

BHI is an intermediate parent company of the licensee. BHI's subsidiaries include B&W NOG; Nuclear Fuel Services (NFS), which holds NRC license SNM-127 for its operations at Erwin, Tennessee; and BWX Technologies, which holds NRC license SNM-2001 for remediation of the former Shallow Land Disposal Area near Parks Township, Pennsylvania. B&W NOG is the primary holder for transportation packages under dockets 71-5086, 71-6357, 71-9250, 71-9280, and 71-9281. NFS is the primary holder for transportation packages under docket 71-0249. This Order applies to each of the above-referenced licenses.

In its Application, B&W NOG requested approval of a conforming license amendment that would replace references to MII and McDermott Incorporated in chapter 1 of the license with references to Babcock & Wilcox Technologies, B&W, and Babcock & Wilcox Investment Company to reflect the corporate spinoff and related actions that do not require NRC approval. No physical changes to the NRC-licensed facilities, and no operational changes in licensed activities will occur as a result of this Order.

Approval of the conforming license amendment will immediately follow the planned corporate spinoff.

Pursuant to 10 CFR 70.36, no right to possess or utilize SNM granted by any license, issued pursuant to the regulations in 10 CFR Part 70, shall be transferred, assigned, or in any manner disposed of, either voluntarily or involuntarily, directly or indirectly, through transfer of control of any license, to any person, unless the Commission shall, after securing full information, find that the transfer is in accordance with the provisions of the Atomic Energy Act of 1954, as amended (the Act), and shall give its consent in writing. After review of the information in the Application, and relying on the representations contained in the Application, the NRC staff has determined that B&W is qualified to hold the ownership interests previously held by BHI, and that the transfers of ownership and operating interests to B&W described in the Application, are consistent with applicable provisions of law, regulations, and orders issued by the Commission, subject to the conditions set forth below. The NRC staff has further found that the Application complies with the standards and requirements of the Act, as amended, and the Commission's rules and regulations set forth in Title 10 Chapter I. The license transfer and issuance of the conforming license amendment will not be inimical to the

common defense and security or to the health and safety of the public, or the environment, and all applicable requirements have been satisfied.

The findings set forth above are supported by NRC's Safety Evaluation Report, which is available for review ML101540125.

### III

Accordingly, pursuant to Sections 161b, 161i, and 184 of the Act; 42 U.S.C. 2201(b), 2201(i), and 2234; and 10 CFR 70.36, *it is hereby ordered* that the Application described above related to the proposed corporate restructuring is approved, subject to the following condition:

Should the proposed corporate restructuring not be completed within one year from the date of this Order, this Order shall become null and void, provided, however, upon written application and good cause shown, such date may be extended by Order.

This Order is effective upon issuance.

For further details with respect to this Order, see the initial application dated May 4, 2010, May 14, 2010, and May 27, 2010, as well as the Safety Evaluation Report supporting the decision, which are available for public inspection at the Commission's Public Document Room (PDR), located at One White Flint North, Public File Area 01 F21, 11555 Rockville Pike (first floor), Rockville, Maryland, and accessible, electronically, from the Agencywide Documents Access and Management System (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, 301-415-4737, or via e-mail, to [pdr@nrc.gov](mailto:pdr@nrc.gov).

Dated this 4th day of June, 2010.

For the Nuclear Regulatory Commission.

**Catherine Haney,**

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

**Charles Miller,**

*Director, Office of Federal and State Materials and Environmental Management Programs.*

[FR Doc. 2010-14202 Filed 6-10-10; 8:45 am]

**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

[Docket No. 50-255; NRC-2010-0198]

### Entergy Nuclear Operations, Inc.; 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 Nuclear Operations, Inc. (ENO) (the licensee) to withdraw its August 28, 2008, application for proposed amendment to Facility Operating License No. DPR-20 for the Palisades Nuclear Plant, located in Van Buren County, Michigan. The proposed amendment would have revised the facility Technical Specifications as they apply to Administrative Controls Section 5.3 Plant Staff Qualifications, and Section 5.6.5 Core Operating Limits Report (COLR). ENO supplemented the License Amendment Request by letter dated May 14, 2009.

The Commission had previously issued a Notice of Consideration of Issuance of Amendment published in the **Federal Register** on November 4, 2008 (73 FR 65691). However, by letter dated May 6, 2010, the licensee withdrew the proposed change.

For further details with respect to this action, see the application for amendment dated August 28, 2008, supplemented by letter dated May 14, 2009, and the licensee's letter dated May 6, 2010, 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 O1 F21, 11555 Rockville Pike (first floor), Rockville, Maryland. Publicly available records will be accessible electronically from the Agencywide Documents Access and Management System (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 e-mail to [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov).

Dated at Rockville, Maryland, this 2nd day of June, 2010.

For the Nuclear Regulatory Commission.

**Mahesh Chawla,**

*Project Manager, Plant Licensing Branch III-1, Division of Operating Reactor Licensing, Office of Nuclear Reactor Regulation.*

[FR Doc. 2010-14050 Filed 6-10-10; 8:45 am]

**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

[Docket No. 50-219; NRC-2010-0197]

### Exelon Generation Company, LLC; Oyster Creek Nuclear Generating Station; Notice of Withdrawal of Application for Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has granted the request of Exelon Generation Company, LLC, (Exelon), to withdraw its November 2, 2007, application for amendment to Facility Operating License No. DPR-16 for the Oyster Creek Nuclear Generating Station (Oyster Creek), located in Ocean County, New Jersey.

The proposed amendment would have revised the Technical Specifications to eliminate the requirement for secondary containment integrity under certain conditions during refueling.

The Commission had previously issued a Notice of Consideration of Issuance of Amendment published in the **Federal Register** on June 3, 2008 (73 FR 31719). However, by letter dated April 21, 2010, the licensee withdrew the proposed change.

For further details with respect to this action, see the application for amendment dated November 2, 2007, associated supplements dated May 5, July 3, September 22, 2008, October 20, November 13, 2009, and the licensee's letter dated April 21, 2010, 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 O1 F21, 11555 Rockville Pike (first floor), Rockville, Maryland. Publicly available records will be accessible electronically from the Agencywide Documents Access and Management System (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 e-mail to [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov).

Dated at Rockville, Maryland, this 4th day of June 2010.

For the Nuclear Regulatory Commission.

**G. Edward Miller,**

*Project Manager, Plant Licensing Branch I-2, Division of Operating Reactor Licensing, Office of Nuclear Reactor Regulation.*

[FR Doc. 2010-14053 Filed 6-10-10; 8:45 am]

**BILLING CODE 7590-01-P**

## OFFICE OF PERSONNEL MANAGEMENT

### Proposed Collection; Comment Request for Review of a Revised Information Collection: (OMB Control No. 3206-0218; Form RI 94-7)

**AGENCY:** Office of Personnel Management.

**ACTION:** Notice.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995 (Pub. L. 104-13, May 22, 1995), this notice announces that the Office of Personnel Management (OPM) intends to submit to the Office of Management and Budget (OMB) a request for review of a revised information collection. This information collection, "Death Benefit Payment Rollover Election" (OMB Control No. 3206-0218; Form RI 94-7), provides Federal Employees Retirement System (FERS) surviving spouses and former spouses with the means to elect payment of FERS rollover-eligible benefits directly or to an Individual Retirement Arrangement.

Comments are particularly invited on: whether this collection of information is necessary for the proper performance of functions of the Office of Personnel Management, and whether it will have practical utility; whether our estimate of the public burden of this collection of information is accurate, and based on valid assumptions and methodology; and ways in which we can minimize the burden of the collection of information on those who are to respond, through the use of appropriate technological collection or other forms of information technology.

Approximately 3,444 RI 94-7 forms will be completed annually. The form takes approximately 60 minutes to complete. The annual burden is 3,444 hours.

For copies of this proposal, contact Cyrus S. Benson on (202) 606-4808, FAX (202) 606-0910 or via E-mail to [Cyrus.Benson@opm.gov](mailto:Cyrus.Benson@opm.gov). Please include a mailing address with your request.

**DATES:** Comments on this proposal should be received within 60 calendar days from the date of this publication.

**ADDRESSES:** Send or deliver comments to—

James K. Freiert (Acting), Deputy Associate Director, Retirement Operations, Retirement and Benefits, U.S. Office of Personnel Management, 1900 E Street, NW., Room 3305, Washington, DC 20415-3500.

For information regarding administrative coordination contact:

Cyrus S. Benson, Team Leader, Publications Team, RB/RM/ Administrative Services, U.S. Office of Personnel Management, 1900 E Street, NW., Room 4H28, Washington, DC 20415, (202) 606-4808.

U.S. Office of Personnel Management.

**John Berry,**

*Director.*

[FR Doc. 2010-14114 Filed 6-10-10; 8:45 am]

**BILLING CODE 6325-38-P**

## OFFICE OF PERSONNEL MANAGEMENT

### Submission for OMB Review; Request for Comments on a Revised Information Collection: (OMB Control No. 3206-0170; Standard Forms 3106 and 3106A)

**AGENCY:** Office of Personnel Management.

**ACTION:** Notice.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995 (Pub. L. 104-13, May 22, 1995), this notice announces that the Office of Personnel Management (OPM) has submitted to the Office of Management and Budget (OMB) a request for review of a revised information collection. This information collection, "Application for Refund of Retirement Deductions, Federal Employees Retirement System (FERS)," (OMB Control No. 3206-0170; Standard Form 3106), is used by former Federal employees under FERS, to apply for a refund of retirement deductions withheld during Federal employment, plus any interest provided by law. "Current/Former Spouse(s) Notification of Application for Refund of Retirement Deductions Under FERS," (OMB Control No. 3206-0170; Standard Form 3106A) is used by refund applicants to notify their current/former spouse(s) that they are applying for a refund of retirement deductions, which is required by law.

Approximately 8,000 SF 3106 forms will be processed annually. The SF 3106 takes approximately 30 minutes to complete for a total of 4,000 hours