

Document Room, the Gelman Building, 2120 L Street, NW., Washington, DC.

The filing of requests for hearing and petitions for leave to intervene is discussed below.

By April 8, 1998 the licensees may file a request for a hearing with respect to issuance of the amendment to the subject facility operating license and any person whose interest may be affected by this proceeding and who wishes to participate as a party in the proceeding must file a written request for a hearing and a petition for leave to intervene. Requests for a hearing and a petition for leave to intervene shall be filed in accordance with the Commission's "Rules of Practice for Domestic Licensing Proceedings" in 10 CFR Part 2. Interested persons should consult a current copy of 10 CFR 2.714 which is available 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 University of Toledo, William Carlson Library, Government Documents Collection, 2801 West Bancroft Avenue, Toledo, OH 43606. If a request for a hearing or petition for leave to intervene is filed by the above date, the Commission or an Atomic Safety and Licensing Board, designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel, will rule on the request and/or petition; and the Secretary or the designated Atomic Safety and Licensing Board will issue a notice of hearing or an appropriate order.

As required by 10 CFR 2.714, a petition for leave to intervene shall set forth with particularity the interest of the petitioner in the proceeding, and how that interest may be affected by the results of the proceeding. The petition should specifically explain the reasons why intervention should be permitted with particular reference to the following factors: (1) The nature of the petitioner's right under the Act to be made party to the proceeding; (2) the nature and extent of the petitioner's property, financial, or other interest in the proceeding; and (3) the possible effect of any order which may be entered in the proceeding on the petitioner's interest. The petition should also identify the specific aspect(s) of the subject matter of the proceeding as to which petitioner wishes to intervene. Any person who has filed a petition for leave to intervene or who has been admitted as a party may amend the petition without requesting leave of the Board up to 15 days prior to the first prehearing conference scheduled in the proceeding, but such an amended

petition must satisfy the specificity requirements described above.

Not later than 15 days prior to the first prehearing conference scheduled in the proceeding, a petitioner shall file a supplement to the petition to intervene which must include a list of the contentions which are sought to be litigated in the matter. Each contention must consist of a specific statement of the issue of law or fact to be raised or controverted. In addition, the petitioner shall provide a brief explanation of the bases of the contention and a concise statement of the alleged facts or expert opinion which support the contention and on which the petitioner intends to rely in proving the contention at the hearing. The petitioner must also provide references to those specific sources and documents of which the petitioner is aware and on which the petitioner intends to rely to establish those facts or expert opinion. Petitioner must provide sufficient information to show that a genuine dispute exists with the applicant on a material issue of law or fact. Contentions shall be limited to matters within the scope of the amendment under consideration. The contention must be one which, if proven, would entitle the petitioner to relief. A petitioner who fails to file such a supplement which satisfies these requirements with respect to at least one contention will not be permitted to participate as a party.

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 a hearing is requested, the Commission will make a final determination on the issue of no significant hazards consideration. 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 20555-0001, Attention:

Rulemakings and Adjudications Staff, or may be delivered to the Commission's Public Document Room, the Gelman Building, 2120 L Street, NW., Washington, DC, by the above date. A copy of the petition should also be sent to the Office of the General Counsel, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, and to Jay E. Silberg, Esquire, Shaw, Pittman, Potts and Trowbridge, 2300 N Street, NW., Washington, DC 20037, attorney for the licensees.

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 February 26, 1998, 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 University of Toledo, William Carlson Library, Government Documents Collection, 2801 West Bancroft Avenue, Toledo, OH 43606.

Dated at Rockville, Maryland, this 3d day of March 1998.

For the Nuclear Regulatory Commission.

**William O. Long,**

*Senior Project Manager, Project Directorate III-3, Division of Reactor Projects—III/IV, Office of Nuclear Reactor Regulation.*

[FR Doc. 98-5946 Filed 3-6-98; 8:45 am]

BILLING CODE 7590-01-P

---

## OFFICE OF MANAGEMENT AND BUDGET

### Issuance of Transmittal Memorandum No. 18, Amending OMB Circular No. A-76, "Performance of Commercial Activities"

**AGENCY:** Office of Management and Budget.

**ACTION:** Notice.

---

**SUMMARY:** This notice contains Transmittal Memorandum No. 18, to OMB Circular No. A-76, "Performance of Commercial Activities".

This Transmittal Memorandum updates the Federal pay raise assumptions and inflation factors used for computing the Government's in-house personnel and non-pay costs, as

generally provided in the President's Budget for Fiscal Year 1999.

**DATES:** All changes in the Transmittal Memorandum are effective immediately and shall apply to all cost comparisons in process where the Government's in-house cost estimate has not been publicly revealed before this date.

**FOR FURTHER INFORMATION CONTACT:** The Budget Analysis and Systems Division, NEOB Room 6002, Office of Management and Budget, 725 17th Street, N.W., Washington, D.C. 20503, Telephone Number: (202) 395-6104, FAX Number (202) 395-7230.

**Clarence Crawford,**  
*Associate Director for Administration.*

February 18, 1998.

Circular No. A-76 (Revised)  
Transmittal Memorandum No. 18

To The Heads of Executive Departments and Agencies  
Subject: Performance of Commercial Activities

This Transmittal Memorandum updates the Federal pay raise assumptions and inflation factors used for computing the Government's in-house personnel and non-pay costs, as generally provided in the President's Budget for Fiscal Year 1999.

The non-pay inflation factors are for purposes of A-76 cost comparison determinations only. They reflect the generic non-pay inflation assumptions used to develop the FY 1999 Budget baseline estimates required by law. The law requires that a specific inflation factor (GDP FY/FY chained price index) be used for this purpose. These inflation factors should not be viewed as estimates of expected inflation rates for major long-term procurement items or as an estimate of inflation for any particular agency's non-pay purchases mix.

The following factors should be applied per paragraph B, pages 19-21 of the OMB Circular A-76 Revised Supplemental Handbook (March 1996).

Federal pay raise assumptions	Military/ civilian
Effective Date:	
January 1998 .....	2.8
January 1999 .....	3.1
January 2000 .....	3.0
January 2001 .....	3.0
January 2002 .....	3.0
January 2003 .....	3.0
Non-Pay Categories (Supplies and Equipment, etc.):	
FY 1997 .....	2.2
FY 1998 .....	1.9
FY 1999 .....	2.0
FY 2000 .....	2.1
FY 2001 .....	2.2
FY 2002 .....	2.2
FY 2003 .....	2.2

Geographic pay differentials received in 1998 shall be included for the development of in-house personnel costs. The above pay raise factors shall be applied after

consideration is given to the geographic pay differentials. The pay raise factors provided for 1999 and beyond shall be applied to all employees, with no assumption being made as to how they will be distributed between possible locality and ECI-based increases.

These updates are effective as follows: all changes in the Transmittal Memorandum are effective immediately and shall apply to all cost comparisons in process where the Government's in-house cost estimate has not been publicly revealed before this date.

Agencies are reminded that OMB Circular No. A-76, Transmittal Memoranda 1 through Transmittal Memorandum 14 are canceled. Transmittal Memorandum No. 15 provided the Revised Supplemental Handbook, and is dated March 27, 1996 (**Federal Register**, April 1, 1996, pages 14338-14346). Transmittal Memoranda No. 16 and 17, which provided the last two year's OMB Circular A-76 Federal pay raise and inflation factor assumptions are also canceled.

Sincerely,  
Franklin D. Raines,  
*Director.*

[FR Doc. 98-5902 Filed 3-6-98; 8:45 am]

BILLING CODE 3110-01-P

**SECURITIES AND EXCHANGE COMMISSION**

[Rel. No. IC-23054; File No. 812-10914]

**St. Clair Funds, Inc. et al.; Notice of Application**

March 2, 1998.

**AGENCY:** Securities and Exchange Commission ("SEC" or "Commission").

**ACTION:** Notice of Application for an order pursuant to Section 6(c) of the Investment Company Act of 1940 ("1940 Act") granting exemptive relief from Sections 9(a), 13(a), 15(a) and 15(b) of the 1940 Act and Rules 6e-2(b)(15) and 6e-3(T)(b)(15) thereunder.

**SUMMARY OF APPLICATION:** Applicants seek an order to permit shares of capital stock of certain series of St. Clair Funds, Inc. (the "Funds") or any other investment company (the Funds and such other investment companies referred to collectively as the "Insurance Product Funds") for which Munder Capital Management or any of its affiliates may in the future serve as manager, investment adviser, administrator, principal underwriter or sponsor to be sold to and held by separate accounts ("Separate Accounts") funding variable annuity and variable life insurance contracts issued by both affiliated and unaffiliated life insurance companies ("Participating Insurance Companies"); and qualified pension and retirement plans outside of the separate account context ("Plans").  
*Applicants:* St. Clair Funds, Inc. (the

"Company") and Munder Capital Management (the "Advisor").

**FILING DATES:** The application was filed on December 22, 1997, and amended on February 3, 1998.

**HEARING OR NOTIFICATION OF HEARING:** An order granting the application will be issued unless the Commission orders a hearing. Interested persons may request a hearing on this application by writing to the Secretary of the SEC and serving Applicants with a copy of the request, in person or by mail. Hearing requests must be received by the Commission by 5:30 p.m. on March 27, 1998, and must be accompanied by proof of service on the Applicants in the form of an affidavit or, for lawyers, a certificate of service. Hearing requests should state the nature of the requester's interest, the reason for the request and the issues contested. Persons may request notification of the date of a hearing by writing to the Secretary of the SEC.

**ADDRESSES:** Secretary, SEC, 450 Fifth Street, N.W., Washington, D.C. 20549. Applicants, c/o Cynthia Surprise, Esq., State Street Bank and Company, Legal Division, 1776 Heritage Drive, Mail Stop AFB4, North Quincy, Massachusetts 02171.

**FOR FURTHER INFORMATION CONTACT:** Laura A. Novack, Senior Attorney, or Kevin M. Kirchoff Branch Chief, Office of Insurance Products, Division of Investment Management, at (202) 942-0670.

**SUPPLEMENTARY INFORMATION:** The following is a summary of the application. The complete application is available for a fee from the SEC's Public Reference Branch, 450 Fifth Street, N.W., Washington, D.C. 20549 (tel. (202) 942-8090).

**Applicants' Representations**

1. The Company is a Maryland corporation and is registered under the 1940 Act as an open-end management investment company. It currently consists of eleven separate series which operate as distinct investment vehicles, five of which are Funds. The Company may in the future issue shares of additional series and/or multiple classes of shares of each Fund.

2. The Advisor is organized as a Delaware general partnership, the partners of which are Woodbridge Capital Management, Inc. ("Woodbridge"), WAM Holdings, Inc. ("WAM"), Old MCM, Inc. and Munder Group, LLC. Woodbridge and WAM are wholly-owned subsidiaries of Comerica Bank—Ann Arbor, which in turn is a wholly-owned subsidiary of Comerica Inc., a publicly-held bank holding company. The Advisor serves as