

Dated at Rockville, Maryland, this 27th day of October 1999.

For the Nuclear Regulatory Commission.

**Suzanne C. Black,**

*Deputy Director, Division of Licensing Project Management, Office of Nuclear Reactor Regulation.*

[FR Doc. 99-28598 Filed 11-2-99; 8:45 am]

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## NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-220 and 50-410]

### Niagara Mohawk Power Corporation Nine Mile Point Nuclear Station, unit Nos. 1 and 2 Issuance of Final Director's Decision Under 10 CFR 2.206

Notice is hereby given that the Director, Office of Nuclear Reactor Regulation, has taken action with regard to a letter dated April 5, 1999, (Petition) filed by Robert Norway (Petitioner) pursuant to § 2.206 of Title 10 of the Code of Federal Regulations (10 CFR 2.206). The Petitioner requested that the U.S. Nuclear Regulatory Commission (Commission or NRC) take action with regard to Niagara Mohawk Power Corporation (NMPC) and its senior nuclear and corporate management. The Petitioner requested that the Commission (1) take enforcement action against NMPC and its senior nuclear and corporate management and, as a minimum, against three named individuals, for submitting an altered 1994 employee record to the NRC at a predecisional enforcement conference on May 10, 1996; (2) take enforcement action against these same parties for presenting at this predecisional enforcement conference a false written record of what the Administrative Law Judge determined in the Department of Labor's proceeding in 95-ERA-005; (3) take enforcement action against these same parties for placing confidential employee information into the public record in violation of 10 CFR 2.790; and (4) take enforcement action against these same parties for an additional act of discrimination, pursuant to 10 CFR 50.7, for destroying the Petitioner's credibility and reputation in the nuclear industry. The Petitioner also requested that the NRC forward these issues to the Department of Justice for consideration of criminal prosecution.

In addition to these requests for enforcement actions, the Petitioner also requested that the following other actions be implemented: (1) That the agency perform an independent review of all of NMPC's docketed files associated with the individuals who

committed the alleged fraud; (2) that the NRC forward the complaint to the NRC's Office of the Inspector General for an investigation of possible deliberate misconduct on the part of the NRC staff; (3) that an independent oversight group be established to oversee the NMPC Human Resources Department and Employee Concerns Program; (4) that a public meeting be held to obtain public comments pertaining to a number of issues, including discrimination and the placement of fraudulent documentation into public records; and (5) that the NRC publicly post NMPC's Safety Evaluation 96-09, which addresses the Residual Heat Removal Alternate Shutdown Cooling for Unit 2, to make it available for public comment, or require NMPC to re-perform this safety evaluation.

The Director of the Office of Nuclear Reactor Regulation has complied with the Petitioner's request to have his complaint forwarded to the NRC's Office of the Inspector General. The Petitioner's technical concern has been addressed independent of the Director's Decision by the NRC staff's letter to the Petitioner dated October 6, 1999. The Petitioner's additional requests are not supported for the reasons that are explained in the "Final Director's Decision Pursuant to 10 CFR 2.206" (DD-99-13). The complete text of the Final Director's Decision follows this notice and is available for public inspection at the Commission's Public Document Rooms located in the Gelman Building, 2120 L Street, NW., Washington, DC, and in the Reference and Documents Department, Penfield Library, State University of New York, Oswego, New York 13126.

A copy of the Decision will be filed with the Secretary of the Commission for the Commission's review in accordance with 10 CFR 2.206(c) of the Commission's regulations. As provided for by this regulation, the Decision will constitute the final action of the Commission 25 days after the date of issuance of the Decision unless the Commission, on its own motion, institutes a review of the Decision within that time.

Dated at Rockville, Maryland, this 28th day of October 1999.

For the Nuclear Regulatory Commission.

**Samuel J. Collins,**

*Director, Office of Nuclear Reactor Regulation.*

[FR Doc. 99-28759 Filed 11-2-99; 8:15 am]

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## NUCLEAR REGULATORY COMMISSION

### Notice of Availability of Draft Revision To NUREG-1574; Standard Review Plan for Antitrust Reviews

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of availability: Draft Revision 1 to Nureg 1574, "Standard Review Plan (SRP) for Antitrust Reviews".

**SUMMARY:** The NRC is seeking public comment on a Draft Revision to NUREG-1574, "Standard Review Plan on Antitrust Reviews." The Standard Review Plan (SRP) is being revised in accordance with Commission guidance to remove any implication that the NRC would conduct antitrust reviews of license transfers after issuance of an operating license. The draft revised SRP is being published to obtain public comments which will be considered in evaluating whether the NRC review process in this area should be changed. The revised draft SRP will be available on NRC electronic bulletin boards and in the NRC's Public Document Room, 2120 L Street NW. (Lower Level), Washington, DC 20555-001. A free single copy of Draft Revision 1 to NUREG-1574, to the extent of supply, may be requested by writing to U.S. Nuclear Regulatory Commission, Records Management Branch, Washington, DC 20555-0001.

**DATES:** The public is invited to submit comments on the revised draft SRP by January 3, 2000. Comments received after this date will be considered if it is practical to do so, but assurance of consideration cannot be given except as to comments received on or before this date. On the basis of the submitted comments, the Commission will determine whether to modify the revised draft SRP before issuing it in final form.

**ADDRESSES:** Mail comments to: Secretary, U.S. Nuclear Regulatory Commission, Washington, DC 20555, Attention: Docketing and Service Branch.

Deliver comments to: 11555 Rockville Pike, Rockville, Maryland, between 7:45 a.m. and 4:15 p.m., Federal workdays.

**SUPPLEMENTARY INFORMATION:** The Draft Revision to NUREG-1574, "Standard Review Plan on Antitrust Reviews," describes the procedures used by the NRC staff to implement the antitrust review and enforcement prescribed in Sections 105 and 186 of the Atomic Energy Act of 1954, as amended, and will replace the final NUREG-1574 published in December 1997. These