

NUCLEAR REGULATORY COMMISSION

[Docket No. 40-8838-MLA ASLBP No. 00-776-04-MLA]

Designation of Presiding Officer

Pursuant to delegation by the Commission, *see* 37 Fed. Reg. 28,710 (Dec. 29, 1972), and the Commission's regulations, *see* 10 CFR 2.1201, 2.1207, notice is hereby given that (1) a single member of the Atomic Safety and Licensing Board Panel is designated as Presiding Officer to rule on petitions for leave to intervene and/or requests for hearing; and (2) upon making the requisite findings in accordance with 10 CFR 2.1205(h), the Presiding Officer will conduct an adjudicatory hearing in the following proceeding: U.S. Army—Jefferson Proving Ground Site.

This proceeding, which will be conducted pursuant to 10 CFR Part 2, Subpart L, of the Commission's Regulations, "Informal Hearing Procedures for Adjudications in Materials and Operator Licensing Proceedings," concerns a request for hearing submitted by Save The Valley, Inc. The request was filed in response to a notice of consideration by the Nuclear Regulatory Commission staff of a request by the U.S. Army to amend its materials license to authorize decommissioning of its Jefferson Proving Ground Site in Madison, Indiana. The notice of consideration of the application and opportunity for hearing was published in the **Federal Register** at 64 FR 70294 (Dec. 16, 1999).

The Presiding Officer in this proceeding is Administrative Judge Alan S. Rosenthal. Pursuant to the provisions of 10 CFR 2.722, 2.1209, Administrative Judge Thomas D. Murphy has been appointed to assist the Presiding Officer in taking evidence and in preparing a suitable record for review.

All correspondence, documents, and other materials shall be filed with Judge Rosenthal and Judge Murphy in accordance with 10 CFR 2.1203. Their addresses are:

Administrative Judge Alan S. Rosenthal,
Presiding Officer, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555-0001

Administrative Judge Thomas D. Murphy, Special Assistant, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555-0001

This designation of presiding officer is issued pursuant to the authority of the Chief Administrative Judge of the

Atomic Safety and Licensing Board Panel.

Issued at Rockville, Maryland, this 9th day of February 2000.

G. Paul Bollwerk, III,

Chief Administrative Judge, Atomic Safety and Licensing Board Panel.

[FR Doc. 00-3514 Filed 2-14-00; 8:45 am]

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NUCLEAR REGULATORY COMMISSION**Atomic Safety and Licensing Board**

[Docket No. 50-423-LA-3; ASLBP No. 00-771-01-LA]

Northeast Nuclear Energy Company (Millstone Nuclear Power Station, Unit No. 3; Facility Operating License NPF-49); Notice of Hearing

February 9, 2000.

This proceeding involves the proposed increase in capacity (through the addition of high-density storage racks) of the spent fuel storage pool of the Millstone Nuclear Power Station, Unit No. 3, a pressurized water reactor located in New London County, Connecticut. In response to a Notice of Opportunity for Hearing, published at 64 FR 48672 (September 7, 1999), Connecticut Citizens Against Millstone (CCAM) and Long Island Citizens Against Millstone (CAM) submitted a timely request for a hearing. On October 19, 1999, an Atomic Safety and Licensing Board, consisting of Dr. Richard F. Cole, Dr. Charles N. Kelber, and Charles Bechhoefer, who serves as Chairman, was established to preside over this proceeding. 64 FR 57485 (October 25, 1999).

Notice is hereby given that, following the holding of a prehearing conference in New London, Connecticut, the Atomic Safety and Licensing Board has, by Prehearing Conference Order dated February 9, 2000, LBP-00-02, granted the request for a hearing/petition to intervene submitted by CCAM and CAM. Parties to this proceeding are the Licensee, Northeast Nuclear Energy Company (NNEC); CCAM; CAM; and the Staff of the Nuclear Regulatory Commission.

This proceeding will be conducted either under the Commission's hearing procedures in 10 CFR part 2, subpart G or, if requested by any party by February 22, 2000, under the Commission's hybrid hearing procedures set forth in 10 CFR part 2, subpart K.

During the course of this proceeding, the Atomic Safety and Licensing Board, pursuant to 10 CFR 2.715(a), will entertain limited appearance statements

from any member of the public who is not a party to the proceeding, for the purpose of stating his or her views on the issues involved in this proceeding. Although these statements are not evidence and do not become part of the decisional record, they may assist the Atomic Safety and Licensing Board and the parties in their consideration of matters at issue in this proceeding. Limited appearance statements should be made in writing. If the Atomic Safety and Licensing Board conducts an oral argument or in-person prehearing conference or evidentiary hearing, the Board may at its discretion hear oral statements, at a time and location yet to be determined. Written statements, and requests to make oral statements, should be submitted to the Office of the Secretary, Rulemaking and Adjudications Staff, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555. A copy of such statement or request should also be served on the Chairman of the Atomic Safety and Licensing Board, T3 F23, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, or CXB2@nrc.gov.

Documents related to this proceeding, issued prior to December 1, 1999, are available in print form for public inspection at the Commission's Public Document Room (PDR), 2120 L St. NW, Washington, D.C. Documents issued subsequent to November 1, 1999 are available electronically through the Agencywide Documents Access and Management System (ADAMS), with access to the public through NRC's Internet Web site (Public Electronic Reading Room Link, (<http://www.nrc.gov/NRC/ADAMS/index.html>)). The PDR and the majority of public libraries have terminals for public access to the Internet.

Rockville, Maryland, February 9, 2000.

For the Atomic Safety and Licensing Board.

Charles Bechhoefer,

Chairman, Administrative Judge.

[FR Doc. 00-3515 Filed 2-14-00; 8:45 am]

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