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Dated at Rockville, Maryland, this 6th day of July 2009.

For the Nuclear Regulatory Commission.

Mark P. Orr,

Acting Chief, Regulatory Guide Development Branch, Division of Engineering, Office of Nuclear Regulatory Research.

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NUCLEAR REGULATORY COMMISSION

National Bureau of Standards Reactor

[Docket No. 50-184; NRC-2009-0305]

Notice of Issuance of Renewed Facility License No. TR-5

The U.S. Nuclear Regulatory Commission (NRC) has issued renewed Facility Operating License No. TR-5, held by the National Institute of Standards and Technology (the licensee), which authorizes continued operation of the National Bureau of Standards Reactor (NBSR), located in Gaithersburg, Montgomery County, Maryland. The NBSR is a tank-type, heavy-water-moderated-and-cooled test reactor licensed to operate at a steady-state power level of 20 megawatts thermal power. Renewed Facility Operating License No. TR-5 will expire at midnight 20 years from its date of issuance.

The renewed license complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's regulations in Title 10, Chapter 1, "Nuclear Regulatory Commission," of the *Code of Federal Regulations* (10 CFR), and sets forth those findings in the renewed license. The agency afforded an opportunity for hearing in the Notice of Opportunity for Hearing published in the **Federal Register** on September 21, 2004 (69 FR 56462). The NRC received no request for a hearing or petition for leave to intervene following the notice.

The NRC staff prepared a safety evaluation report for the renewal of Facility License No. TR-5 and concluded, based on that evaluation, that the licensee can continue to operate the facility without endangering the health and safety of the public. The NRC

staff also prepared a final Environmental Impact Statement for license renewal, noticed in the **Federal Register** on December 13, 2007 (72 FR 70900), and concluded that renewal of the license will not have a significant impact on the quality of the human environment.

For details with respect to the application for renewal, see the licensee's letter dated April 9, 2004 (ADAMS Accession Nos. ML041120167, ML041120179, ML041120201, ML041120205, ML041120206, ML041120207, ML041120210, ML041120216, ML041120217, ML041120221, ML041120225, ML041120229, ML041120233, ML041120234, ML041120235, ML041120237, ML041120239, ML041120241, ML041120244, ML041120247, ML041120250), as supplemented on October 2, 2006 (ADAMS Accession No. ML062850511), May 30 (ADAMS Accession No. ML071570459) and August 14, 2007 (ADAMS Accession No. ML072390261), September 16 (ADAMS Accession No. ML082890338), October 21 (ADAMS Accession No. ML083030209), and December 8, 2008 (ADAMS Accession No. ML083510754), and March 3 (ADAMS Accession No. ML090700132), March 19 (ADAMS Accession No. ML090890327), and April 22, 2009 (ADAMS Accession Nos. ML091190451 and ML091190464). Documents may be examined, and/or copied for a fee, at the NRC's Public Document Room (PDR), located at One White Flint North, 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 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 at 1-800-397-4209 or 301-415-4737, or send an e-mail to pdr@nrc.gov.

Dated at Rockville, Maryland, this 2nd day of July 2009.

For the Nuclear Regulatory Commission.

Kathryn M. Brock,

Chief, Research and Test Reactors Branch A, Division of Policy and Rulemaking, Office of Nuclear Reactor Regulation.

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SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-60216; File No. SR-NYSE-2009-59]

Self-Regulatory Organizations; Notice of Filing and Immediate Effectiveness of Proposed Rule Change by New York Stock Exchange LLC Amending Exchange Rules To Allow Customers To Transmit Orders on the Exchange With Settlement Instructions of "Cash," "Next Day," and "Seller's Option" Directly to a Floor Broker for Manual Execution

July 1, 2009.

Pursuant to Section 19(b)(1)¹ of the Securities Exchange Act of 1934 (the "Act")² and Rule 19b-4 thereunder,³ notice is hereby given that, on June 23, 2009, New York Stock Exchange LLC ("NYSE" or the "Exchange") filed with the Securities and Exchange Commission (the "Commission") the proposed rule change as described in Items I and II below, which Items have been prepared by the self-regulatory organization. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

The Exchange proposes to amend several Exchange rules to allow customers to transmit orders with settlement instructions for other than regular way settlement, *i.e.*, settling on the third business day following the trade date. Such orders must be transmitted to a Floor broker for manual handling on the Exchange. The text of the proposed rule change is available at the Exchange, the Commission's Public Reference Room, and <http://www.nyse.com>.

II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the self-regulatory organization included statements concerning the purpose of, and basis for, the proposed rule change and discussed any comments it received on the proposed rule change. The text of those statements may be examined at the places specified in Item IV below. The Exchange has prepared summaries, set forth in sections A, B, and C below,

¹ 15 U.S.C.78s(b)(1).

² 15 U.S.C. 78a.

³ 17 CFR 240.19b-4.