

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
NORTHEAST NUCLEAR ENERGY COMPANY) Docket No. 50-423
(Millstone Nuclear Power Station,)
Unit No. 3))

ORDER APPROVING TRANSFER OF LICENSE

I.

The Public Service Company of New Hampshire (PSNH) is the holder of a 2.8475 percent ownership share of Millstone Nuclear Power Station, Unit No. 3. PSNH's interest in Millstone Unit No. 3 is governed by License No. NPF-49, issued by the U.S. Nuclear Regulatory Commission (the NRC) pursuant to 10 CFR Part 50 on January 31, 1986, in Docket No. 50-423. Under this license, only Northeast Nuclear Energy Company (NNECO), acting as agent and representative of 14 utilities listed in the license, has the authority to operate Millstone Unit No. 3. Millstone Unit No. 3 is located in New London County, Connecticut.

II.

NNECO requested an amendment to NPF-49 by letter dated March 21, 1991, as supplemented June 11, 1991, in which NNECO requested that License No. NPF-49 be changed to reflect the transfer of control of PSNH's 2.8475 percent ownership in Millstone Unit No. 3 through the merger of PSNH with a wholly owned subsidiary of Northeast Utilities (NU), with PSNH emerging as the surviving entity from the merger as a wholly owned subsidiary of NU. The

amendment would be effective on the date that PSNH merges with and into a wholly owned subsidiary of NU. NNECO has advised the NRC staff that the merger is expected to be completed by May 1992.

The transfer of any right under License No. NPF-49 is subject to the NRC's approval pursuant to 10 CFR 50.80(a). Based on NNECO's operation of Millstone Unit No. 3 to date and the small ownership interest affected by the transfer, the staff has determined that the proposed transferee (NNECO) remains qualified to be a holder of License No. NPF-49 and that the license transfer is otherwise consistent with applicable provisions of law, regulations, and orders issued by the Commission.

III.

Accordingly, pursuant to Sections 161b and 161i of the Atomic Energy Act of 1954, as amended, 42 U.S.C 2201, and 10 CFR 50.80, IT IS HEREBY ORDERED that transfer of control of PSNH's 2.8475 percent ownership in Millstone Unit No. 3 through the merger of PSNH with a wholly owned subsidiary of NU, with PSNH emerging as the surviving entity from the merger as a wholly owned subsidiary of NU, is approved, subject to the following: (1) the amendment describing PSNH as a wholly owned subsidiary of NU in License No. NPF-49 will become effective as of the date the merger is completed; (2) should the merger

not be completed by November 30, 1992, this Order will be null and void; and
(3) on application and for good cause shown, this Order may be extended for a
short period beyond November 30, 1992.

FOR THE NUCLEAR REGULATORY COMMISSION

original signed by

Thomas E. Murley, Director
Office of Nuclear Reactor Regulation

Dated at Rockville, Maryland,
this 29th day of May 1992

*See previous concurrence

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LA:PDI-4*	PM:PDI-4*	D:PDI-4*	Tech Ed.*	OGC*	AD:DRPE*
SNorris	VRooney:cn	JStolz	BCalure	CPW	JCalvo
		AWD for			
4/22/92	4/22/92	4/23/92	5/11/92	4/27/92	5/17/92

D:DRPE*	ADP:NRR	DIF:NRR	PTSB:NRR*
SVarga	JPartlow	TMurley	AGody

5/28/92
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5/29/92
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