

These matters are exempt under 5 U.S.C. 552b(c)(6) of the Government in the Sunshine Act.

Dated: September 9, 2008.

**Susanne Bolton,**

*Committee Management Officer.*

[FR Doc. E8-21244 Filed 9-11-08; 8:45 am]

BILLING CODE 7555-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket No. 040-08502]

### Notice of Availability of Environmental Assessment and Finding of No Significant Impact for License Amendment Request To Revert to Operating Status From Restoration and Decommissioning Status, Cogema Mining Inc., Christensen and Irigaray Ranch Facilities, Johnson and Campbell Counties, WY

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of availability.

**FOR FURTHER INFORMATION CONTACT:** Ron C. Linton, Project Manager, Uranium Recovery Licensing Branch, Division of Waste Management and Environmental Protection, Office of Federal and State Materials and Environmental Management Programs, U.S. Nuclear Regulatory Commission, Washington, DC 20555. *Telephone:* 301-415-7777; *fax number:* 301-415-5369; *e-mail:* [ron.linton@nrc.gov](mailto:ron.linton@nrc.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. Introduction

The Nuclear Regulatory Commission (NRC) is issuing a license amendment to source Materials License No. SUA-1341 issued to Cogema Mining, Inc. (COGEMA) (the licensee), to authorize a return to uranium production operations and the recovery of uranium by in situ leach (ISL) extraction techniques as previously licensed by the NRC at its Christensen and Irigaray Ranch Facilities, Johnson and Campbell Counties, Wyoming. NRC has prepared an Environmental Assessment (EA) in support of this amendment in accordance with the requirements of 10 CFR Part 51. Based on the EA, the NRC has concluded that a Finding of No Significant Impact (FONSI) is appropriate. The amendment will be issued following the publication of this Notice.

##### II. EA Summary

On April 3, 2007, COGEMA requested that NRC approve an amendment to authorize a return to uranium

production operations and the recovery of uranium by ISL extraction techniques at the licensee's Christensen and Irigaray Ranch facilities in Johnson and Campbell Counties, Wyoming. Specifically, COGEMA's source materials license will be amended to allow for the resumption of uranium recovery operations by the injection of lixiviant with license conditions that are essentially the same as those contained in the last operational license, SUA-1341, Amendment 3. COGEMA's request for the proposed amendment was noticed in the **Federal Register** on March 17, 2008, with a notice of an opportunity to request a hearing. The **Federal Register** notice of an opportunity to request a hearing was also posted on NRC's public Web site under "Hearing Opportunities and License Applications." No hearing requests were received.

The staff has prepared the EA in support of the proposed license amendment. The NRC staff found that the type of impacts would be similar to those that already exist and that have been evaluated in previous environmental reviews. The staff reviewed impacts to land use, transportation, geology and soils, ecology, air quality, noise, cultural and historical resources, visual and scenic resources, socioeconomic resources, public and occupational health, and waste management. All impacts were found to be low with the exception of some moderate short-term visual impacts to the Pumpkin Buttes which have been determined by the Bureau of Land Management to be a Native American traditional cultural property.

##### III. Finding of No Significant Impact

On the basis of the EA, NRC has concluded that there are no significant environmental impacts from the proposed amendment, and that preparation of an environmental impact statement is not warranted.

##### IV. Further Information

Documents related to this action, including the application for amendment and supporting documentation, are available electronically at the NRC's Electronic Reading Room at <http://www.nrc.gov/reading-rm/adams.html>. From this site, you can access the NRC's Agencywide Document Access and Management System (ADAMS), which provides text and image files of NRC's public documents. The ADAMS accession numbers for the documents related to this notice are: ML071020274, Letter from T. Hardgrove, COGEMA Mining, Re: Request for Amendment to License

SUA-1341 for Restart of Irigaray/Christensen Ranch Facilities; ML082110026, Environmental Assessment Regarding the License Amendment Request to Return to Operating Status from Decommissioning Status Cogema Mining, Inc. Irigaray and Christensen Ranch Projects Wyoming. 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 e-mail to [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov).

These documents may also be viewed electronically on the public computers located at the NRC's Public Document Room (PDR), O 1 F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852. The PDR reproduction contractor will copy documents for a fee.

Dated at Rockville, Maryland, this 8th day of September 2008.

For The Nuclear Regulatory Commission.

**Keith I. McConnell,**

*Deputy Director, Decommissioning and Uranium Recovery, Licensing Directorate, Division of Waste Management, and Environmental Protection, Office of Federal and State Materials and Environmental Management Programs.*

[FR Doc. E8-21275 Filed 9-11-08; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket No. 030-04794]

### Notice of Availability of Environmental Assessment and Finding of No Significant Impact for License Amendment to Byproduct Materials License No. 21-01443-06, for Unrestricted Release of the Warner-Lambert Facility in Ann Arbor, MI

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Issuance of Environmental Assessment and Finding of No Significant Impact for License Amendment.

**FOR FURTHER INFORMATION CONTACT:** William Snell, Senior Health Physicist, Decommissioning Branch, Division of Nuclear Materials Safety, Region III, U.S. Nuclear Regulatory Commission, 2443 Warrenville Road, Lisle, Illinois 60532; telephone: (630) 829-9871; fax number: (630) 515-1259; or by e-mail: at [william.snell@nrc.gov](mailto:william.snell@nrc.gov).

**SUPPLEMENTARY INFORMATION:**

## I. Introduction

The U.S. Nuclear Regulatory Commission (NRC) proposing to terminate Byproduct Materials License No. 21-01443-06. This license is held by Warner-Lambert, LLC (the Licensee), which is a wholly owned subsidiary of Pfizer, Inc., for its facilities located at 2800 Plymouth Road and 1600 Huron Parkway in Ann Arbor, Michigan (the Facilities). Termination of the license would authorize release of the Facilities for unrestricted use. The Licensee requested this action in a letter dated June 3, 2008 (ADAMS Accession No. ML081610504). The NRC has prepared an Environmental Assessment (EA) in support of this proposed action in accordance with the requirements of Title 10 Code of Federal Regulations (CFR), Part 51 (10 CFR Part 51). Based on the EA, the NRC has concluded that a Finding of No Significant Impact (FONSI) is appropriate with respect to the proposed action. The license will be terminated following the publication of this FONSI and EA in the **Federal Register**.

## II. Environmental Assessment

### *Identification of Proposed Action*

The proposed action would approve the Licensee's June 3, 2008, license termination request, resulting in release of the Facilities for unrestricted use. License No. 21-01443-06 was issued on April 20, 1959, pursuant to 10 CFR Part 30, and has been amended periodically since that time. The license authorizes the use of byproduct materials for conducting research and development.

The Facilities comprise a campus of research laboratories and offices of more than two million square feet of floor area on approximately 50 acres of property located in a commercial and residential area. The Licensee ceased using licensed materials in the Facilities in May 2007, and has conducted final status surveys of the Facilities. The results of these surveys along with other supporting information were provided to the NRC to demonstrate that the criteria in Subpart E of 10 CFR Part 20 for unrestricted release have been met.

### *Need for the Proposed Action*

The licensee has ceased conducting licensed activities at the Facilities, and seeks the unrestricted use of its Facilities.

### *Environmental Impacts of the Proposed Action*

The historical review of licensed activities conducted at the Facilities shows that such activities involved use of the following radionuclides with half-

lives greater than 120 days: hydrogen-3, carbon-14, sodium-22, chlorine-36, calcium-45, calcium-47, iron-55, cobalt-60, nickel-63, zinc-65, strontium-90, antimony-125, barium-133, and cesium-137. Prior to performing the final status survey, the Licensee conducted decontamination activities, as necessary, in the areas of the Facilities affected by these radionuclides.

The Licensee conducted onsite final status surveys on the Facilities from February 24 to April 23, 2008. The final status survey report was attached to the Licensee's amendment request dated June 3, 2008. The Licensee elected to demonstrate compliance with the radiological criteria for unrestricted release as specified in 10 CFR 20.1402 by using the screening approach described in NUREG-1757, "Consolidated NMSS Decommissioning Guidance," Volume 2. The Licensee used the radionuclide-specific derived concentration guideline levels (DCGLs), developed there by the NRC, which comply with the dose criterion in 10 CFR 20.1402. These DCGLs define the maximum amount of residual radioactivity on building surfaces, equipment, and materials, and in soils, that will satisfy the NRC requirements in Subpart E of 10 CFR Part 20 for unrestricted release. The Licensee's final status survey results were below these DCGLs and are in compliance with the As Low As Reasonably Achievable (ALARA) requirement of 10 CFR 20.1402. The NRC thus finds that the Licensee's final status survey results are acceptable.

Based on its review, the staff determined that the affected environment and any environmental impacts associated with the proposed action are bounded by the impacts evaluated by the "Generic Environmental Impact Statement in Support of Rulemaking on Radiological Criteria for License Termination of NRC-Licensed Nuclear Facilities" (NUREG-1496) Volumes 1-3 (ML042310492, ML042320379, and ML042330385). The staff finds there were no significant environmental impacts from the use of radioactive material at the Facility. The NRC staff reviewed the docket file records and the final status survey report to identify any non-radiological hazards that may have impacted the environment surrounding the Facility. No such hazards or impacts to the environment were identified. The NRC has identified no other radiological or non-radiological activities in the area that could result in cumulative environmental impacts.

The NRC staff finds that the proposed termination of the license and release of

the Facilities for unrestricted use is in compliance with 10 CFR 20. Based on its review, the staff considered the impact of the residual radioactivity at the Facilities and concluded that the proposed action will not have a significant effect on the quality of the human environment.

### *Environmental Impacts of the Alternatives to the Proposed Action*

Due to the largely administrative nature of the proposed action, its environmental impacts are small. Therefore, the only alternative the staff considered is the no-action alternative, under which the staff would leave things as they are by simply denying the amendment request. This no-action alternative is not feasible because it conflicts with 10 CFR 30.36(d) requiring that decommissioning of byproduct material facilities be completed and approved by the NRC after licensed activities cease. The NRC's analysis of the Licensee's final status survey data confirmed that the Facilities meet the requirements of 10 CFR 20.1402 for unrestricted release. Additionally, denying the amendment request would result in no change in current environmental impacts. The environmental impacts of the proposed action and the no-action alternative are therefore similar, and the no-action alternative is accordingly not further considered.

### *Conclusion*

The NRC staff has concluded that the proposed action is consistent with the NRC's unrestricted release criteria specified in 10 CFR 20.1402. Because the proposed action will not significantly impact the quality of the human environment, the NRC staff concludes that the proposed action is the preferred alternative.

### *Agencies and Persons Consulted*

NRC provided a draft of this Environmental Assessment to the Michigan Department of Environmental Quality (DEQ) for review on July 23, 2008. By response dated July 24, 2008, the State agreed with the conclusions of the EA, and otherwise provided no comments.

The NRC staff has determined that the proposed action is of a procedural nature, and will not affect listed species or critical habitat. Therefore, no further consultation is required under Section 7 of the Endangered Species Act. The NRC staff has also determined that the proposed action is not the type of activity that has the potential to cause effects on historic properties. Therefore, no further consultation is required

under Section 106 of the National Historic Preservation Act.

### III. Finding of No Significant Impact

The NRC staff has prepared this EA in support of the proposed action. On the basis of this EA, the NRC finds that there are no significant environmental impacts from the proposed action, and that preparation of an environmental impact statement is not warranted. Accordingly, the NRC has determined that a Finding of No Significant Impact is appropriate.

### IV. Further Information

Documents related to this action, including the application for license amendment and supporting documentation, are available electronically at the NRC's Electronic Reading Room at <http://www.nrc.gov/reading-rm/adams.html>. From this site, you can access the NRC's Agencywide Document Access and Management System (ADAMS), which provides text and image files of NRC's public documents. The documents related to this action are listed below, along with their ADAMS accession numbers.

1. Carol Lentz, Pfizer, Inc., letter to Patricia Pelke, U.S. Nuclear Regulatory Commission, June 3, 2008 (ADAMS Accession No. ML081610504);

2. Title 10 Code of Federal Regulations, Part 20, Subpart E, "Radiological Criteria for License Termination";

3. Title 10 Code of Federal Regulations, Part 51, "Environmental Protection Regulations for Domestic Licensing and Related Regulatory Functions";

4. NUREG-1496, "Generic Environmental Impact Statement in Support of Rulemaking on Radiological Criteria for License Termination of NRC-Licensed Nuclear Facilities";

5. NUREG-1757, "Consolidated NMSS Decommissioning Guidance."

6. By response dated July 24, 2008, the State had no comments.

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 e-mail to [pdr@nrc.gov](mailto:pdr@nrc.gov). These documents may also be viewed electronically on the public computers located at the NRC's PDR, O 1 F21, One White Flint North, 11555 Rockville Pike, Rockville, MD 20852. The PDR reproduction contractor will copy documents for a fee.

Dated at Lisle, Illinois, this 29th day of August 2008.

For the Nuclear Regulatory Commission.

**Christine Lipa,**

*Chief, Decommissioning Branch, Division of Nuclear Materials Safety, Region III.*

[FR Doc. E8-21274 Filed 9-11-08; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket No. 50-443-LA; ASLBP No. 08-872-02-LA-BD01]

### FPL Energy Seabrook LLC; Establishment of Atomic Safety and Licensing Board

Pursuant to delegation by the Commission dated December 29, 1972, published in the **Federal Register**, 37 FR 28,710 (1972), and the Commission's regulations, *see* 10 CFR 2.104, 2.300, 2.303, 2.309, 2.311, 2.318, and 2.321, notice is hereby given that an Atomic Safety and Licensing Board (Board) is being established to preside over the following proceeding:

#### FPL Energy Seabrook LLC

*(Seabrook Station, Unit 1)*

This proceeding involves a license amendment request from FPL Energy Seabrook LLC proposing a revision to the Technical Specifications for Seabrook Station, Unit 1 in Rockingham County, New Hampshire. In response to an August 26, 2008 Notice of Consideration of Issuance of Amendments to Facility Operating Licenses, Proposed No Significant Hazards Consideration Determination, and Opportunity for a Hearing (73 FR 50,356, 50,361), a request for hearing has been submitted by Thomas Saporito on behalf of himself and Saporito Energy Consultants.

The Board is comprised of the following administrative judges:

William J. Froehlich, Chairman, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

E. Roy Hawkens, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

Thomas S. Elleman, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

All correspondence, documents, and other materials shall be filed in accordance with the NRC E-Filing rule, which the NRC promulgated in August 2007 (72 FR 49,139).

Issued at Rockville, Maryland, this 8th day of September 2008.

**E. Roy Hawkens,**

*Chief Administrative Judge, Atomic Safety and Licensing Board Panel.*

[FR Doc. E8-21278 Filed 9-11-08; 8:45 am]

BILLING CODE 7590-01-P

## OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

### Generalized System of Preferences (GSP): Notice Regarding the 2008 Annual Review for Acceptance of Product and Country Practices Petitions

**AGENCY:** Office of the United States Trade Representative.

**ACTION:** Notice.

**SUMMARY:** The Office of the United States Trade Representative (USTR) received petitions in connection with the 2008 GSP Annual Review to modify the list of products that are eligible for duty-free treatment under the GSP program and to modify the GSP status of certain GSP beneficiary developing countries because of country practices. This notice announces the product petitions, other than those requesting competitive need limitation (CNL) waivers, and country practice petitions accepted in previous GSP annual reviews that continue to be under review in the 2008 GSP Annual Review, and sets forth the schedule for comment and public hearings on these petitions, for requesting participation in the hearings, and for submitting pre-hearing and post-hearing briefs. The list of accepted petitions is available at: [http://www.ustr.gov/Trade\\_Development/Preference\\_Programs/GSP/Section\\_Index.html](http://www.ustr.gov/Trade_Development/Preference_Programs/GSP/Section_Index.html). [2008 Annual review].

#### FOR FURTHER INFORMATION CONTACT:

Regina Teeter, GSP Program, Office of the United States Trade Representative, 1724 F Street, NW., Room F-214, Washington, DC 20508. The telephone number is (202) 395-6971, fax number is (202) 395-9481, and e-mail address is [Regina\\_Teeter@ustr.eop.gov](mailto:Regina_Teeter@ustr.eop.gov).

**DATES:** The GSP regulations (15 CFR Part 2007) provide the schedule of dates for conducting an annual review unless otherwise specified in a **Federal Register** notice. The schedule for the 2008 annual review is set forth below. Notification of any other changes will be given in the **Federal Register**.

October 3, 2008—Due date for submission of pre-hearing briefs and requests to appear at the GSP