

by means of facsimile transmission to 301-415-1101 or by e-mail to [hearingdocket@nrc.gov](mailto:hearingdocket@nrc.gov) and also to the Office of the General Counsel either by means of facsimile transmission to 301-415-3725 or by e-mail to [OGCMailCenter@nrc.gov](mailto:OGCMailCenter@nrc.gov). If a person other than the licensee 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).<sup>2</sup>

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 should be sustained.

Pursuant to 10 CFR 2.202(c)(2)(i), the licensee may, in addition to demanding a hearing, at the time the answer is filed or sooner, move the presiding officer to set aside the immediate effectiveness of the Order on the ground that the Order, including the need for immediate effectiveness, is not based on adequate evidence but on mere suspicion, unfounded allegations, or error.

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 III 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 III shall be final when the extension expires if a hearing request has not been received. An answer or a request for hearing shall not stay the immediate effectiveness of this Order.

For the Nuclear Regulatory Commission.

Dated this 16th day of October, 2002.

**Margaret V. Federline,**

*Deputy Director, Office of Nuclear Material Safety and Safeguards.*

#### Attachment 1—Address List

Steve Redeker, Manager, Plant Closure & Decommissioning, Rancho Seco, Docket No. 72-11, Sacramento Municipal Utility District, 14440 Twin Cities Road, Herald, CA 95638  
Stephen M. Quennoz, Vice President Power Supply/Generation, Trojan Nuclear Plant, Docket No. 72-17, Portland General Electric Company,

121 South West Salmon Street, Portland, OR 97204

Mr. Warren Bergholz, Acting Manager, Idaho Operations Office, Docket Nos. 72-9 and 72-20, U.S. Department of Energy, 850 Energy Drive, Idaho Falls, ID 83401

Michael B. Sellman, President and CEO, Prairie Island Nuclear Generating Plant, Docket No. 72-10, Nuclear Management Company, LLC, 700 First Street, Hudson, WI 54016

Charles Cruse, Vice President—Nuclear Energy, Calvert Cliffs Nuclear Power Plant, Docket No. 72-8, Constellation Energy Group, Inc., 1650 Calvert Cliffs Pkwy, Office 2—OTF, Lusby, MD 20657

David Christian, Sr. Vice President Nuclear and Chief Nuclear Officer, North Anna Power Station, Docket No. 72-16, Virginia Electric & Power Company, 5000 Dominion Blvd., Glen Allen, VA 23060-6711

David Christian, Sr. Vice President Nuclear and, Chief Nuclear Officer, Surry Power Station, Docket No. 72-2, Virginia Electric & Power Company, 5000 Dominion Blvd., Glen Allen, VA 23060-7611

C.S. (Scotty) Hinnant, Senior Vice President and Chief Nuclear Officer, H.B. Robinson Steam Electric Plant, Docket No. 72-3, Progress Energy, Inc., 410 South Wilmington St., Raleigh, NC 27601

Michael S. Tuckman, Executive Vice President Nuclear Generation, Oconee Nuclear Station, Docket No. 72-4, Duke Energy Corporation, 526 South Church St, Mail Code EC 07 H, Charlotte, NC 28242

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#### OFFICE OF SCIENCE AND TECHNOLOGY POLICY

##### **Guidelines for Ensuring and Maximizing the Quality, Objectivity, Utility, and Integrity of Information Disseminated by the Office of Science and Technology Policy**

**AGENCY:** Office of Science and Technology Policy.

**ACTION:** Notice of availability.

**SUMMARY:** The Office of Science and Technology Policy (OSTP) has finalized its Information Quality Guidelines, which describe OSTP's pre-dissemination information quality control and an administrative mechanism for requests for correction of information publicly disseminated by OSTP. The final Information Quality

Guidelines are posted on OSTP's web site, <http://www.ostp.gov>.

**DATES:** OSTP's pre-dissemination review applies to information that OSTP first disseminates on or after October 1, 2002. OSTP's administrative mechanism for correcting information that OSTP disseminates applies to information that OSTP disseminates on or after October 1, 2002, regardless of when OSTP first disseminated the information.

**FOR FURTHER INFORMATION CONTACT:** Stan Sokul, Office of Science and Technology Policy, Washington, DC 20502. Telephone: (202) 456-7116.

**SUPPLEMENTARY INFORMATION:** Pursuant to prior Office of Management and Budget (OMB) guidance, on May 1, 2002, OSTP posted an initial draft of these guidelines on its web site, and published a Notice of their availability in the **Federal Register** seeking public comment by June 14, 2002. OSTP submitted draft guidelines to OMB on August 1, 2002, and revised draft guidelines again on September 24, 2002. These final guidelines reflect the results of the OMB review process.

In response to OSTP's **Federal Register** Notice, two public comments were received, from the Competitive Enterprise Institute (CEI) and the Center for Regulatory Effectiveness (CRE). Both public comments consisted of identical commentary on federal agency compliance with the Data Quality Act generally. In addition, the CRE comment enclosed a legal opinion stating that no agency dissemination of information should be excluded from the Data Quality Act (*i.e.*, challenging any exclusions to the definition of "information"), and the CEI comment included an argument why OSTP should cease disseminating the National Assessment on Climate Change. OSTP also received a June 10, 2002, and a September 5, 2002, "Memorandum for President's Management Council" from OMB. These OMB Memoranda provided agencies with additional guidance on designing information quality guidelines.

OSTP modified its May 1, 2002, draft guidelines in several respects in response to the OMB Memoranda and in response to OSTP-OMB discussions as part of OMB's review of OSTP's draft guidelines, but made no alterations in response to the public comments. While in many instances the OSTP guidelines conformed to the CRE/CEI commentary or the commentary was not applicable, in several instances the CRE/CEI commentary did challenge OMB guidelines that OSTP had followed. OSTP interprets the statute, however, as giving OMB broad discretion in

<sup>2</sup> The most recent version of Title 10 of the Code of Federal Regulations, published January 1, 2002, inadvertently omitted the last sentence of 10 CFR 2.714(d) and paragraphs (d)(1) and (d)(2) regarding petitions to intervene and contentions. For the complete, corrected text of 10 CFR 2.714(d), please see 67 FR 20884; April 29, 2002.

providing guidance under the Data Quality Act to federal agencies, so OSTP did not alter its own guidelines to deviate from OMB's guidance. A summary of significant amendments to OSTP's initial draft guidelines follows, in order of the text:

A new paragraph 2 was added to section I, to clarify that OSTP will treat information quality as integral to every step of the information creation, collection, maintenance and dissemination processes.

Paragraph 12 of section II(B) was modified to state that when reviewing the quality of information being prepared by other agencies (*e.g.*, when OSTP coordinates an inter-agency drafting process), OSTP may request that the agencies certify in writing that the information they are providing complies with their own pre-dissemination review processes and that, upon such certification, OSTP can presume such information complies with the Data Quality Act and OMB's guidelines.

Paragraph 1 of section III(A), involving correction requests, was modified to state that OSTP's failure to comply with its own or OMB's information quality guidelines can form the basis of a complaint.

Paragraph 2 of section III(A) was modified to delete any specific timeliness requirements.

Paragraph 3 of section III(A) was modified to require a complaint to reference OSTP's or OMB's information quality guidelines as well as the information alleged to be incorrect.

Paragraph 7 of section III(A) was modified to clarify that requestors bear the burden of proof with respect to the necessity of a correction and the type of correction to be made.

A new subsection C, Rulemaking and Other Public Comment Procedures, was added to section III, to clarify the circumstances under which OSTP would make corrections during a notice and comment proceeding prior to final agency action in that proceeding.

In section V, Definitions, paragraph 2(f) was modified to clarify that information contained in testimony before the courts, administrative bodies or Congress is excluded from the definition of "information" only to the extent that the information contained in such testimony was already previously disseminated. Paragraph 3 was similarly modified with respect to information contained in press releases.

Paragraph 6(b)(ii)(A) of section V was modified to clarify that reproducibility of original and supporting data will be assured according to commonly

accepted scientific, financial, or statistical standards.

Dated: October 16, 2002.

**Barbara Ann Ferguson,**

*Assistant Director for Budget and Administration, Office of Science and Technology Policy.*

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## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-46668; File No. 10-132]

### Acknowledgement of Receipt of Notice of Registration as a National Securities Exchange Pursuant to Section 6(g) of the Securities Exchange Act of 1934 by the Chicago Mercantile Exchange Inc.

October 16, 2002.

Section 6(g) of the Securities Exchange Act of 1934 ("Exchange Act")<sup>1</sup> provides that an exchange may register as a national securities exchange solely for the purposes of trading security futures products by filing a written notice with the Securities and Exchange Commission ("Commission") if such exchange is designated as a contract market by the Commodity Futures Trading Commission or registered as a derivative transaction execution facility under section 5a of the Commodity Exchange Act.<sup>2</sup> Rule 6a-4 under the Exchange Act<sup>3</sup> requires that such an exchange submit written notice of registration to the Commission on Form 1-N.<sup>4</sup> An exchange's registration as a national securities exchange becomes effective contemporaneously with the submission of the written notice on Form 1-N.<sup>5</sup>

On August 29, 2002, the Chicago Mercantile Exchange Inc. ("CME") filed a Form 1-N with the Commission.<sup>6</sup> Pursuant to section 6(g)(3) of the Exchange Act,<sup>7</sup> the Commission hereby acknowledges receipt of the Form 1-N, as amended, submitted by CME. Copies of the Form 1-N submitted by CME, including all exhibits, are available in

<sup>1</sup> 15 U.S.C. 78f(g).

<sup>2</sup> 7 U.S.C. 7a.

<sup>3</sup> 17 CFR 240.6a-4.

<sup>4</sup> Upon receipt of a Form 1-N, the Division of Market Regulation examines the notice to determine whether all necessary information has been supplied and whether all other required documents have been furnished in proper form. Exchange Act Rule 202.3(b)(3), 17 CFR 202.3(b)(3).

<sup>5</sup> Section 6(g)(2)(B) of the Exchange Act.

<sup>6</sup> CME provided the Commission with an initial Form 1-N on December 29, 2001. On August 29, 2002, CME filed an amendment to its Form 1-N to complete the required exhibits.

<sup>7</sup> 15 U.S.C. 78f(g)(3).

the Commission's Public Reference Room, File No. 10-132.

For questions regarding this Release, contact: Theodore Lazo, Senior Special Counsel at (202) 942-0745, or Jennifer Colihan, Special Counsel at (202) 942-0735; Division of Market Regulation, Securities and Exchange Commission, 450 Fifth Street, NW, Washington, DC 20549-1001.

By the Commission.

**Margaret H. McFarland,**

*Deputy Secretary.*

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## SECURITIES AND EXCHANGE COMMISSION

[File No. 1-01185]

### Issuer Delisting; Notice of Application To Withdraw From Listing and Registration on the Chicago Stock Exchange, Inc. (General Mills, Inc., Common Stock, \$.10 Par Value)

October 17, 2002.

General Mills, Inc., a Delaware corporation ("Issuer"), has filed an application with the Securities and Exchange Commission ("Commission"), pursuant to section 12(d) of the Securities Exchange Act of 1934 ("Act")<sup>1</sup> and Rule 12d2-2(d) thereunder,<sup>2</sup> to withdraw its Common Stock, \$.10 par value ("Security"), from listing and registration on the Chicago Stock Exchange, Inc. ("CHX" or "Exchange").

The Issuer states in its application that it has met the complied with the requirements of the CHX Article XXVIII, Rule 4, by complying with Exchange's rules governing an issuer's voluntary withdrawal of a security from listing and registration. In making the decision to withdraw the Security from listing and registration on the CHX, the Issuer considered the annual volume of its Security trading on the Exchange, and the cost and expenses to maintain a dual listing of its Security on the New York Stock Exchange, Inc. ("NYSE") and on the CHX. The Issuer states that the Security has traded on the NYSE since 1928.

The Issuer's application relates solely to the withdrawal of the Security from listing on the CHX and shall have no affect upon the Security's continued listing and registration on the NYSE under Section 12(b) of the Act.<sup>3</sup>

Any interested person may, on or before November 7, 2002, submit by

<sup>1</sup> 15 U.S.C. 78l(d).

<sup>2</sup> 17 CFR 240.12d2-2(d).

<sup>3</sup> 15 U.S.C. 78l(b).