for public inspection.

The following key reference documents related to the application and the NRC staff's review processes are available through the NRC's Web site at <http://www.nrc.gov>:

a. 10 CFR Part 51, Environmental Protection Regulations for Domestic Licensing and Related Regulatory Function;

b. 10 CFR Part 52, Licenses, Certifications, and Approvals for Nuclear Power Plants;

c. 10 CFR Part 100, Reactor Site Criteria;

ATTACHMENT 1—GENERAL TARGET SCHEDULE FOR PROCESSING AND RESOLVING REQUESTS FOR ACCESS TO SENSITIVE UNCLASSIFIED NON-SAFEGUARDS INFORMATION (SUNSI) AND SAFEGUARDS INFORMATION (SGI) IN THIS PROCEEDING—Continued

| Day          | Event/activity   |
|--------------|--|
| A + 53 ..... | (Contention receipt +25) Answers to contentions whose development depends upon access to SUNSI and/or SGI. |
| A + 60 ..... | (Answer receipt +7) Petitioner/Intervenor reply to answers.  |
| B .....      | Decision on contention admission.  |

[FR Doc. E9-3282 Filed 2-13-09; 8:45 am]  
BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

[NRC-2008-0472]

### Office of New Reactors; Notice of Availability of the Final Interim Staff Guidance COL/ESP-ISG-04 on the Definition of Construction and on Limited Work Authorizations

**AGENCY:** Nuclear Regulatory Commission (NRC).

**ACTION:** Notice of availability.

**SUMMARY:** The NRC is issuing its Final Interim Staff Guidance (ISG) COL/ESP-ISG-004 (ML090060897). This ISG provides guidance regarding the definition of construction and the delineation of preconstruction activities and those activities requiring prior approval of the U.S. Nuclear Regulatory Commission (NRC or the Commission). In addition, this ISG provides guidance regarding the information to be submitted by any applicant for a limited work authorization (LWA).

The NRC staff issues ISGs to facilitate timely implementation of the current staff guidance and to facilitate activities associated with review of applications for early site permits and combined licenses for the Office of New Reactors. The NRC staff will also incorporate COL/ESP-ISG-004 into the next revisions of the Regulatory Guide 1.206, "Combined License Applications for Nuclear Power Plants," and related guidance documents.

**ADDRESSES:** The NRC maintains an Agencywide Documents Access and Management System (ADAMS), which provides text and image files of NRC's public documents. These documents may be accessed through the NRC's Public Electronic Reading Room on the Internet at <http://www.nrc.gov/reading-rm/adams.html>. Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS should contact the NRC Public Document Room reference staff at 1-800-397-4209, 301-

415-4737, or by e-mail at [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov).

**FOR FURTHER INFORMATION CONTACT:** Ms. Nanette V. Gilles, Division of New Reactor Licensing, Office of the New Reactors, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone 301-415-1180 or e-mail at [Nanette.Gilles@nrc.gov](mailto:Nanette.Gilles@nrc.gov).

**SUPPLEMENTARY INFORMATION:** The NRC posts its issued staff guidance on the NRC external Web page (<http://www.nrc.gov/reading-rm/doc-collections/isg/>).

Dated at Rockville, Maryland, this 9th day of February 2009.

For the Nuclear Regulatory Commission,

**Patrick M. Madden,**

*Deputy Director, Division of New Reactor Licensing, Office of New Reactors.*

[FR Doc. E9-3397 Filed 2-13-09; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket No. 50-289; NRC-2008-0645]

### Exelon Generation Company, LLC; Exelon Generation Company, LLC, Three Mile Island Nuclear Station, Unit 1; Notice of Availability of the Draft Supplement 37 to the Generic Environmental Impact Statement for License Renewal of Nuclear Plants, and Public Meeting for the License Renewal of Three Mile Island Nuclear Station, Unit 1

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of Availability; Correction.

**SUMMARY:** This document corrects a notice appearing in the **Federal Register** on December 9, 2008 (73 FR 74766), that announces a public meeting for the license renewal of Three Mile Island Nuclear Station, Unit 1. This action is necessary to update the date and location of the meeting.

**FOR FURTHER INFORMATION CONTACT:** Ms. Sarah Lopas, Environmental Project Manager, Office of Nuclear Reactor Regulation, telephone (301) 415-1147, e-mail: [sarah.lopas@nrc.gov](mailto:sarah.lopas@nrc.gov).

**SUPPLEMENTARY INFORMATION:** On page 74766, in the third column, fifteenth line, the meeting date is corrected to read from "January 28, 2009" to "February 24, 2009." As previously stated in corrected **Federal Register** notice 74 FR 470, the location of the meeting is "The Sheraton Harrisburg Hershey Hotel, 4650 Lindle Road, Harrisburg, PA 17111."

Dated at Rockville, Maryland, this 9th day of February, 2009.

For the Nuclear Regulatory Commission,

**David L. Pelton,**

*Chief, Reactor Projects Branch 1, Division of License Renewal, Office of Nuclear Reactor Regulation.*

[FR Doc. E9-3285 Filed 2-13-09; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket No. 52-038; NRC-2008-0581]

### Nine Mile Point 3 Nuclear Project, LLC and Unistar Nuclear Operating Services, LLC; Nine Mile Point 3 Nuclear Power Plant Combined License Application; Notice of Cancellation of Environmental Scoping Process and Public Scoping Meeting

Nine Mile Point 3 Nuclear Project, LLC and Unistar Nuclear Operating Services, LLC have submitted an application for a combined license (COL) to build Nine Mile Point Unit 3 (NMP3), located on approximately 921 acres in Oswego County, New York on Lake Ontario, approximately five miles north-northeast of Oswego, New York. Nine Mile Point 3 Nuclear Project, LLC and Unistar Nuclear Operating Services, LLC submitted the application for the COL to the U.S. Nuclear Regulatory Commission (NRC) on September 30, 2008, pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR) Part 52.

A notice of intent to prepare an environmental impact statement and conduct scoping process was published in the **Federal Register** on January 30, 2009 (74 FR 5688-5689). On February 9, 2009, Unistar submitted a letter to the NRC requesting that the NRC consider Unistar's interest in maintaining some