

hearingdocket@nrc.gov, or by calling (301) 415-1677, to request: (1) A digital ID certificate, which allows the participant (or its counsel or representative) to digitally sign documents and access the E-Submittal server for any NRC proceeding in which it is participating; and/or (2) creation of an electronic docket for the proceeding (even in instances when the requestor (or its counsel or representative) already holds an NRC-issued digital ID certificate). Each requestor will need to download the Workplace Forms Viewer] to access the Electronic Information Exchange (EIE), a component of the E-Filing system. The Workplace Forms Viewer™ is free and is available at <http://www.nrc.gov/site-help/e-submittals/install-viewer.html>. Information about applying for a digital ID certificate also is available on NRC's public Web site at <http://www.nrc.gov/site-help/e-submittals/apply-certificates.html>.

Once a requestor has obtained a digital ID certificate, had a docket created, and downloaded the EIE viewer, it can then submit a request for a hearing through EIE. Submissions should be in Portable Document Format (PDF) in accordance with NRC guidance available on the NRC public Web site at <http://www.nrc.gov/site-help/e-submittals.html>. A filing is considered complete at the time the filer submits its document through EIE. To be timely, electronic filings must be submitted to the EIE system no later than 11:59 p.m. Eastern Time on the due date. Upon receipt of a transmission, the E-Filing system time-stamps the document and sends the submitter an e-mail notice confirming receipt of the document. The EIE system also distributes an e-mail notice that provides access to the document to the NRC Office of the General Counsel and any others who have advised the Office of the Secretary that they wish to participate in the proceeding, so that the filer need not serve the document on those participants separately. Therefore, any others who wish to participate in the proceeding (or their counsel or representative) must apply for and receive a digital ID certificate before a hearing request is filed so that they may obtain access to the document via the E-Filing system.

A person filing electronically using the agency's adjudicatory e-filing system may seek assistance through the "Contact Us" link located on the NRC Web site at <http://www.nrc.gov/site-help/e-submittals.html> or by calling the NRC Meta-System Help Desk, which is available between 8 a.m. and 8 p.m., Eastern Time, Monday through Friday,

excluding government holidays. The Meta-System Help Desk can be contacted by telephone at 1-866-672-7640 or by e-mail at [MSHD.Resource@nrc.gov](mailto:MSHD.Resource@nrc.gov).

Participants who believe that they have good cause for not submitting documents electronically must file a motion, in accordance with 10 CFR 2.302(g), with their initial paper filing requesting authorization to continue to submit documents in paper format. Such filings must be submitted by: (1) first class mail addressed to the Office of the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, Attention: Rulemaking and Adjudications Staff; or (2) courier, express mail, or expedited delivery service to the Office of the Secretary, Sixteenth Floor, One White Flint North, 11555 Rockville, Pike, Rockville, Maryland, 20852, Attention: Rulemaking and Adjudications Staff. Participants filing a document in this manner are responsible for serving the document on all other participants. Filing is considered complete by first-class mail as of the time of deposit in the mail, or by courier, express mail, or expedited delivery service upon depositing the document with the provider of the service.

Documents submitted in adjudicatory proceedings will appear in NRC's electronic hearing docket which is available to the public at [http://ehd.nrc.gov/EHD\\_Proceeding/home.asp](http://ehd.nrc.gov/EHD_Proceeding/home.asp), unless excluded pursuant to an order of the Commission, an Atomic Safety and Licensing Board, or a Presiding Officer. Participants are requested not to include personal privacy information, such as social security numbers, home addresses, or home phone numbers in their filings. With respect to copyrighted works, except for limited excerpts that serve the purpose of the adjudicatory filings and would constitute a Fair Use application, participants are requested not to include copyrighted materials in their works.

If a person other than Earth Exploration requests a hearing, that person shall set forth with particularity the manner in which his interest is adversely affected by this Order and shall address the criteria set forth in 10 CFR 2.309(d) and (f).

If the hearing is requested by a person whose interest is adversely affected, the Commission will issue an Order designating the time and place of any hearing. If a hearing is held, the issue to be considered at such hearing shall be whether this Confirmatory Order should be sustained. In the absence of any request for hearing, or written approval of an extension of time in which to

request a hearing, the provisions specified in Section V above shall be final 20 days from the date this Order is published in the **Federal Register** without further order or proceedings. If an extension of time for requesting a hearing has been approved, the provisions specified in Section V shall be final when the extension expires, if a hearing request has not been received.

*A request for hearing shall not stay the immediate effectiveness of this order.*

For the U.S. Nuclear Regulatory Commission.

Dated this 1st day of October 2009.

**Cynthia D. Pederson,**

*Deputy Regional Administrator, Region III.*

[FR Doc. E9-24423 Filed 10-8-09; 8:45 am]

**BILLING CODE 7590-01-P**

## **NUCLEAR REGULATORY COMMISSION**

**[NRC-2008-0439]**

### **Office of New Reactors; Final Interim Staff Guidance on Evaluation and Acceptance Criteria for 10 CFR 20.1406 To Support Design Certification and Combined License Applications**

**AGENCY:** Nuclear Regulatory Commission (NRC).

**ACTION:** Notice of availability.

**SUMMARY:** The NRC is issuing its Final Interim Staff Guidance (ISG) DC/COL-ISG-06 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML092470100). The purpose of this ISG is to clarify NRC position on what is an acceptable level of detail and content for demonstrating compliance with Title 10 of the *Code of Federal Regulations*, Section 20.1406 (10 CFR 20.1406). Regulatory Guide 4.21, "Minimization of Contamination and Waste Generation: Life Cycle Planning," provides an acceptable method of demonstrating compliance. This ISG provides further clarification on the evaluation and acceptance criteria that will be used by NRC staff in reaching a reasonable assurance finding that a design certification (DC) or combined license (COL) applicant has complied with the requirements of 10 CFR 20.1406. The NRC staff issues DC/COL-ISGs to facilitate timely implementation of current staff guidance and to facilitate activities associated with review of applications for DCs and COLs by the Office of New Reactors. The NRC staff will also incorporate the approved DC/COL-ISG-06 into the next revision of the SRP and related guidance documents.

**DISPOSITION:** On July 31, 2008, the staff issued the proposed ISG "Evaluation and Acceptance Criteria for 10 CFR 20.1406 to Support Design Certification and Combined License Applications," (DC/COL-ISG-06) (ADAMS Accession No. ML081850160). There were no comments received on the proposed ISG. At a March 12, 2009 public meeting with Nuclear Energy Institute (NEI) to discuss Health Physics Issues for New Reactors (ADAMS Accession No. ML090890093), the staff provided copies of draft Revision 7 of "Interim Staff Guidance for Evaluation and Acceptance Criteria for 10 CFR 20.1406 to Support Design Certification and Combined License Applications" (ADAMS Accession No. ML090640183) to NEI and requested input back by April 3, 2009. Some of the comments received (ADAMS Accession No. ML090990781) were subsequently incorporated into this document. Staff responses to public comments on DC/COL-ISG-06 can be found in ADAMS as Accession Number ML092740151.

**ADDRESSES:** The NRC maintains ADAMS which provides text and image files of NRC's public documents. These documents may be accessed through the NRC's Public Electronic Reading Room on the Internet at <http://www.nrc.gov/reading-rm/adams.html>. Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS should contact the NRC Public Document reference staff at 1-800-397-4209, 301-415-4737, or by e-mail at [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov).

**FOR FURTHER INFORMATION CONTACT:** Mr. Timothy J. Frye, Chief, Health Physics Branch, Division of Construction Inspection and Operational Programs, Office of the New Reactors, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone at 301-415-3900 or e-mail at [timothy.frye@nrc.gov](mailto:timothy.frye@nrc.gov).

**SUPPLEMENTARY INFORMATION:** The agency posts its issued staff guidance in the agency external Web page (<http://www.nrc.gov/reading-rm/doc-collections/isg/>).

Dated at Rockville, Maryland, this 2nd day of October 2009.

For the Nuclear Regulatory Commission.

**George M. Tartal,**

*Acting Branch Chief, Rulemaking and Guidance Development Branch, Division of New Reactor Licensing, Office of New Reactors.*

[FR Doc. E9-24424 Filed 10-8-09; 8:45 am]

**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

### Sunshine Act; Federal Register Notice

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

**DATE:** Week of October 12, 2009.

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

**STATUS:** Public and Closed.

#### ADDITIONAL ITEMS TO BE CONSIDERED:

**Week of October 12, 2009**

*Tuesday, October 13, 2009*

9:15 a.m. Affirmation Session (Public Meeting) (Tentative). Calvert Cliffs 3 Nuclear Project LLC & UniStar Nuclear Operating Services LLC (Combined License App. Calvert Cliffs, Unit 3) Docket Nos. 52-016-COL, Calvert Cliffs 3 Nuclear Project LLC & UniStar Nuclear Operating Services, LLC, Appeal from LBP-09-4 (Tentative).

\*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: Rochelle Bavol, (301) 415-1651.

The NRC Commission Meeting Schedule can be found on the Internet at: <http://www.nrc.gov/about-nrc/policy-making/schedule.html>.

The NRC provides reasonable accommodation to individuals with disabilities where appropriate. If you need a reasonable accommodation to participate in these public meetings, or need this meeting notice or the transcript or other information from the public meetings in another format (e.g., braille, large print), please notify the NRC's Disability Program Coordinator, Rohn Brown, at 301-492-2279, TDD: 301-415-2100, or by e-mail at [rohn.brown@nrc.gov](mailto:rohn.brown@nrc.gov). Determinations on requests for reasonable accommodation will be made on a case-by-case basis.

This notice is distributed electronically to 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), or send an e-mail to [darlene.wright@nrc.gov](mailto:darlene.wright@nrc.gov).

Dated: October 5, 2009.

**Rochelle C. Bavol,**

*Office of the Secretary.*

[FR Doc. E9-24530 Filed 10-7-09; 4:15 pm]

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## NUCLEAR REGULATORY COMMISSION

[NRC-2009-0444]

### Notice of Opportunity for Public Comment on the Proposed Model Safety Evaluation for Plant-Specific Adoption of Technical Specification Task Force Traveler-513, Revision 2, "Revise PWR Operability Requirements and Actions for RCS Leakage Instrumentation"

**AGENCY:** Nuclear Regulatory Commission (NRC).

**ACTION:** Notice of opportunity for public comment.

**SUMMARY:** The NRC is requesting public comment on the enclosed proposed model safety evaluation, model no significant hazards consideration determination, and model application for plant-specific adoption of Technical Specification Task Force (TSTF) Traveler-513, Revision 2, "Revise PWR Operability Requirements and Actions for RCS Leakage Instrumentation." The TSTF Traveler-513, Revision 2, is available in the Agencywide Documents Access Management System (ADAMS) under Accession Number ML091810158. The proposed changes revise Standard Technical Specification (STS) [3.4.15], "[Reactor Coolant System (RCS) Leakage Detection Instrumentation]." The proposed changes also revise the STS Bases to clearly define the RCS leakage detection instrumentation Operability requirements in the Limiting Condition for Operation (LCO) Bases, eliminate discussion from the STS Bases that could be erroneously construed as Operability requirements, and reflect the changes to the TSs. This model safety evaluation will facilitate expedited approval of plant-specific adoption of TSTF Traveler-513, Revision 2.

**DATES:** Comment period expires November 9, 2009. Comments received after this date will be considered, if it is practical to do so, but the Commission is able to ensure consideration only for comments received on or before this date.

**ADDRESSES:** You may submit comments by any one of the following methods. Please include Docket ID NRC-2009-0444 in the subject line of your comments. Comments submitted in writing or in electronic form will be posted on the NRC Web site and on the Federal rulemaking Web site [Regulations.gov](http://Regulations.gov). Because your comments will not be edited to remove any identifying or contact information,