

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. Because your comments will not be edited to remove any identifying or contact information, the NRC cautions you against including any information in your submission that you do not want to be publicly disclosed.

The NRC requests that any party soliciting or aggregating comments received from other persons for submission to the NRC inform those persons that the NRC will not edit their comments to remove any identifying or contact information, and, therefore, they should not include any information in their comments that they do not want publicly disclosed.

Federal Rulemaking Web site: Go to <http://www.regulations.gov> and search for documents filed under Docket ID NRC-2009-0568. Address questions about NRC dockets to Carol Gallagher 301-492-3668; e-mail Carol.Gallagher@nrc.gov.

Mail comments to: Michael T. Lesar, Chief, Rulemaking and Directives Branch (RDB), Division of Administrative Services, Office of Administration, Mail Stop: TWB-05-B01M, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, or by fax to RDB at (301) 492-3446.

You can access publicly available documents related to this notice using the following methods:

NRC's Public Document Room (PDR): The public may examine and have copied, for a fee, publicly available documents at the NRC's PDR, Public File Area O1 F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland.

NRC's Agencywide Documents Access and Management System (ADAMS): Publicly available documents created or received at the NRC are available electronically at the NRC's Electronic Reading Room at <http://www.nrc.gov/reading-rm/adams.html>. From this page, the public can gain entry into ADAMS, which provides text and image files of NRC's public documents. If you do not have access to ADAMS or if there are problems in accessing the documents located in ADAMS, contact the NRC's PDR reference staff at 1-800-397-4209, 301-415-4737, or by e-mail to pdr.resource@nrc.gov. NUREG-1934 "Nuclear Power Plant Fire Modeling Application Guide (NPP FIRE MAG)" is available electronically under ADAMS Accession Number ML093500187. Electronic copies are also available through the NRC's public Web site

under Drafts for Comment in the NUREG-series Publications collection of the NRC's Electronic Reading Room at <http://www.nrc.gov/reading-rm/doc-collections/>.

Federal Rulemaking Web site: Public comments and supporting materials related to this notice can be found at <http://www.regulations.gov> by searching on Docket ID: NRC-2009-0568.

FOR FURTHER INFORMATION CONTACT:

David Stroup, Division of Risk Analysis, Office of Nuclear Regulatory Research, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001. Telephone: 301-251-7609, e-mail: David.Stroup@nrc.gov.

SUPPLEMENTARY INFORMATION: There is a movement to introduce risk-informed and performance-based (RI/PB) analyses into fire protection engineering practice. This movement exists in both the general fire protection and the nuclear power plant (NPP) fire protection communities. The U.S. Nuclear Regulatory Commission (NRC) has used risk-informed insights as a part of its regulatory decision making since the 1990s. In 2002, the National Fire Protection Association developed NFPA 805, Performance-Based Standard for Fire Protection for Light-Water Reactor Electric Generating Plants. In July 2004, the NRC amended its fire protection requirements in Title 10, Section 50.48, of the Code of Federal Regulations to permit existing reactor licensees to voluntarily adopt fire protection requirements contained in NFPA 805 as an alternative to the existing deterministic requirements. NUREG-1934 (EPRI 1019195), "Nuclear Power Plant Fire Modeling Application Guide, Draft Report for Comment" was written as a collaborative effort by the U.S. Nuclear Regulatory Commission (NRC) Office of Nuclear Regulatory Research (RES), the Electric Power Research Institute (EPRI), and the National Institute of Standards and Technology (NIST) to provide guidance on using fire modeling for nuclear power plant applications. The features and limitations of the five fire models documented in NUREG-1824 (EPRI 1011999), Verification & Validation of Selected Fire Models for Nuclear Power Plant Applications are discussed relative to NPP applications. Finally, the report describes the implications of verified and validated (V&V) fire models that can reliably predict the consequences of fires.

Dated at Rockville, Maryland, this 27th day of January 2010.

For the Nuclear Regulatory Commission.

Mark H. Salley,

Chief, Fire Research Branch, Division of Risk Analysis, Office of Nuclear Regulatory Research.

[FR Doc. 2010-2168 Filed 2-1-10; 8:45 am]

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NUCLEAR REGULATORY COMMISSION

[NRC-2009-0467]

Office of New Reactors; Final Interim Staff Guidance on Post-Combined License Commitments

AGENCY: Nuclear Regulatory Commission (NRC).

ACTION: Notice of availability.

SUMMARY: The NRC is issuing its Final Interim Staff Guidance (ISG) ESP/DC/COL-ISG-015 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML093561416). This ISG supplements the guidance provided to the NRC staff in Section 1.0, "Introduction and Interfaces," of NUREG-0800, "Standard Review Plan for the Review of Safety Analysis Reports for Nuclear Power Plants," concerning the review of applications to support early site permit (ESP), design certification (DC) and combined license (COL) applications. In addition, this ISG supplements the guidance provided in Section C.III.4 of Regulatory Guide (RG) 1.206, "Regulatory Guide for Combined License Applications for Nuclear Power Plants," June 2007.

The NRC staff issues ISGs to facilitate timely implementation of the current staff guidance and to facilitate activities associated with review of applications for ESPs, DCs, and COLs by the Office of New Reactors. The NRC staff will also incorporate the approved ISGs into the next revision to the review guidance documents for new reactor applications.

Disposition: On October 27, 2009, the NRC staff issued the proposed ISG, ESP/DC/COL-ISG-015 "Post-Combined License Commitments," (ADAMS Accession No. ML091671355) to solicit public and industry comment. The NRC staff received comments (ADAMS Accession No. ML093430227) on the proposed guidance on November 24, 2009. These comments were further discussed in a public meeting held by the NRC on December 17, 2009. This final issuance incorporates changes from the majority of the comments and the discussions at the public meeting. A discussion and slide presentation on ESP/DC/COL-ISG-015 held during the public meeting on December 17, 2009,

document the NRC's responses to these comments (see ADAMS Accession No. ML093520068).

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 Room reference staff at 1-800-397-4209, 301-415-4737, or by e-mail at pdr.resource@nrc.gov.

FOR FURTHER INFORMATION CONTACT: Mr. William F. Burton, Chief, Rulemaking and Guidance Development Branch, Division of New Reactor Licensing, Office of the New Reactors, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone at 301-415-6332 or e-mail at william.burton@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 21st day of January 2010.

For the Nuclear Regulatory Commission.
David B. Matthews,
Director, Division of New Reactor Licensing,
Office of New Reactors.

[FR Doc. 2010-2137 Filed 2-1-10; 8:45 am]

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NUCLEAR REGULATORY COMMISSION

[NRC-2009-0336]

In the Matter of Entergy Nuclear Operations, Inc., et al.; Order Extending the Effectiveness of the Approval of the Indirect Transfer of Facility Operating Licenses

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| Entergy Nuclear Operations, Inc. Entergy Nuclear Generation Company (Pilgrim Nuclear Power Station) | Docket No. 50-293. License No. DPR-35. |
| Entergy Nuclear Indian Point 2, LLC (Indian Point Nuclear Generating Unit Nos. 1 and 2) | Docket Nos. 50-003, 50-247) and 72-51. License Nos. DPR-5, DPR-26. |
| ENTERGY NUCLEAR INDIAN POINT 3, LLC (Indian Point Nuclear Generating Unit No. 3) | Docket No. 50-286. License No. DPR-64. |
| Entergy Nuclear Fitzpatrick, LLC (James A. FitzPatrick Nuclear Power Plant) | Docket Nos. 50-333 and 72-12. License No. DPR-59. |
| Entergy Nuclear Vermont Yankee, LLC (Vermont Yankee Nuclear Power Station) | Docket Nos. 50-271 and 72-59. License No. DPR-28. |
| Entergy Nuclear Palisades, LLC (Palisades Nuclear Plant) | Docket Nos. 50-255 and 72-7. License No. DPR-20. |
| (Big Rock Point) | Docket Nos. 50-155 and 72-43. License No. DPR-6. |

I

Entergy Nuclear Operations, Inc. (ENO) and Entergy Nuclear Generation Company (Entergy Nuclear) are co-holders of the Facility Operating License, No. DPR-35, which authorizes the possession, use, and operation of the Pilgrim Nuclear Power Station (Pilgrim). Pilgrim is a boiling water nuclear reactor that is owned by Entergy Nuclear and operated by ENO. The facility is located on the western shore of Cape Cod in the town of Plymouth on the Entergy Nuclear site in Plymouth County, Massachusetts.

ENO and Entergy Nuclear Indian Point 2, LLC (ENIP2) are co-holders of the Facility Operating License No. DPR-5, which authorizes the possession of the Indian Point Nuclear Generating Unit No. 1 (IP1). IP1 is a pressurized water nuclear reactor that is owned by ENIP2 and maintained by ENO. IP1 was permanently shut down in 1974 and placed in a safe storage condition pending decommissioning. The facility is located in Westchester County, New York.

ENO and ENIP2 are co-holders of the Facility Operating License No. DPR-26, which authorizes the possession, use, and operation of the Indian Point Nuclear Generating Unit No. 2 (IP2). ENO and Entergy Nuclear Indian Point

3, LLC (ENIP3) are co-holders of the Facility Operating License No. DPR-64, which authorizes the possession, use, and operation of the Indian Point Nuclear Generating Unit No. 3 (IP3). IP2 and IP3 are both pressurized water nuclear reactors that are owned by ENIP2 and ENIP3, respectively, and operated by ENO. The facilities are located in Westchester County, New York.

ENO and Entergy Nuclear FitzPatrick, LLC (EN-FitzPatrick) are co-holders of the Facility Operating License No. DPR-59, which authorizes the possession, use, and operation of the James A. FitzPatrick Nuclear Power Plant (FitzPatrick). FitzPatrick is a boiling water nuclear reactor that is owned by EN-FitzPatrick and operated by ENO. The facility is located in Scriba, Oswego County, New York.

ENO and Entergy Nuclear Vermont Yankee, LLC (EN-Vermont Yankee) are co-holders of the Facility Operating License No. DPR-28, which authorizes the possession, use, and operation of the Vermont Yankee Nuclear Power Station (Vermont Yankee). Vermont Yankee is a boiling water nuclear reactor that is owned by EN-Vermont Yankee and operated by ENO. The facility is located in the town of Vernon, Windham County, Vermont.

ENO and Entergy Nuclear Palisades, LLC (EN-Palisades) are co-holders of the Renewed Facility Operating License No. DPR-20, which authorizes the possession, use, and operation of the Palisades Nuclear Plant (Palisades). Palisades is a pressurized water nuclear reactor that is owned by EN-Palisades and operated by ENO. The facility is located in Van Buren County, Michigan.

ENO and EN-Palisades are co-holders of the Facility Operating License No. DPR-06, which authorizes the possession of Big Rock Point. Big Rock Point is an independent spent fuel storage installation (ISFSI) that is owned by EN-Palisades and operated by ENO. The facility is located in Charlevoix County, Michigan.

II

The NRC's Orders dated July 28, 2008, consented to the indirect transfer of control of the licenses of the above facilities pursuant to § 50.80 of Title 10 of the Code of Federal Regulations in connection with a proposed corporate restructuring and establishment of Enexus Energy Corporation. By its terms, the Orders of July 28, 2008, would become null and void if the license transfers were not completed by July 28, 2009, unless upon application and for good cause shown, such date