

Enforcement, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, to the Regional Administrator, NRC Region II, 101 Marietta St., NW, Suite 2900, Atlanta, GA 30323-0199, and to the Licensee if the answer or hearing request is by a person other than the Licensee. If a person other than the Licensee requests a hearing, that person shall set forth with particularity the manner in which his interest is adversely affected by this Order and shall address the criteria set forth in 10 CFR 2.714(d).

If a hearing is requested by the Licensee or a person whose interest is adversely affected, the Commission will issue an Order designating the time and place of any hearing. If a hearing is held, the issue to be considered at such hearing shall be whether this Order should be sustained.

Pursuant to 10 CFR 2.202(c)(2)(i), the Licensee, or any other person adversely affected by this Order, may, in addition to demanding a hearing, at the time the answer is filed or sooner, move the presiding officer to set aside the immediate effectiveness of the Order on the ground that the Order, including the need for immediate effectiveness, is not based on adequate evidence but on mere suspicion, unfounded allegations, or error.

In the absence of any request for hearing, or written approval of an extension of time in which to request a hearing, the provisions specified in Section IV above shall be final 20 days from the date of this Order without further order or proceedings. If an extension of time for requesting a hearing has been approved, the provisions specified in Section IV shall be final when the extension expires if a hearing request has not been received.

An answer or a request for hearing shall not stay the immediate effectiveness of this order.

Dated at Rockville, Maryland this 21st day of October 1996.

For the Nuclear Regulatory Commission.

Hugh L. Thompson, Jr.,

Deputy Executive Director for Nuclear Materials Safety, Safeguards and Operations Support.

[FR Doc. 96-27793 Filed 10-29-96; 8:45 am]

BILLING CODE 7590-01-P

[Docket No.: 040-07455]

Notice of Consideration of Amendment Request for Decommissioning the Whittaker Corporation's Greenville, Pennsylvania, Site, and Opportunity for Hearing

AGENCY: Nuclear Regulatory Commission.

The U.S. Nuclear Regulatory Commission is considering issuance of an amendment of Source Material License No. SMA-1018, issued to Whittaker Corporation, Inc., to consolidate existing contaminated materials at its Greenville, Pennsylvania, site to a centralized location at this site and partially decommission the remediated areas.

In a letter dated May 24, 1995, the licensee requested that License No. SMA-1018 be amended to authorize the planned relocation of contaminated materials. The amendment would authorize the licensee to consolidate the waste to a centralized location in accordance with the Decommissioning Work Plan and partially remediate and decommission select locations of the Whittaker Corporation's Greenville, Pennsylvania, site. Radioactive contamination of the Whittaker Corporation's Greenville site resulted from the processing of ferro-columbium and ferro-nickel alloys by an aluminothermic melting process. The columbium ores and nickel scrap used in this process contained natural thorium and uranium. Concentrations of Ra-226 have also been noted in some of the waste slag. Manufacturing operations occurred from the 1960's through 1974.

The NRC will require the licensee to meet NRC's decommissioning criteria for those areas proposed to be released for unrestricted use. During remediation activities the licensee will also be required to maintain radiation exposures and effluents within NRC's radiation protection limits and as low as reasonably achievable.

Prior to the issuance of the proposed amendment, NRC will have made findings required by the Atomic Energy Act of 1954, as amended, and NRC's regulations. These findings will be documented in a Safety Evaluation Report and an Environmental Assessment.

The NRC hereby provides notice that this is a proceeding on an application for a license amendment falling within the scope of Subpart L, Informal Hearing Procedures for Adjudications in Materials Licensing Proceedings of NRC's rules and practices for domestic licensing proceedings in 10 CFR Part 2.

Pursuant to § 2.1205(a), any person whose interest may be affected by this proceeding may file a request for a hearing in accordance with § 2.1205(c). A request for a hearing must be filed within thirty (30) days of the date of publication of this Federal Register notice.

The request for a hearing must be filed with the Office of the Secretary either:

(1) By delivery to the Docketing and Service Branch of the Office of the Secretary at One White Flint North, 11555 Rockville Pike, Rockville, MD 20852-2738; or

(2) By mail or telegram addressed to the Secretary, U.S. Nuclear Regulatory Commission, Washington DC, 20555. Attention: Docketing and Service Branch.

In addition to meeting other applicable requirements of 10 CFR Part 2 of the NRC's regulations, a request for a hearing filed by a person other than an applicant must describe in detail:

(1) The interest of the requestor in the proceeding;

(2) How that interest may be affected by the results of the proceeding, including the reasons why the requestor should be permitted a hearing, with particular reference to the factors set out in § 2.1205(g);

(3) The requestor's area of concern about the licensing activity that is the subject matter of the proceeding; and

(4) The circumstances establishing that the request for a hearing is timely in accordance with § 2.1025(c).

In accordance with 10 CFR § 2.1205(e), each request for a hearing must also be served, by delivering it personally or by mail, to:

(1) The applicant, Whittaker Corporation, 1955 N. Surveyor Avenue, Simi Valley, California 93063-3386, Attention: Mr. Richard Levin, Chief Financial Officer and General Counsel, and

(2) The NRC staff, by delivery to the Executive Director for Operations, One White Flint North, 11555 Rockville Pike, Rockville, MD 20852, or by mail addressed to the Executive Director for Operations, U.S. Nuclear Regulatory Commission, Washington, DC 20555. Any hearing that is requested and granted will be held in accordance with the Commission's Informal Hearing Procedures for Adjudications in Materials Licensing Proceedings in 10 CFR Part 2, Subpart L.

For further details with respect to the proposed action, see the licensee's request for license amendment dated May 24, 1995, which is available for public inspection and copying at the

NRC's Public Document Room, 2120 L Street, N.W., Washington, DC 20555.

For additional information, contact Donna S. Moser, Health Physicist, Materials Decommissioning Section, Low-Level Waste and Decommissioning Projects Branch, Division of Waste Management, Office of Nuclear Material Safety and Safeguards, (301) 415-6753.

Dated at Rockville, Maryland, this 23rd day of October 1996.

For the Nuclear Regulatory Commission.

Michael F. Weber,

Chief, Low-Level Waste and Decommissioning Projects Branch, Division of Waste Management, Office of Nuclear Material Safety and Safeguards.

[FR Doc. 96-27794 Filed 10-29-96; 8:45 am]

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Cancellation of Proposed Generic Communication; Licensee Qualification for Performing Safety Analyses (M91599)

AGENCY: Nuclear Regulatory Commission.

ACTION: Notice of cancellation of proposed generic communication.

SUMMARY: The Nuclear Regulatory Commission (NRC) was preparing to issue a supplement to Generic Letter 83-11, Licensee Qualification for Performing Safety Analyses, for the purpose of presenting criteria that licensees could choose to comply with to verify to the NRC their qualifications to use approved codes and methods for performing safety analyses. By complying with these criteria, a licensee would eliminate the need to submit a topical report for qualifying their use of a previously approved methodology. A draft of the supplement and a notice of opportunity for public comment was published in the Federal Register (60 FR 54712) on October 25, 1995. Comments were received from 12 licensees, 3 fuel vendors, and 3 industry interest groups.

Because of issues that have arisen at a nuclear power reactor facility regarding the improper application of approved methods, and because of increased complexities in core reload analyses due to mixed core designs, the NRC has reevaluated its plans to issue this generic letter supplement. The NRC has concluded that the potential reduction in staff oversight which would result from its issuance is not justified. Therefore, the generic letter supplement has been cancelled.

DATES: (Not applicable.)

ADDRESSEES: (Not applicable.)

FOR FURTHER INFORMATION CONTACT: Laurence I. Kopp, (301) 415-2879.

SUPPLEMENTARY INFORMATION: (Not applicable.)

Dated at Rockville, Maryland, this 24th day of October 1996.

For the Nuclear Regulatory Commission.
David B. Matthews,

Acting Director, Division of Reactor Program Management, Office of Nuclear Reactor Regulation.

[FR Doc. 96-27792 Filed 10-29-96; 8:45 am]

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Sunshine Act Meeting

DATES: Weeks of October 28, November 4, 11, and 18, 1996.

PLACE: Commissioners' Conference Room, 11555 Rockville Pike, Rockville, Maryland.

STATUS: Public and Closed.

MATTERS TO BE CONSIDERED:

Week of October 28

Thursday, October 31

11:00 a.m.—Affirmation Session
(Public Meeting) (if needed).

Week of November 4—Tentative

Monday, November 4

2:00 p.m.—Discussion of Interagency
Issues (Closed—Ex. 9).

Week of November 11—Tentative

Wednesday, November 13

2:00 p.m.—Briefing on Control and
Accountability of Licensed Devices
(Public Meeting) (Contact: John
Lubinski, 310-415-7868).

3:30 p.m.—Affirmation Session
(Public Meeting) (if needed).

Thursday, November 14

2:00 p.m.—Briefing on Spent Fuel
Pool Study (Public Meeting)
(Contact: Ernie Rossi, 301-415-
7379).

3:30 p.m.—Discussion of Management
Issues (Closed—Ex. 2).

Week of November 18—Tentative

Thursday, November 21

9:00 a.m.—Affirmation Session
(Public Meeting) (if needed).

1:30 p.m.—Briefing by DOE on
International Nuclear Safety
Program (Public Meeting).

Friday, November 22

1:30 p.m.—Briefing on Integrated
Materials Performance Evaluation
Program (Public Meeting).

The Schedule for Commission meetings is subject to change on short notice. To verify the status of meetings call (recording)—(301) 415-1292.

CONTACT PERSON FOR MORE INFORMATION:
Bill Hill (301) 415-1661.

The NRC Commission Meeting
Schedule can be found on the Internet

at: <http://www.nrc.gov/SECY/smj/schedule.htm>

This notice is distributed by mail to several hundred subscribers; if you no longer wish to receive it, or would like to be added to it, please contact the Office of the Secretary, Attn: Operations Branch, Washington, D.C. 20555 (301-415-1661).

In addition, distribution of this meeting notice over the internet system is available. If you are interested in receiving this Commission meeting schedule electronically, please send an electronic message to wmh@nrc.gov or dkw@nrc.gov.

Dated: October 25, 1996.

William M. Hill, Jr.,

SECY Tracking Officer, Office of the Secretary.

[FR Doc. 96-27947 Filed 10-28-96; 11:28 am]

BILLING CODE 7590-01-M

SECURITIES AND EXCHANGE COMMISSION

[Investment Company Act Release No. 22296; International Series Release No. 1023; 812-10170]

Deutsche Bank AG; Notice of Application

October 24, 1996.

AGENCY: Securities and Exchange Commission ("SEC").

ACTION: Notice of Application for Exemption under the Investment Company Act of 1940 (the "Act").

APPLICANT: Deutsche Bank AG.

RELEVANT ACT SECTIONS: Order under section 6(c) of the Act for an exemption from section 17(f).

SUMMARY OF APPLICATION: Applicant seeks an order that would supersede an existing order granting conditional exemptive relief from section 17(f) of the Act. The requested order would allow certain foreign subsidiaries of applicant to maintain assets of registered investment companies in custody, in accordance with an agreement among applicant, the investment company (or its custodian), and the foreign subsidiary. The requested order would also allow these foreign subsidiaries to maintain such assets pursuant to a custody agreement between applicant and the investment company (or its custodian) and a separate subcustodian agreement between applicant and the foreign subsidiary.

FILING DATE: The application was filed on May 24, 1996 and amended on September 11, 1996.