

Those permitted to intervene become parties to the proceeding, subject to any limitations in the order granting leave to intervene, and have the opportunity to participate fully in the conduct of the hearing, including the opportunity to present evidence and cross-examine witnesses.

If the amendment is issued before the expiration of the 30-day hearing period, the Commission will make a final determination on the issue of no significant hazards consideration. If a hearing is requested, the final determination will serve to decide when the hearing is held.

If the final determination is that the amendment request involves no significant hazards consideration, the Commission may issue the amendment and make it immediately effective, notwithstanding the request for a hearing. Any hearing held would take place after issuance of the amendment.

If the final determination is that the amendment request involves a significant hazards consideration, any hearing held would take place before the issuance of any amendment.

A request for a hearing or a petition for leave to intervene must be filed with the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, DC 20555, Attention: Docketing and Services Branch, or may be delivered to the Commission's Public Document Room, the Gelman Building, 2120 L Street, NW., Washington, DC, by the above date. Where petitions are filed during the last 10 days of the notice period, it is requested that the petitioner promptly so inform the Commission by a toll-free telephone call to Western Union at 1-(800) 248-5100 (in Missouri 1-(800) 342-6700). The Western Union operator should be given Datagram Identification Number N1023 and the following message addressed to John F. Stolz, Director, Project Directorate I-2: petitioner's name and telephone number, date petition was mailed, plant name, and publication date and page number of this Federal Register notice. A copy of the petition should also be sent to the Office of the General Counsel, U.S. Nuclear Regulatory Commission, Washington, DC 20555, and to J. W. Durham, Sr., Esquire, Sr. V.P. and General Counsel, PECO Energy Company, 2301 Market Street, Philadelphia, Pennsylvania 19101, attorney for the licensee.

Nontimely filings of petitions for leave to intervene, amended petitions, supplemental petitions and/or requests for hearing will not be entertained absent a determination by the Commission, the presiding officer or the presiding Atomic Safety and Licensing

Board that the petition and/or request should be granted based upon a balancing of the factors specified in 10 CFR 2.714(a)(1)(i)-(v) and 2.714(d).

For further details with respect to this action, see the application for amendment dated December 19, 1995, which is available for public inspection at the Commission's Public Document Room, the Gelman Building, 2120 L Street, NW., Washington, DC, and at the local public document room, located at the Government Publications Section, State Library of Pennsylvania, (Regional Depository) Education Building, Walnut Street and Commonwealth Avenue, Box 1601, Harrisburg, Pennsylvania 17105.

Dated at Rockville, Maryland, this 21st day of December, 1995.

For the Nuclear Regulatory Commission.  
Joseph W. Shea,

*Project Manager, Project Directorate I-2,  
Division of Reactor Projects—I/II, Office of  
Nuclear Reactor Regulation.*

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## POSTAL RATE COMMISSION

[Order No. 1097; Docket No. MC96-1]

### Notice of Filing of Request for Establishment of an Experimental First-Class and Priority Mail Small Parcel Automation Rate Category

Issued December 20, 1995.

Before Commissioners: Edward J. Gleiman, Chairman; W.H. "Trey" LeBlanc III, Vice Chairman; George W. Haley, H. Edward Quick, Jr.; Experimental First-Class and Priority Mail Small Parcel Automation Rate Category, 1995.

Notice is hereby given that on December 19, 1995, the U.S. Postal Service filed a request with the Postal Rate Commission pursuant to 3623 of the Postal Reorganization Act, 39 U.S.C. 101 et seq., for a recommended decision on proposed changes in the Domestic Mail Classification Schedule (DMCS). The proposed revisions also include proposed new rates. The request includes attachments supported by the testimony of four witnesses and four library references. It is on file in the Commission Docket Room and is available for inspection during the Commission's regular business hours.

### Experimental Nature of the Proposed Change

The Postal Service indicates that it is requesting new, experimental small parcel automation rate categories within First Class and Priority Mail.

### Description of Request

The Postal Service requests the establishment of discounted rate categories within Priority Mail and First-Class Mail for bulk quantities of small parcels that are prebarcoded and otherwise compatible with processing on sorting machines equipped with barcode scanners. The proposed service would be available to all Priority and First-Class Mail pieces which: (1) Are entered at one of the designated test sites;<sup>1</sup> (2) are presented in mailings of 50 or more pieces; (3) bear a barcode as prescribed by the Postal Service; (4) meet machinability specifications prescribed by the Postal Service; (5) bear a label placed on the surface of the parcel with the largest measured area; (6) meet address readability specifications as prescribed by the Postal Service; and (7) are presented for mailing in a manner which does not require cancellation. The Postal Service proposes a rate discount of four cents per piece for mailings that would qualify for inclusion in the proposed categories.

The request of the Postal Service proposes that the experimental First-Class and Priority Mail Small Parcel Automation Rate Categories be in effect for two years. The Postal Service states a belief that this period of effectiveness will allow mailers sufficient time to adjust their mailing practices to use the classification, and provide adequate time for the Service to aggregate and fully analyze data collected under the experiment. If the data generated in the experiment are determined to support a request for a permanent mail classification change, the Postal Service anticipates that such a filing would be made sufficiently in advance of the termination date that service at the experimental sites would not be interrupted.

### Motion for Waiver of Certain Filing Requirements

The Postal Service's request was also accompanied by a motion for waiver of compliance with certain requirements of section 64(h) of the rules of practice [39 CFR 3001.64(h)], which specify rate-related information to be included in classification requests that would affect rates and fees. Specifically, the Postal Service seeks waiver of compliance with subsections (d) (in part), (f)(2), (f)(3), (h), (j), (l)(1) (in part), and (l)(2) of section

<sup>1</sup> The Postal Service states that there are currently three locations which have equipment appropriate for processing the proposed parcel categories: the Southeastern Pennsylvania Processing and Distribution Center, the Philadelphia, Pennsylvania Airport Mail Facility, and the St. Petersburg, Florida Sectional Center Facility.

54 of the rules [39 CFR § 54(d), (f)(2), (f)(3), (h), (j), (l)(1), and (l)(2)], which would otherwise be required under section 64(h)(2)(i) [39 CFR § 64(h)(2)(i)]. The Postal Service states that the requested waiver is justified by the extremely limited scope of the proposed experiment and its anticipation that the consequent effects on costs, revenues, and volumes will be very minor.

#### Motion to Expedite the Proceeding

Section 67d of the rules of practice (39 CFR 3001.67d) states that the Commission will treat cases falling under the experimental rules as subject to the maximum expedition consistent with procedural fairness, and prescribes adoption of a schedule that will allow issuance of a decision not more than 150 days from a determination that experimental treatment of the request is appropriate. Notwithstanding this provision, the Postal Service has submitted a motion requesting that the Commission establish procedures allowing for issuance of a recommended decision on its request within 120 days of the date of its filing. In support of its motion, the Postal Service states that it has provided sufficient information to allow such expedited consideration, and claims that it needs additional flexibility to operate in an increasingly competitive environment. In connection with its motion, the Postal Service proposes adoption of special rules of procedure, which it provided in draft form. The Service also provides a proposed procedural schedule, which would culminate in issuance of the Commission's Recommended Decision on April 12, 1996.

Anyone wishing to be heard in this matter is directed to file a written notice of intervention with Margaret P. Crenshaw, Secretary of the Commission, 1333 H Street, NW, Washington, DC 20268-0001, on or before January 16, 1996. Intervenors should indicate whether they want full or limited participation status. See rules 39 CFR 3001.20 and 3001.20a.

Those interested in participating in this docket are given notice that the Commission will evaluate whether it is appropriate to use rules 67-67d for considering a Postal Service request. In determining whether the procedures for experimental cases are appropriate, the Commission will consider: (1) The novelty of the proposed change; (2) the magnitude of the proposed change; (3) the ease or difficulty of collecting data on the proposed change; and (4) the duration of the proposed change. Participants are invited to comment on whether the Postal Service request should be evaluated under rules 67-

67d. Such comments are to be filed on or before January 16, 1996. Prior to a Commission decision on this question, participants should act on the assumption that the Postal Service request that the case be considered pursuant to these rules will be approved.

Rule 67a provides a procedure for limiting issues in experimental cases. In order to enable participants to evaluate whether genuine issues of fact exist, the Postal Service shall respond to discovery requests within 10 days. Written discovery pursuant to rules 25-28 may be undertaken immediately upon intervention.

A decision on whether there is a need for evidentiary hearings, and the scope of any such hearings has not been made yet. Participants wishing to comment on this question should file a statement of issues raised by the Postal Service request by January 16, 1996. At the same time, participants should designate those issues involving questions of material fact which they believe require trial type hearings. The Postal Service and any interested participant may file responses to these statements on or before January 26, 1996.

If it is determined to schedule trial type hearings to consider topics involving issues of material fact, hearings to evaluate the supporting evidence presented by the Postal Service may be scheduled to begin as soon as February 6, 1996. The Presiding Officer will establish subsequent procedural dates.

#### Representation of the General Public

In conformance with § 3624(a) of title 39, the Commission designates W. Gail Willette, Director of the Commission's Office of the Consumer Advocate (OCA), to represent the interests of the general public in this proceeding. Pursuant to this designation, Ms. Willette will direct the activities of Commission personnel assigned to assist her and, when requested, will supply their names for the record. Neither Ms. Willette nor any of the assigned personnel will participate in or provide advice on any Commission decision in this proceeding. The OCA shall be separately served with three copies of all filings, in addition to and contemporaneous with, service on the Commission of the 24 copies required by section 10(c) of the rules of practice [39 CFR 3001.10(c)].

#### It is ordered:

1. The Commission will sit en banc in this proceeding.
2. Notice of intervention will be filed no later than January 16, 1996.

3. Participants wishing to comment on whether it is appropriate to consider this request under Commission rules 67-67d shall submit such comments no later than January 16, 1996.

4. Participants are directed to file statements of issues and designations of issues requiring trial type hearings no later than January 16, 1996; responses may be submitted no later than January 26, 1996.

5. Answers to the Postal Service motions: to Expedite the Proceeding, and for Waiver of Certain Filing Requirements are to be submitted no later than January 16, 1996.

6. W. Gail Willette, Director of the Commission's Office of the Consumer Advocate, is designated to represent the general public.

7. The Secretary shall cause this Notice and Order to be published in the Federal Register.

Margaret P. Crenshaw,  
Secretary.

[FR Doc. 95-31296 Filed 12-26-95; 8:45 am]

BILLING CODE 7710-FW-P

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## RESOLUTION TRUST CORPORATION

### Coastal Barrier Improvement Act; Property Availability; Hanover Run/ Myrtle Point, St. Mary's County, MD

**AGENCY:** Resolution Trust Corporation.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the property known as Hanover Run/Myrtle Point, located in California, St. Mary's County, Maryland, is affected by Section 10 of the Coastal Barrier Improvement Act of 1990 as specified below.

**DATES:** Written notice of serious interest to purchase or effect other transfer of all or any portion of this property may be mailed or faxed to the RTC until March 26, 1996.

**ADDRESSES:** Copies of detailed descriptions of this property, including maps, can be obtained from or are available for inspection by contacting the following person: Mr. James C. Kimball, RTC/FDIC Atlanta Field Office, 245 Peachtree Center Avenue, NE, Marquis One Tower, 10th Floor, Atlanta, GA 30303, (404) 225-5707; Fax (404) 230-8159.

**SUPPLEMENTARY INFORMATION:** The Hanover Run/Myrtle Point property is located on Patuxent Boulevard north of Maryland Route 4 and south of Mill Creek and the Patuxent River, St. Mary's County, Maryland. The site consists of approximately 502.11 acres of undeveloped land that is almost