

Paragraph IV.1 above, provide notice to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, of the name, address, and telephone number of the employer or the entity where he is, or will be, involved in the NRC-licensed activities. In the initial notification, Mr. Clark shall include a statement of his commitment to comply with regulatory requirements and the basis why the Commission should have confidence that he will now comply with applicable NRC requirements.

The Director, Office of Enforcement, may, in writing, relax or rescind any of the above conditions upon demonstration by Mr. Clark of good cause.

## V

In accordance with 10 CFR 2.202, William H. Clark must, and any other person adversely affected by this Order may, submit an answer to this Order, and may request a hearing on this Order, within 20 days of the date of this Order. Where good cause is shown, consideration will be given to extending the time to request a hearing. A request for extension of time must be made in writing to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, and include a statement of good cause for the extension. The answer may consent to this Order. Unless the answer consents to this Order, the answer shall, in writing and under oath or affirmation, specifically admit or deny each allegation or charge made in this Order and shall set forth the matters of fact and law on which Mr. Clark or other person adversely affected relies and the reasons as to why the Order should not have been issued. Any answer or request for a hearing shall be submitted to the Secretary, U.S. Nuclear Regulatory Commission, ATTN: Assistant for Rulemakings and Adjudications, Washington, DC 20555. Copies also shall be sent to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, Washington, DC 20555, to the Deputy Assistant General Counsel for Enforcement at the same address, to the Regional Administrator, NRC Region I, 475 Allendale Road, King of Prussia, PA 19406-1415, to the Regional Administrator, NRC Region III, 801 Warrenville Road, Lisle, IL 60532-4351, and to Mr. Clark, if the answer or hearing request is by a person other than Mr. Clark. If a person other than Mr. Clark 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 2.714(d).

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

Dated at Rockville, Maryland this 21st day of December 1998.

For the Nuclear Regulatory Commission.

**Malcolm R. Knapp,**

*Deputy Executive Director for Regulatory Effectiveness.*

[FR Doc. 98-34578 Filed 12-30-98; 8:45 am]

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## NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-313 and 50-368]

### Entergy Operations, Inc.; Arkansas Nuclear One, Unit Nos. 1 and 2, Notice of Withdrawal of Application for Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has granted the request of Entergy Operations, Inc. (the licensee) to withdraw its May 2, 1996, application for proposed amendment to Facility Operating License Nos. DRP-51 and NPF-6 for Arkansas Nuclear One, Units 1 and 2, located in Pope County, Arkansas.

The proposed amendment would have extended the allowed outage time (AOT) for the emergency diesel generators at Arkansas Nuclear One, Units 1 and 2 to 7 days with an additional, once per refueling cycle, extension of 7 more days for each machine.

The Commission had previously issued a proposed no significant hazards consideration determination published in the **Federal Register** on May 22, 1996 (61 FR 25703). However, by letter dated December 11, 1998, the licensee withdrew the proposed change.

For further details with respect to this action, see the application for

amendment dated May 2, 1996, as supplemented by letter dated November 7, 1996, and the licensee's letter dated December 11, 1998, which withdrew the application for the license amendment. The above documents are available for public inspection at the Commission's Public Document Room, the Gelman Building, 2120 L Street, NW., Washington, DC, and at the Tomlinson Library, Arkansas Tech University, Russellville, AR 72801.

Dated at Rockville, Maryland, December 23, 1998.

For the Nuclear Regulatory Commission.

**M. Christopher Nolan,**

*Project Manager, Project Directorate IV-1, Division of Reactor Projects III/IV, Office of Nuclear Reactor Regulation.*

[FR Doc. 98-34572 Filed 12-30-98; 8:45 am]

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## NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-335 and 50-389]

### Florida Power and Light Company, et al.; Notice of Withdrawal of Application for Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has granted the request of the Florida Power and Light Company (the licensee) to withdraw its June 21, 1995 application for proposed amendments to Facility Operating Licenses Nos. 50-335 and 50-389 for the St. Lucie Plant, Unit Nos. 1 and 2, located in St. Lucie County, Florida.

The proposed amendment would have revised the facility technical specifications pertaining to the time allowed for the Low Pressure Safety Injection Systems to be returned to operable status.

The Commission had previously issued a Notice of Consideration of Issuance of Amendment published in the **Federal Register** on September 27, 1995 (60FR49936). However, by letter dated December 15, 1998, the licensee withdrew the proposed changes.

For further details with respect to this action, see the application for amendments dated June 21, 1995, and the licensee's letter dated December 15, 1998, which withdrew the application for these license amendments. The above documents are available for public inspection at the Commission's Public Document Room, the Gelman Building, 2120 L Street, NW., Washington, DC, and at the local public document room located at the Indian River Junior College Library, 3209

Virginia Avenue, Fort Pierce, Florida 34954-9003.

Dated at Rockville, Maryland, this 22nd day of December 1998.

For the Nuclear Regulatory Commission.

**William C. Gleaves,**

*Project Manager, Project Directorate II-3, Division of Reactor Projects—I/II, Office of Nuclear Reactor Regulation.*

[FR Doc. 98-34573 Filed 12-30-98; 8:45 am]

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## NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-335 and 50-389]

### Florida Power and Light Company, et al.; Notice of Withdrawal of Application for Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has granted the request of the Florida Power and Light Company (the licensee) to withdraw its June 21, 1995 application for proposed amendments to Facility Operating Licenses Nos. 50-335 and 50-389 for the St. Lucie Plant, Unit Nos. 1 and 2, located in St. Lucie County, Florida.

The proposed amendment would have revised the facility technical specifications pertaining to the time allowed for a single inoperable Emergency Diesel Generator to be returned to operable status.

The Commission had previously issued a Notice of Consideration of Issuance of Amendment published in the **Federal Register** on September 27, 1995 (60 FR 49936). However, by letter dated December 15, 1998, the licensee withdrew the proposed changes.

For further details with respect to this action, see the application for amendments dated June 21, 1995, and the licensee's letter dated December 15, 1998, which withdrew the application for these license amendments. The above documents are available for public inspection at the Commission's Public Document Room, the Gelman Building, 2120 L Street, NW., Washington, DC, and at the local public document room located at the Indian River Junior College Library, 3209 Virginia Avenue, Fort Pierce, Florida 34954-9003.

Dated at Rockville, Maryland, this 22nd day of December 1998.

For the Nuclear Regulatory Commission.

**William C. Gleaves,**

*Project Manager, Project Directorate II-3, Division of Reactor Projects—I/II, Office of Nuclear Reactor Regulation.*

[FR Doc. 98-34624 Filed 12-30-98; 8:45 am]

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## NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-315 and 50-316]

### Indiana Michigan Power Company; Notice of Withdrawal of Application for Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has granted a request by Indiana Michigan Power Company (the licensee) to withdraw its March 26, 1997, application for an amendment to Facility Operating License No. DPR-58 and Facility Operating License DPR-74 for the Donald C. Cook Nuclear Plant, Units 1 and 2, located in Berrien County, Michigan. Notice of Consideration of Issuance of this amendment was published in the **Federal Register** on May 21, 1997 (62 FR 27796).

The purpose of the licensee's amendment request was to modify the Technical Specifications (TS) to correct administrative errors.

Subsequently, the licensee informed the staff that the amendment is no longer required. Thus, the amendment application is considered to be withdrawn by the licensee.

For further details with respect to this action, see the application for amendment dated March 26, 1997. This document is available for public inspection at the Commission's Public Document Room, the Gelman Building, 2120 L Street, NW., Washington, DC, and at the local public document room located in Maud Preston Palenske Memorial Library, 500 Market Street, St. Joseph, MI 49085.

Dated at Rockville, Maryland, this 22nd day of December 1998.

For the Nuclear Regulatory Commission.

**John F. Stang,**

*Senior Project Manager, Project Directorate III-1, Division of Reactor Projects—III/IV, Office of Nuclear Reactor Regulation.*

[FR Doc. 98-34575 Filed 12-30-98; 8:45 am]

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## NUCLEAR REGULATORY COMMISSION

[Docket 72-9]

### Public Service Company of Colorado; Issuance of Environmental Assessment and Finding of No Significant Impact Regarding Proposed Exemption From Requirements of 10 CFR PART 72

The U.S. Nuclear Regulatory Commission (NRC or the Commission) is considering issuance of an exemption from certain requirements of its regulations to Public Service Company of Colorado (PSCo). The requested exemption would allow PSCo to defer for up to 6 months the performance of a biennial emergency response exercise for the Fort St. Vrain (FSV) independent spent fuel storage installation (ISFSI).

#### Environmental Assessment (EA)

*Identification of Proposed Action:* By letter dated July 31, 1998, PSCo requested an exemption from the requirement in 10 CFR 72.32(b)(12)(i) which states, in part: "Each application for an \* \* \* ISFSI that is licensed under this part and that may process and/or repackage spent fuel, must be accompanied by an Emergency Plan that includes \* \* \* provisions for conducting \* \* \* biennial onsite exercises to test response to simulated emergencies." PSCo requested to postpone performance of the required biennial exercise for 6 months until June 1999.

*Need for the Proposed Action:* As described in the July 31, 1998, request, the exemption is needed for the reasons discussed below. The Department of Energy has submitted a request to transfer Materials License SNM-2504, for the FSV ISFSI, from PSCo to DOE. This request, submitted on December 17, 1998, is currently under NRC staff review. The completion of this review and transfer of the license is anticipated in early 1999. To prepare for license transfer, DOE performed an emergency exercise on September 23, 1998, for the FSV ISFSI. This exercise, which was developed and executed by DOE and its agents, demonstrated the response of DOE's emergency response organization, as well as the response of local emergency responders, including local law enforcement and local ambulance services.

As current holder of the FSV ISFSI license, PSCo is required, pursuant to 10 CFR 72.32(b)(12)(i), to hold an emergency response exercise biennially. The next scheduled emergency exercise for PSCo should be conducted in December 1998. PSCo, in its exemption