

notice of the opportunity, within thirty (30) days from the date of publication of this notice of hearing in the **Federal Register**, for (1) any person whose interest may be affected by this proceeding to file a petition for leave to intervene; and for (2) any interested governmental entity to file a request to participate. The following criteria govern those two categories:

- Any petition for leave to intervene must set forth the information required by 10 CFR 2.1205(e), including a detailed description of (1) the interest of the petitioner in the proceeding; (2) how that interest may be affected by the results of the proceeding, including the reasons why the petitioner should be permitted to intervene with respect to the factors set forth in 10 CFR 2.1205(h); (3) the petitioner's areas of concern regarding the application/license; and (4) the circumstances establishing that the petition to intervene is timely in accordance with 10 CFR 2.1205(d).

- Under 10 CFR 2.1211(b), any request to participate by an interested governmental entity must state with reasonable specificity the requestor's areas of concern regarding the CFC activity that is the subject of the application/license.

All prospective participants should be aware that, pursuant to 10 CFR 2.1205(n), the Presiding Officer may take steps "in the interest of avoiding repetitive factual presentations and argument" at the hearing, and thus will likely consider consolidating presentations by parties having similar concerns.

In addition, pursuant to 10 CFR 2.1211(a), any person not a party to the proceeding may submit a written "limited appearance" statement setting forth his or her position on the issues in this proceeding. These statements do not constitute evidence, but may assist the Presiding Officer and/or parties in the definition of the issues being considered. Persons wishing to submit a written limited appearance statement should send it to the Office of the Secretary (Attention: Docketing and Service Branch), U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001. Two copies of the statement should also be served on the Office of the Atomic Safety and Licensing Board Panel at the same NRC/DC address.

In his October 29, 2003 Order, the Presiding Officer directed that on or before Friday, November 28, 2003, the NRC Staff prepare and submit the hearing file for this proceeding. Once the hearing file is received and any needed prehearing conferences are held, the Presiding Officer will, pursuant to

10 CFR 2.1233, establish a schedule for the filing of written presentations by the above-named residents and by CFC (and perhaps by the NRC Staff), which presentations may be subject to supplementation to accommodate the grant of any intervention petition or request to participate by an interested governmental entity. After receiving the parties' written presentations, the Presiding Officer may, pursuant to 10 CFR 2.1233(a), 2.1235, submit written questions to the parties or any interested governmental entity or provide an opportunity for oral presentations by any party or interested governmental entity, which may include oral questioning of witnesses by the Presiding Officer.

Documents relating to this proceeding are available for public inspection at the Commission's Public Document Room at NRC Headquarters in Rockville, Maryland. Additionally, documents are available electronically through the NRC's Agencywide Documents Access and Management System (ADAMS), with access to the public through the NRC's Internet Web site Public Electronic Reading Room link at <http://www.nrc.gov/reading-rm/adams.html>. Also, general information regarding the conduct of agency adjudicatory proceedings, including the provisions of 10 CFR part 2, subpart L, can be found by accessing the NRC hearing process page at <http://www.nrc.gov/what-we-do/regulatory/adjudicatory/hearing-pro.html>.

Dated: Rockville, Maryland, October 30, 2003.

By the Presiding Officer.

**Michael C. Farrar,**

*Administrative Judge.*

[FR Doc. 03-27806 Filed 11-4-03; 8:45 am]

**BILLING CODE 7590-01-P**

## **NUCLEAR REGULATORY COMMISSION**

[Docket No. 50-413]

### **Duke Energy Corporation; Notice of Withdrawal of Application for Amendment to Facility Operating License**

The U.S. Nuclear Regulatory Commission (the Commission) has granted the request of Duke Energy Corporation (the licensee) to withdraw its October 15, 2003, application for proposed amendment to Facility Operating License No. NPF-35 for the Catawba Nuclear Station, Unit No. 1, located in York County, South Carolina.

The proposed amendment would have revised the Technical

Specifications to allow the continued operation of Catawba Unit 1 with only one fully-operable train of the Containment Spray System until midnight on November 9, 2003.

The Commission had previously issued a Notice of Consideration of Issuance of Amendment published in the *The Herald* newspaper on October 19, 20 and 21, 2003, and the *Charlotte Observer* newspaper on October 20 and 21, 2003. However, by letter dated October 22, 2003, the licensee withdrew the proposed change.

For further details with respect to this action, see the application for amendment dated October 15, 2003, and the licensee's letter dated October 22, 2003, which withdrew the application for license amendment. Documents may be examined, and/or copied for a fee, at the NRC's Public Document Room (PDR), located at One White Flint North, Public File Area O1F21, 11555 Rockville Pike (first floor), Rockville, Maryland. Publicly available records will be accessible electronically from the Agencywide Documents Access and Management Systems (ADAMS) Public Electronic Reading Room on the internet at the NRC Web site, <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 PDR Reference staff by telephone at 1-800-397-4209, or 301-415-4737 or by email to [pdr@nrc.gov](mailto:pdr@nrc.gov).

Dated at Rockville, Maryland, this 24th day of October 2003.

For the Nuclear Regulatory Commission.

**Sean E. Peters,**

*Project Manager, Section 1, Project Directorate II, Division of Licensing Project Management, Office of Nuclear Reactor Regulation.*

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## **NUCLEAR REGULATORY COMMISSION**

[Docket Nos. 50-272 and 50-311]

### **PSEG Nuclear, LLC; Notice of Issuance; Correction**

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of issuance; correction.

**SUMMARY:** This document corrects a notice appearing in the **Federal Register** on October 14, 2003 (68 FR 59228), that incorrectly stated implementation date requirements for Amendment No. 259 to Facility Operating License DPR-70 for the Salem Nuclear Generating Station,