

have been issued. Any answer or request for a hearing shall be submitted to the Director, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, with a copy to the Commission's Document Control Desk, Washington, D.C. 20555. Copies shall also be sent to the Assistant General Counsel for Hearings and Enforcement at the same address, to the Regional Administrator, NRC Region I, 475 Allendale Road, King of Prussia, PA 19406-1415; and to the Licensee if the answer or hearing request is by a person other than the Licensee. If such a person requests a hearing, that person shall set forth with particularity the manner in which his or her 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 the Licensee 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 shall be sustained.

In the absence of any request for a hearing, or written approval of an extension of time in which to request a hearing, the provisions specified in Section IV above shall be effective and 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 24th day of October 1996.

For the Nuclear Regulatory Commission.  
Frank J. Miraglia, Jr.,  
*Acting Director, Office of Nuclear Reactor Regulation.*

[FR Doc. 96-28996 Filed 11-12-96; 8:45 am]

BILLING CODE 7590-01-P

#### [Docket Nos. 50-445 and 50-446]

#### **Texas Utilities Electric Company; Comanche Peak Steam Electric Station, Units 1 and 2**

Notice is hereby given that the United States Nuclear Regulatory Commission (the Commission) is considering approval under 10 CFR 50.80 of an application concerning the proposed corporate restructuring of Texas Utilities Company (TUC), the parent holding company, for Texas Utilities Electric Company (TUEC), the licensee for Comanche Peak Steam Electric Station (CPSES), Units 1 and 2. By letter dated September 20, 1996, TUEC informed the

Commission that TUC proposes to acquire ENSERCH Corporation (ENSERCH), which is a company engaged in natural gas and oil exploration and production, natural gas pipeline gathering, processing and marketing, and natural gas distribution and power generation. TUC's acquisition of ENSERCH will be accomplished through the following merger transactions: (1) The formation of a new Texas Corporation, TUC Holding Company, and two new subsidiaries of TUC Holding Company (i.e., TUC Merger Corporation and Enserch Merger Corporation); (2) the merger of TUC Merger Corporation with and into TUC with TUC being the surviving corporation; and (3) the merger of Enserch Merger Corporation with and into ENSERCH with ENSERCH being the surviving company. Upon the consummation of these transactions, TUC and ENSERCH will both become wholly owned subsidiaries of TUC Holding Company, which will change its name to Texas Utilities Company. TUEC would continue to remain the sole owner and operator of CPSES. Upon consummation of the restructuring, current stockholders of TUC would become stockholders of the new Texas Utilities Company and would hold approximately 94 percent of the issued and outstanding shares of common stock of the new Texas Utilities Company.

Pursuant to 10 CFR 50.80, the Commission may approve the transfer of control of a license after notice to interested persons. Such approval is contingent upon the Commission's determination that the holder of the license following the transfer is qualified to hold the license and that the transfer is otherwise consistent with applicable provisions of law, regulations, and orders of the Commission.

For further details with respect to this action, see the licensee's letter dated September 20, 1996, with the following attachments: TUEC's Request for Consent and the Joint Proxy Statement/Prospectus filed with the Securities and Exchange Commission. These 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 University of Texas at Arlington Library, Government Publications/Maps, 702 College, P.O. Box 19497, Arlington, TX 76019.

Dated at Rockville, Maryland, this 6th day of November 1996.

For the Nuclear Regulatory Commission.

William D. Beckner,

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

[FR Doc. 96-28995 Filed 11-12-96; 8:45 am]

BILLING CODE 7590-01-P

#### **Advisory Committee on Reactor Safeguards, Subcommittee Meeting on Probabilistic Risk Assessment; Notice of Meeting**

The ACRS Subcommittee on Probabilistic Risk Assessment will hold a meeting on November 21 and 22, 1996, Room T-2B3, 11545 Rockville Pike, Rockville, Maryland.

The entire meeting will be open to public attendance.

The agenda for the subject meeting shall be as follows:

*Thursday, November 21, 1996—8:30 a.m. until the conclusion of business.*

*Friday, November 22, 1996—8:30 a.m. until the conclusion of business.*

The Subcommittee will discuss the NRC staff's approach to codify risk-informed, performance-based regulation through development of Standard Review Plan (SRP) section(s) and associated regulatory guide(s). The purpose of this meeting is to gather information, analyze relevant issues and facts, and to formulate proposed positions and actions, as appropriate, for deliberation by the full Committee.

Oral statements may be presented by members of the public with the concurrence of the Subcommittee Chairman; written statements will be accepted and made available to the Committee. Electronic recordings will be permitted only during those portions of the meeting that are open to the public, and questions may be asked only by members of the Subcommittee, its consultants, and staff. Persons desiring to make oral statements should notify the cognizant ACRS staff engineer named below five days prior to the meeting, if possible, so that appropriate arrangements can be made.

During the initial portion of the meeting, the Subcommittee, along with any of its consultants who may be present, may exchange preliminary views regarding matters to be considered during the balance of the meeting.

The Subcommittee will then hear presentations by and hold discussions with representatives of the NRC staff, its consultants, and other interested persons regarding this review.

Further information regarding topics to be discussed, whether the meeting has been cancelled or rescheduled, the

Chairman's ruling on requests for the opportunity to present oral statements and the time allotted therefor can be obtained by contacting the cognizant ACRS staff engineer, Mr. Michael T. Markley (telephone 301/415-6885) between 7:30 a.m. and 4:15 p.m. (EST). Persons planning to attend this meeting are urged to contact the above named individual one or two working days prior to the meeting to be advised of any potential changes to the agenda, etc., that may have occurred.

Dated: November 5, 1996.

Sam Duraiswamy,

Chief, Nuclear Reactors Branch.

[FR Doc. 96-28999 Filed 11-12-96; 8:45 am]

BILLING CODE 7590-01-P

### Sunshine Act Meeting

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

**DATE:** Weeks of November 11, 18, 25, and December 2, 1996.

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

**STATUS:** Public and Closed.

#### MATTERS TO BE CONSIDERED:

Week of November 11

*Wednesday, November 13*

2:00 p.m.

Briefing on Control and Accountability of Licensed Devices (Public Meeting)  
(Contact: John Lubinski, 310-415-7868)

3:30 p.m.

Affirmation Session (Public Meeting) (if needed)

*Thursday, November 14*

2:00 p.m.

Briefing on Spent Fuel Pool Study (Public Meeting)  
(Contact: Ernie Rossi, 301-415-7379)

3:30 p.m.

Discussion of Management Issues  
(Closed—Ex. 2)

Week of November 18—Tentative

*Thursday, November 21*

9:00 a.m.

Affirmation Session (Public Meeting) (if needed)

1:30 p.m.

Briefing by DOE on International Nuclear Safety Program (Public Meeting)

3:00 p.m.

Discussion of Management Issues  
(Closed—Ex. 2)

*Friday, November 22*

1:30 p.m.

Briefing on Integrated Materials Performance Evaluation Program (Public Meeting)  
(Contact: Don Cool, 301-415-7197)

Week of November 25—Tentative

*Wednesday, November 27*

11:30 a.m.

Affirmation Session (Public Meeting) (if needed)

Week of December 2—Tentative

*Friday, December 6*

9:30 a.m.

Meeting with Advisory Committee on Reactor Safeguards (ACRS)

(Contact: John Larkins, 301-415-7360)

11:00 a.m.

Affirmation Session (Public Meeting) (if needed)

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:** Bill Hill (301) 415-1661.

The NRC Commission Meeting Schedule can be found on the Internet at:

<http://www.nrc.gov/SECY/smj/schedule.htm>

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 it, please contact the Office of the Secretary. Attn: Operations Branch, Washington, D.C. 20555 (301-415-1661).

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 [wmmh@nrc.gov](mailto:wmmh@nrc.gov) or [dkw@nrc.gov](mailto:dkw@nrc.gov).

Dated: November 8, 1996.

William M. Hill, Jr.,

SECY Tracking Officer, Office of the Secretary.

[FR Doc. 96-29233 Filed 11-8-96; 2:37 pm]

BILLING CODE 7590-01-M

### All Power Reactor Licensees; Issuance of Final Director's Decision Under 10 CFR 2.206

Notice is hereby given that the Acting Director, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission (NRC) has granted in part and denied in part a Petition, dated April 13, 1994, submitted by Mr. Paul M. Blanch (Petitioner). The Petitioner requested that the NRC take action with regard to all power reactor licensees, concerning the potential failure of the fuel in the spent fuel pools for all reactors in the United States.

Specifically, the Petitioner requested that the NRC: (1) immediately issue an information notice or other appropriate notification forwarding all information in its possession to all power reactor licensees regarding the potential failure

of fuel in spent fuel pools, and reminding licensees of their responsibilities to perform timely operability determinations in accordance with their technical specifications and NRC Generic Letter 91-18; (2) direct each licensee to immediately perform an evaluation of this potential deficiency to determine compliance with its current licensing basis; (3) deny all requests for license amendments for the expansion of spent fuel pool capacity until these safety concerns are fully resolved; and (4) after evaluation by each licensee, if the NRC determines there is little or no risk to public health and safety, the NRC may issue a Notice of Enforcement Discretion. Request (3) was determined to be a request for a licensing action and so was beyond the scope of 10 CFR 2.206.

The Acting Director of the Office of Nuclear Reactor Regulation has granted in part Requests (1) and (2) of the April 13, 1994, Petition. With regard to Petitioner's Request (4), the Director has concluded that there has been no need for issuance of NOEDs regarding potential failure of fuel in spent fuel pools. The reasons for these decisions are explained in the "Final Director's Decision Under 10 CFR 2.206" (DD-96-18), the complete text of which follows this notice, and which 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 for all power reactor licensees.

A copy of this Final Director's Decision has been filed with the Secretary of the Commission for review in accordance with 10 CFR 2.206(c) of the Commission's regulations. As provided in this regulation, this Decision will constitute the final action of the Commission 25 days after the date of its issuance, unless the Commission, on its own motion, institutes review of the Decision within that time.

Dated at Rockville, Maryland, this 6th day of November 1996.

For the Nuclear Regulatory Commission.  
Frank J. Miraglia, Jr.,  
Acting Director, Office of Nuclear Reactor Regulation.

Final Director's Decision Under 10 CFR 2.206

#### I. Introduction

By a Petition submitted pursuant to 10 CFR 2.206 on April 13, 1994, Mr. Paul M. Blanch (Petitioner) requested that the U.S. Nuclear Regulatory Commission (NRC) take immediate action with regard to all power reactor