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#### H. Information Updates to Schedule

Any updates or revisions to the mandatory hearing schedule or the schedule for limited appearance sessions can be found on the NRC Web site at <http://www.nrc.gov/public-involve/public-meetings/index.cfm>, or by calling (800) 368-5642, extension 5036 (available between 7 a.m. and 9 p.m. ET, Monday through Friday, except federal holidays), or by calling (301) 415-5036 (available seven days a week, twenty-four hours a day).

*It is so ordered.*

Dated: June 2, 2011.

For the Atomic Safety and Licensing Board.

**G. Paul Bollwerk, III,**

*Chairman, Rockville, Maryland.*

[FR Doc. 2011-14416 Filed 6-9-11; 8:45 am]

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#### NUCLEAR REGULATORY COMMISSION

[Docket No. 50-320; License No. DPR-73; NRC-2010-0358]

#### FirstEnergy Nuclear Operating Company; Notice of Issuance of Director's Decision

Notice is hereby given that the Director, Office of Federal and State Materials and Environmental Management Programs (FSME), has issued a Director's Decision with regard to a petition dated September 30, 2010, filed by Eric J. Epstein, hereinafter referred to as the "Petitioner." The petition was supplemented during an October 19, 2010, Petition Review Board (PRB) meeting, via teleconference, with the Petitioner and FirstEnergy Corporation, hereinafter referred to as FENOC. [NOTE: GPU Nuclear is the license holder for Three Mile Island, Unit 2 (TMI-2).] The transcript of this teleconference is available in the Agencywide Documents Access and Management System (ADAMS No. ML103120216). The petition concerns the decommissioning funding for TMI-2.

The petition requested that the U.S. Nuclear Regulatory Commission (NRC) take enforcement action in the form of a Demand for Information from FENOC

relating to inadequate financial assurance provided by the licensee for TMI-2's nuclear decommissioning fund.

As the basis for the September 30, 2010, request, the Petitioner states that the current radiological decommissioning cost estimate is \$831.5 million and the current amount in the decommissioning trust fund is \$484.5 million, as of December 31, 2008. Further, the Petitioner states that FENOC's decommissioning report is inadequate, and fails to account for the special status of TMI-2, the current level of underfunding, or the fact that decommissioning rate recovery for Metropolitan Edison and Pennsylvania Electric ceases per Pennsylvania Public Utility Commission Orders on December 31, 2010.

On October 19, 2010, the Petitioner and licensee met with the staff's PRB via teleconference. The meeting gave the Petitioner and the licensee an opportunity to provide additional information and to clarify issues identified in the petition.

The NRC sent a copy of the proposed Director's Decision to the Petitioner and to the licensee for comment on April 5, 2011 (ADAMS Nos. ML110680183 and ML110940183). The Petitioner responded with comments on May 1, 2011 (ADAMS No. ML111260128) and the licensee responded on April 18, 2011 (ADAMS No. ML11116A073). Comments submitted by the Petitioner and licensee, and the NRC staff responses, are discussed in the attachment to the Director's Decision.

The Director of FSME has determined that the request for NRC to demand information relating to inadequate financial assurance provided by the licensee for TMI-2's nuclear decommissioning fund, be denied. The request is denied because the updated decommissioning funding status report submitted by GPU Nuclear on March 29, 2010, for TMI-2, which is the latest site-specific decommissioning funding plan, provides adequate decommissioning funding assurance in accordance with NRC regulations. GPU Nuclear is owned by FENOC. A complete discussion of the reasons for this decision are explained in the Director's Decision pursuant to 10 CFR 2.206 (DD-11-04), the complete text of which is available in ADAMS for inspection at the Commission's Public Document Room, located at One White Flint, 11555 Rockville Pike (first floor), Rockville, Maryland 20852, and from the ADAMS Public Library component on the NRC's Web site, <http://www.nrc.gov> (the public Electronic Reading Room).

As provided in 10 CFR 2.206(c), a copy of this Director's Decision will be

filed with the Secretary of the Commission for the Commission to review. As provided for by this regulation, the Decision will constitute the final action of the Commission 25 days after the date of the Decision unless the Commission, on its own motion, institutes a review of the Decision within that time.

Dated at Rockville, Maryland, this 2nd day of June 2011.

For the Nuclear Regulatory Commission.

**Scott W. Moore,**

*Acting Director, Office of Federal and State Materials and Environmental Management Programs.*

[FR Doc. 2011-14424 Filed 6-9-11; 8:45 am]

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#### NUCLEAR REGULATORY COMMISSION

[NRC-2011-0107; Docket Nos. 50-325 and 50-324]

#### Carolina Power & Light Company, Brunswick Steam Electric Plant Units 1 and 2; Exemption

##### 1.0 Background

Carolina Power & Light Company, et al. (the licensee), is the holder of Facility Operating License Nos. DPR-71 and DPR-62, which authorize operation of the Brunswick Steam Electric Plant (BSEP), Units 1 and 2, respectively. The licenses provide, among other things, that the facility is subject to all rules, regulations, and orders of the U.S. Nuclear Regulatory Commission (NRC, Commission) now or hereafter in effect.

The facility consists of two boiling water reactors located in Southport, North Carolina.

##### 2.0 Request/Action

By letter dated December 16, 2010 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML103630405, as supplemented by letter dated January 27, 2011 (ADAMS Accession No. ML110400193), and pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR) 26.9, "Specific exemptions," the licensee requested an exemption from the requirements of 10 CFR 26.205(c), "Work hours scheduling," and (d), "Work hour controls," during declarations of severe weather conditions such as tropical storm and hurricane-force winds at the BSEP site. Subsequent letters dated March 7 and April 13, 2011 (ADAMS Accession Nos. ML110730275 and ML11110A021, respectively) provided responses to the NRC staff's requests for additional information (RAIs).