

Nuclear Reactor Regulation or the Director of the Office of Nuclear Material Safety and Safeguards.

(d) The decommissioning trust agreement must provide that the agreement cannot be amended in any material respect without 30-days prior written notification to the Director of the Office of Nuclear Reactor Regulation and the Director of the Office of Nuclear Material Safety and Safeguards.

(e) The appropriate section of the decommissioning trust agreement shall state that the trustee, investment advisor, or anyone else directing the investments made in the trusts shall adhere to a "prudent investor" standard, as specified in 18 CFR 35.32(a)(3) of the Federal Energy Regulatory Commission's regulations.

(3) CCNPP LLC shall provide decommissioning funding assurance, to be held in decommissioning trusts for Calvert Cliffs and the ISFSI upon the transfer of the licenses to CCNPP LLC, in an amount equal to or greater than the balance in the Calvert Cliffs and ISFSI decommissioning trusts immediately prior to the transfer. In addition, CCNPP LLC shall ensure that all contractual arrangements referred to in the application to obtain necessary decommissioning funds for Calvert Cliffs and the ISFSI through a non-bypassable charge from Baltimore Gas and Electric Company are amended as represented in the application and will be maintained until the decommissioning trusts are fully funded, or shall ensure that other mechanisms that provide equivalent assurance of decommissioning funding in accordance with the Commission's regulations are maintained.

(4) CCNPP LLC shall take all necessary steps to ensure that the decommissioning trusts are maintained in accordance with the application, the requirements of this Order, and the related safety evaluation.

(5) At the time of the direct transfers, CCNPP LLC shall enter or shall have entered into an intercompany credit agreement with CEG, Inc. with substantially the same terms that exist in the current intercompany credit agreement dated July 1, 2000, referenced in the application between CEG, Inc. and CCNPP. Furthermore, at the time New Controlled becomes the ultimate parent company of CCNPP LLC, CCNPP LLC shall enter or shall have entered into an intercompany credit agreement with New Controlled with substantially the same terms that exist in the current intercompany credit agreement dated July 1, 2000, referenced in the application between CEG, Inc. and CCNPP. At such time, the

intercompany credit agreement between the current CEG, Inc. legal entity and CCNPP LLC may be canceled. Except as otherwise provided above, CCNPP LLC shall take no action to void, cancel, or modify any intercompany credit agreement referenced above, without the prior written consent of the Director of the Office of Nuclear Reactor Regulation and the Director of the Office of Nuclear Material Safety and Safeguards.

(6) CCNPP shall inform the Director of the Office of Nuclear Reactor Regulation of the date of the closing of the direct transfers no later than two business days prior to such date. If all of the direct and indirect transfers of the licenses approved by this Order are not completed by June 30, 2002, this Order shall become null and void, provided, however, upon written application and for good cause shown, such date may in writing be extended.

It Is Further Ordered that, consistent with 10 CFR 2.1315(b), license amendments that make changes, as indicated in Enclosure 2 to the cover letter forwarding this Order, to conform the licenses to reflect the subject direct license transfers are approved. The amendments shall be issued and made effective at the time the proposed direct license transfers are completed.

This Order is effective upon issuance.

For further details with respect to this action, see the initial application dated December 20, 2000, supplemental submittals dated February 22, April 10, May 30, and June 7, 2001, and the safety evaluation dated June 19, 2001, which are available for public inspection at the Commission's Public Document Room, located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland. Publicly available records will be accessible from the Agencywide Documents Access and Management Systems (ADAMS) Public Electronic Reading Room on the Internet at the NRC Web site, <http://www.nrc.gov/NRC/ADAMS/index.html>. If you do not have access to ADAMS or if there are problems in accessing the documents located in ADAMS, contact the NRC Public Document Room Reference staff at 1-800-397-4209, 301-415-4737 or by e-mail to pdr@nrc.gov.

Dated at Rockville, Maryland, this 19th day of June 2001.

For the Nuclear Regulatory Commission.

R. William Borchardt,

Acting Director, Office of Nuclear Reactor Regulation.

Martin J. Virgilio,

Director, Office of Nuclear Material Safety and Safeguards.

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NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-373 AND 50-374]

Exelon Generation Company, LLC; Notice of Withdrawal of Application for Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has granted the request of Exelon Generation Company, LLC (the licensee), to withdraw its April 26, 2000, application for proposed amendment to Facility Operating License Nos. NPF-11 and NPF-18 for the LaSalle County Station, Unit Nos. 1 and 2, located in LaSalle County, Illinois.

The proposed amendment would have revised the habitability system requirements associated with the auxiliary electric equipment room.

The Commission had previously issued a Notice of Consideration of Issuance of Amendment published in the **Federal Register** on June 28, 2000 (65 FR 39958). However, by letter dated June 8, 2001, the licensee withdrew the proposed change.

For further details with respect to this action, see the application for amendment dated April 26, 2000, and the licensee's letter dated June 8, 2001, which withdrew the application for license amendment. Documents may be examined, and/or copied for a fee, at the NRC's Public Document Room, located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland. Publicly available records will be accessible electronically from the Agencywide Documents Access and Management Systems (ADAMS) Public Electronic Reading Room on the internet at the NRC Web site, <http://www.nrc.gov/NRC/ADAMS/index/html>. If you do not have access to ADAMS or if there are problems in accessing the documents located in ADAMS, contact the NRC Public Document Room (PDR) Reference staff at 1-800-397-4209, 301-415-4737 or by email to pdr@nrc.gov.

Dated at Rockville, Maryland, this 25th day of June 2001.

For the Nuclear Regulatory Commission.

Jon B. Hopkins,

Senior Project Manager, Section 2, Project Directorate III, Division of Licensing Project Management, Office of Nuclear Reactor Regulation.

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