

following address: Office of the General Counsel (NGC), National Archives and Records Administration, 8601 Adelphi Road, Room 3110, College Park, MD 20740.

[FR Doc. 02-7528 Filed 4-1-02; 8:45 am]

BILLING CODE 7515-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket No. 50-285]

### Omaha Public Power District; Notice of Partial Withdrawal of Application for Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has granted the request of Omaha Public Power District (the licensee) to partially withdraw its December 14, 2001, application for proposed amendment to Facility Operating License No. DPR-40 for the Fort Calhoun Station, Unit No. 1, located in Washington County, Nebraska.

The purpose of the licensee's amendment request was to revise Technical Specifications (TS) 3.7.2(d) and 3.7(4) to allow the surveillance tests to be performed on a refueling frequency outside of a refueling outage, and (2) correct the docket concerning inconsistencies in the 1973 Fort Calhoun Station Safety Evaluation Report associated with the 13.8 kV transmission line capability. By letter dated March 21, 2002, the licensee withdrew its request related to the changes to TS 3.7(2)d.

The Commission had previously issued a Notice of Consideration of Issuance of Amendment published in the **Federal Register** on January 22, 2002 (67 FR 2927). However, by letter dated March 21, 2002, the licensee partially withdrew the proposed change.

For further details with respect to this action, see the application for amendment dated December 14, 2001, and the licensee's letter dated March 21, 2001, which partially withdrew the application for license amendment. Documents may be examined, and/or copied for a fee, at the NRC's Public Document Room (PDR), 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/reading-rm.html>. Persons who do not have access to ADAMS or who encounter problems in accessing

the documents located in ADAMS, should contact the NRC PDR Reference staff by telephone at 1-800-397-4209, or 301-415-4737 or by e-mail to [pdrc@nrc.gov](mailto:pdrc@nrc.gov).

Dated at Rockville, Maryland, this 26th day of March 2002.

For the Nuclear Regulatory Commission.

Alan Wang,

*Project Manager, Section 2, Project Directorate IV, Division of Licensing Project Management, Office of Nuclear Reactor Regulation.*

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## NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-344 and 72-17; License Nos. NPF-1 and SNM-2509]

### In the Matter of Portland General Electric Company, Trojan Nuclear Plant and Trojan Independent Spent Fuel Storage Installation; Order Approving Application Regarding Proposed Corporate Acquisition (Northwest Energy Corporation Purchase of Portland General Electric Company)

#### I.

Portland General Electric Company (PGE or the licensee) owns a 67.5 percent interest in the Trojan Nuclear Plant (TNP or Trojan) located on the west bank of the Columbia River in Columbia County, Oregon, and in connection with that interest, is a holder of Facility Operating License No. NPF-1 issued by the U.S. Nuclear Regulatory Commission (NRC), pursuant to part 50 of Title 10 of the Code of Federal Regulations (10 CFR part 50), on November 21, 1975. Under this license, PGE has the authority to possess and maintain but not operate TNP. PGE also owns a 67.5 percent interest in the Trojan Independent Spent Fuel Storage Installation (ISFSI) and accordingly, is a holder of Materials License No. SNM-2509 for the Trojan ISFSI. PGE is currently a wholly-owned subsidiary of Enron Corporation (Enron). PacifiCorp and the Eugene Water and Electric Board own the remaining 2.5 percent and 30 percent interests, respectively, in TNP and the Trojan ISFSI, but are not involved in the transaction described below affecting PGE, which is the subject of this Order.

#### II.

By an application dated December 6, 2001, as supplemented by a letter dated January 31, 2002 (collectively referred to as the application herein), PGE

requested approval of an indirect transfer of the license for TNP and the license for the Trojan ISFSI, to the extent held by PGE. The requested transfers relate to a proposed purchase of all the issued and outstanding common stock of PGE owned by PGE's current parent, Enron, by Northwest Energy Corporation, also known as Northwest Natural Holdco (NW Natural Holdco). PGE is an Oregon corporation engaged principally in the generation, transmission, distribution, and sale of electric energy in Oregon.

On October 5, 2001, Enron and Northwest Natural Gas Company (NW Natural) entered into a Stock Purchase Agreement providing for the purchase by NW Natural Holdco from Enron of all of the issued and outstanding common stock of PGE, subject to certain conditions, including the approval of the NRC. NW Natural will be a wholly-owned subsidiary of NW Natural Holdco, a newly-formed Oregon corporation. The purchase will not affect PGE's status as a regulated public electric utility in the State of Oregon. No direct transfer of the TNP or Trojan ISFSI licenses will occur. Also, no changes to activities under the licenses or to the licenses themselves are being proposed in the application.

Approval of the indirect transfer was requested pursuant to 10 CFR 50.80 and 10 CFR 72.50. Notice of the application for approval and an opportunity for a hearing was published in the **Federal Register** on January 24, 2002 (67 FR 3515). No hearing requests or written comments were received.

Under 10 CFR 50.80 and 10 CFR 72.50, no license, or any right thereunder, shall be transferred, directly or indirectly, through transfer of control of the license, unless the Commission gives its consent in writing. Upon review of the information in the application, and other information before the Commission, the NRC staff has determined that NW Natural Holdco's proposed acquisition of PGE under the Stock Purchase Agreement will not affect the qualifications of PGE as a holder of Facility Operating License No. NPF-1 and as a holder of Materials License No. SNM-2509, and that the indirect transfer of the licenses, to the extent effected by the proposed acquisition, is otherwise consistent with applicable provisions of law, regulations, and orders issued by the Commission, subject to the conditions set forth herein. These findings are supported by a safety evaluation dated March 26, 2002.

**III.**

Accordingly, pursuant to sections 161b, 161i, 161o, and 184 of the Atomic Energy Act of 1954, as amended, 42 USC 2201(b), 2201(i), 2201(o), and 2234; and 10 CFR 50.80 and 10 CFR 72.50, it is hereby ordered that the application regarding the indirect license transfers referenced above is approved, subject to the following conditions:

(1) Following the completion of the indirect license transfers approved by this Order, PGE shall provide the Director of the Office of Nuclear Reactor Regulation and the Director of the Office of Nuclear Material Safety and Safeguards a copy of any application, at the time it is filed, to transfer (excluding grants of security interests or liens) from PGE to its parent, or to any other affiliated company, facilities for the production, transmission, or distribution of electric energy having a depreciated book value exceeding ten percent (10%) of PGE's consolidated net utility plant, as recorded on its books of account.

(2) Should the proposed stock purchase not be completed by March 31, 2003, this Order shall become null and void, provided, however, upon application and for good cause shown, such date may be extended.

This Order is effective upon issuance.

**IV.**

For further details with respect to this Order, see the initial application dated December 6, 2001, supplemental letter dated January 31, 2002, and the safety evaluation dated March 26, 2002, 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, and accessible from the Agencywide Documents Access and Management System's (ADAMS) Public Electronic Reading Room on the internet at the NRC Web site, <http://www.nrc.gov>.

Dated at Rockville, Maryland, this 26th day of March 2002.

For the Nuclear Regulatory Commission.

**E. William Brach,**

*Director, Spent Fuel Project Office, Office of Nuclear Material Safety and Safeguards.*

**John A. Zwolinski,**

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

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**NUCLEAR REGULATORY COMMISSION****Sunshine Meeting Notice**

**AGENCY HOLDING THE MEETING:** Nuclear Regulatory Commission.

**DATE:** Weeks of April 1, 8, 15, 22, 29, May 6, 2002.

**PLACE:** Commissioners' Conference Room, 11555 Rockville Pike, Rockville, Maryland.

**STATUS:** Public and Closed.

**MATTERS TO BE CONSIDERED:****Week of April 1, 2002**

There are no meetings scheduled for the Week of April 1, 2002.

**Week of April 8, 2002—Tentative**

*Friday, April 12, 2002*

9:25 a.m. Affirmation Session (Public Meeting) (If needed)

**Week of April 15, 2002—Tentative**

There are no meetings scheduled for the Week of April 15, 2002.

**Week of April 22, 2002—Tentative**

There are no meetings scheduled for the Week of April 22, 2002.

**Week of April 29, 2002—Tentative**

*Tuesday, April 30, 2002*

9:30 a.m. Discussion of Intergovernmental Issues (Closed)

*Wednesday, May 1, 2002*

8:55 a.m. Affirmation Session (Public Meeting) (If needed)

9:00 a.m. Briefing on Results of Agency Action Review Meeting—Reactors (Public Meeting) (Contact: Robert Pascarelli, 301-415-1245)

This meeting will be webcast live at the Web address—[www.nrc.gov](http://www.nrc.gov)

**Week of May 6, 2002—Tentative**

There are no meetings scheduled for the Week of May 6, 2002.

The schedule for Commission meetings is subject to change on short notice. To verify the status of meetings call (recording)—(301) 415-1292. Contact person for more information: David Louis Gamberoni (301) 415-1651. The NRC Commission Meeting Schedule can be found on the Internet at: [www.nrc.gov/what-we-do/policy-making/schedule.html](http://www.nrc.gov/what-we-do/policy-making/schedule.html).

This notice is distributed by mail to several hundred subscribers; if you no longer wish to receive it, or would like to be added to the distribution, please contact the Office of the Secretary, Washington, DC 20555 (301-415-1969). In addition, distribution of this meeting notice over the Internet system is

available. If you are interested in receiving this Commission meeting schedule electronically, please send an electronic message to [dkw@nrc.gov](mailto:dkw@nrc.gov).

Dated: March 28, 2002.

**David Louis Gamberoni,**

*Technical Coordinator, Office of the Secretary.*

[FR Doc. 02-8035 Filed 3-29-02; 11:30 am]

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**NUCLEAR REGULATORY COMMISSION****Biweekly Notice; Applications and Amendments to Facility Operating Licenses Involving No Significant Hazards Considerations****I. Background**

Pursuant to Public Law 97-415, the U.S. Nuclear Regulatory Commission (the Commission or NRC staff) is publishing this regular biweekly notice. Public Law 97-415 revised section 189 of the Atomic Energy Act of 1954, as amended (the Act), to require the Commission to publish notice of any amendments issued, or proposed to be issued, under a new provision of section 189 of the Act. This provision grants the Commission the authority to issue and make immediately effective any amendment to an operating license upon a determination by the Commission that such amendment involves no significant hazards consideration, notwithstanding the pendency before the Commission of a request for a hearing from any person.

This biweekly notice includes all notices of amendments issued, or proposed to be issued from March 8, 2002 through March 21, 2002. The last biweekly notice was published on March 19, 2002 (67 FR 12597).

**Notice of Consideration of Issuance of Amendments to Facility Operating Licenses, Proposed No Significant Hazards Consideration Determination, and Opportunity for a Hearing**

The Commission has made a proposed determination that the following amendment requests involve no significant hazards consideration. Under the Commission's regulations in 10 CFR 50.92, this means that operation of the facility in accordance with the proposed amendment would not (1) involve a significant increase in the probability or consequences of an accident previously evaluated; or (2) create the possibility of a new or different kind of accident from any accident previously evaluated; or (3) involve a significant reduction in a