

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

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Shirley Ann Jackson, Chairman
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Edward McGaffigan, Jr.
Jeffrey S. Merrifield

OFFICE
RULES
ADJUDICATION

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In the Matter of)
)
)
NORTH ATLANTIC ENERGY SERVICE CORP.)
et al.)
)
(Seabrook Station, Unit 1))

Docket No. 50-443-LT

CLI-99-16

MEMORANDUM AND ORDER

The Montaup Electric Company ("Montaup") seeks to transfer its ownership interest in Seabrook Station, Unit 1, to the Little Bay Power Corporation ("Little Bay"). On Montaup's behalf, the North Atlantic Energy Service Corporation (Seabrook's operator), submitted the transfer application to the Commission for approval. Such approval is required pursuant to Section 184 of the Atomic Energy Act, 42 U.S.C. § 2234. Two co-owners -- New England Power Company ("NEP") and United Illuminating Company ("United")-- filed intervention petitions opposing the transfer application. In CLI-99-6, 49 NRC ____ (March 5, 1999), we granted NEP's petition and denied United's petition.

The applicants and NEP have settled their differences and, on April 15th, NEP filed a notice of withdrawal. Under Commission case law, the withdrawal of all intervenors brings a licensing proceeding to a close. Florida Power and Light Co. (Turkey Point Nuclear Generating Plant, Units 3 and 4), CLI-91-13, 34 NRC 185, 188 n.1 (1991); Public Serv. Co. of Colo. (Fort

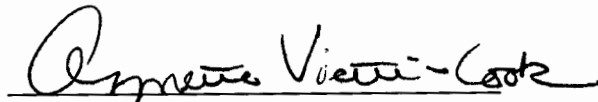
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St. Vrain Independent Spent Fuel Storage Installation), [no CLI number], 34 NRC 190 (1990).

As the sole intervenor has withdrawn, this proceeding is terminated.

IT IS SO ORDERED.

For the Commission



Annette Vietti-Cook

Annette L. Vietti-Cook
Secretary of the Commission

Dated at Rockville, Maryland,
this 26th day of April, 1999.

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of

NORTH ATLANTIC ENERGY SERVICE CORP.
AND MONTAUP ELECTRIC COMPANY
(Seabrook Station, Unit No. 1)

Docket No.(s) 50-443-LT

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing COMM MEMO & ORDER (CLI-99-16) have been served upon the following persons by U.S. mail, first class, except as otherwise noted and in accordance with the requirements of 10 CFR Sec. 2.712.

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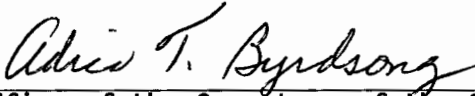
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COMM MEMO & ORDER (CLI-99-16)

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Dated at Rockville, Md. this
26 day of April 1999


Office of the Secretary of the Commission