

Regulatory Commission, Washington, DC 20555-0001; telephone: 301-415-1009, email: *Shawn.Williams@nrc.gov*.

**SUPPLEMENTARY INFORMATION:** The NRC has granted the request of South Carolina Electric & Gas Company (the licensee) to withdraw its application date November 12, 2014, (ADAMS Accession No. ML14324A217), for a proposed amendment to Renewed Facility Operating License NPF-12 for the Virgil C. Summer Nuclear Station, Unit 1, located in Jenkinsville, SC.

The proposed amendment sought to revise the Virgil C. Summer Nuclear Station, Unit 1, Radiation Emergency Plan to relocate the Technical Support Center.

The NRC published a Biweekly Notice in the **Federal Register** on December 23, 2014 (79 FR 77050), that gave notice that this proposed amendment was under consideration by the NRC. The licensee submitted its request to withdraw the proposed amendment on July 21, 2015 (ADAMS Accession No. ML15205A033).

Dated at Rockville, Maryland, this 6th day of August, 2015.

For the Nuclear Regulatory Commission.

**G. Edward Miller,**

*Acting Chief, Plant Licensing Branch II-1, Division of Operating Reactor Licensing, Office of Nuclear Reactor Regulation.*

[FR Doc. 2015-19851 Filed 8-11-15; 8:45 am]

**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-369 and 50-370; NRC-2012-0161]

### Duke Energy Carolinas, LLC; McGuire Generating Station, Units 1 and 2

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** License amendment application; withdrawal by applicant.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) has granted the request of Duke Energy Carolinas, LLC to withdraw its application dated February 22, 2012, as supplemented by letters dated November 13, 2012 and February 4, 2013, for a proposed amendment to Renewed Facility Operating License Nos. NPF-9 and NPF-17, for the McGuire Nuclear Station, Units 1 and 2. The proposed amendment would have revised the McGuire Technical Specification 3.7.7, "Nuclear Service Water System (NSWS)." Specifically, the proposed change would have the use of the NSWS pump discharge crossover valves and

associated piping to cross tie McGuire Nuclear Station, Units 1 and 2 NSWS trains to mitigate a Loss of Service Water event.

**ADDRESSES:** Please refer to Docket ID NRC-2012-0161 when contacting the NRC about the availability of information regarding this document. You may obtain publicly-available information related to this document using any of the following methods:

- *Federal Rulemaking Web site:* Go to <http://www.regulations.gov> and search for Docket ID NRC-2012-0161. Address questions about NRC dockets to Carol Gallagher; telephone: 301-415-3463; email: *Carol.Gallagher@nrc.gov*. For technical questions, contact the individual listed in the **FOR FURTHER INFORMATION CONTACT** section of this document.

- *NRC's Agencywide Documents Access and Management System (ADAMS):* You may obtain publicly-available documents online in the ADAMS Public Documents collection at <http://www.nrc.gov/reading-rm/adams.html>. To begin the search, select "ADAMS Public Documents" and then select "Begin Web-based ADAMS Search." For problems with ADAMS, please contact the NRC's Public Document Room (PDR) reference staff at 1-800-397-4209, 301-415-4737, or by email to *pdr.resource@nrc.gov*. The ADAMS accession number for each document referenced (if that document is available in ADAMS) is provided the first time that a document is referenced.

- *NRC's PDR:* You may examine and purchase copies of public documents at the NRC's PDR, Room O1-F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852.

**FOR FURTHER INFORMATION CONTACT:** G. Edward Miller, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone: 301-415-2481, email: *ed.miller@nrc.gov*.

**SUPPLEMENTARY INFORMATION:** The NRC has granted the request of Duke Energy Carolinas, LLC (the licensee) to withdraw its application dated February 22, 2012 (ADAMS Accession No. ML12061A008), for a proposed amendment to the McGuire Nuclear Station, Units 1 and 2, located in York County, North Carolina.

The proposed amendment would have revised the McGuire Technical Specification 3.7.7, "Nuclear Service Water System (NSWS)." Specifically, the proposed change would have the use of the NSWS pump discharge crossover valves and associated piping to cross tie McGuire Nuclear Station

Units 1 and 2 NSWS trains to mitigate a Loss of Service Water event.

The NRC published a Biweekly Notice in the **Federal Register** on July 10, 2012 (77 FR 40650), that gave notice that this proposed amendment was under consideration by the NRC. However, by letter dated July 29, 2015 (ADAMS Accession No ML15212A731), the licensee requested to withdraw the proposed amendment.

Dated at Rockville, Maryland, this 30th day of July 2015.

For the Nuclear Regulatory Commission.

**G. Edward Miller,**

*Project Manager, Plant Licensing Branch 2-1, Division of Operating Reactor Licensing, Office of Nuclear Reactor Regulation.*

[FR Doc. 2015-19850 Filed 8-11-15; 8:45 am]

**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

[NRC-2011-0288]

### Interim Staff Guidance on Changes During Construction

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Interim staff guidance; issuance.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) is issuing its final Interim Staff Guidance (ISG) COL-ISG-025, "Interim Staff Guidance on Changes During Construction." This ISG provides guidance to the NRC staff on the Preliminary Amendment Request (PAR) review process available to the combined license (COL) holders. The PAR is implemented through a license condition for use as an elective precursor to the license amendment process.

**DATES:** The effective date of this COL-ISG-025 is September 11, 2015.

**ADDRESSES:** Please refer to Docket ID NRC-2011-0288 when contacting the NRC about the availability of information regarding this document. You may obtain publicly-available information related to this document using any of the following methods:

- *Federal Rulemaking Web site:* Go to <http://www.regulations.gov> and search for Docket ID NRC-2011-0288. Address questions about NRC dockets to Carol Gallagher; telephone: 301-415-3463; email: *Carol.Gallagher@nrc.gov*. For technical questions, contact the individual listed in the **FOR FURTHER INFORMATION CONTACT** section of this document.

- *NRC's Agencywide Documents Access and Management System (ADAMS):* You may obtain publicly

available documents online in the ADAMS Public Documents collection at <http://www.nrc.gov/reading-rm/adams.html>. To begin the search, select “ADAMS Public Documents” and then select “Begin Web-based ADAMS Search.” For problems with ADAMS, please contact the NRC’s Public Document Room (PDR) reference staff at 1–800–397–4209, 301–415–4737, or by email to [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov). The ADAMS accession number for each

document referenced (if it available in ADAMS) is provided the first time that a document is referenced. For the convenience of the reader, the ADAMS accession numbers are provided in a table in the “Availability of Documents” section of this document.

- *NRC’s PDR*: You may examine and purchase copies of public documents at the NRC’s PDR, Room O1–F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852.

**FOR FURTHER INFORMATION CONTACT:** Mark D. Notich, Office of New Reactors, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001; telephone: 301–415–3053; email: [Mark.Notich@nrc.gov](mailto:Mark.Notich@nrc.gov).

**Availability of Documents**

The documents identified in the following table are available to interested persons through one or more of the following methods, as indicated.

Document title	Adams accession No.
<b>Federal Register</b> notice; Office of New Reactors: Final Interim Staff Guidance-025 Changes During Construction Under 10 CFR Part 52	ML15058A383
Interim Staff Guidance-025 Changes During Construction Under 10 CFR Part 52 (Final)	ML15058A377
Nuclear Energy Institute Comments on Draft Interim Staff Guidance (ISG) COL–ISG–025, Interim Staff Guidance on Changes During Construction (78 FR 49782); [Docket ID NRC–2011–0288]	ML13304A498
Interim Staff Guidance on Changes During Construction Under 10 CFR Part 52, COL–ISG–025 (Second draft for use and comment)	ML13045A125
Nuclear Energy Institute Comments on Interim Staff Guidance (ISG) COL–ISG–025, Interim Staff Guidance on Changes During Construction Under 10 CFR Part 52 (77 FR 1749); [Docket ID NRC–2011–0288]	ML12089A019
<b>Federal Register</b> notice; Office of New Reactors: draft Interim Staff Guidance COL–ISG–025, Changes During Construction Under 10 CFR Part 52, (77 FR 1749)	ML111590693
Interim Staff Guidance on Changes During Construction Under 10 CFR Part 52, COL–ISG –025 (First draft for use and comment)	ML111530026
Regulatory Guide 1.187, Guidance for Implementation of 10 CFR 50.59, Changes, Tests, and Experiments	ML003759710

**SUPPLEMENTARY INFORMATION:**

**I. Background**

On January 11, 2012 (77 FR 1749) the NRC staff issued notice for use of, and to solicit public comments on, draft COL–ISG–025,” Interim Staff Guidance on Changes During Construction under part 52 of title 10 of the *Code of Federal Register* (10 CFR). Following receipt of public comments and a period of using this PAR process, on August 15, 2013 (78 FR 49782) the NRC staff issued a second notice for use of, and to solicit additional public comments on, draft COL–ISG–025. This ISG provides guidance to the staff on the PAR review process available to the initial 10 CFR part 52, “Licenses, Certifications, and Approvals for Nuclear Power Plants,” COL holders for use as an elective precursor to a license amendment request (LAR). The PAR process may facilitate the installation and testing of plant changes during construction. The NRC staff used and evaluated the PAR change process during the construction of the initial nuclear power plants licensed under 10 CFR part 52 and shall include this ISG in a new regulatory guide or in the next update of Regulatory Guide 1.187, “Guidance for Implementation of 10 CFR 50.59, Changes, Tests, and Experiments” (ADAMS Accession No. ML003759710).

This final ISG provides guidance to the NRC staff on the PAR review process available to 10 CFR part 52 COL holders

for use as an elective precursor to a LAR. The NRC staff used the draft guidance to evaluate the PAR change process during the construction of the initial nuclear power plants licensed under 10 CFR part 52.

The final ISG is available through the NRC’s public Web site at, <http://www.nrc.gov/reading-rm/doc-collections/isg/>, and in ADAMS under Accession No. ML15058A383.

**II. Public Comments**

*A. Overview of Public Comments*

The NRC issued draft COL–ISG–025, “Interim Staff Guidance on Changes during Construction Under 10 CFR part 52,” in the **Federal Register** on January 11, 2012 (77 FR 1749) for a 75-day comment period. The comment period ended on March 26, 2012. The NRC reissued draft COL–ISG–025 in the **Federal Register** on August 15, 2013 (78 FR 49782) for an additional 75-day comment period. The comment period ended on October 29, 2013.

The Commission received one comment submission on the second draft COL–ISG–025 from the Nuclear Energy Institute (NEI) (ADAMS Accession No. ML13304A498).

The comment summary and the NRC’s response for this submission are addressed below:

*B. Comment Identification and Comment Response*

*NEI Comment 1–1*: Editorial and Clarification. Insert on page 3, paragraph 3, second sentence, add the phrase “. . . may communicate the acceptance of the LAR, and . . .” The sentence would then read as follows: “The NRC’s PAR determination letter may communicate the acceptance of the LAR, and will state whether the licensee may proceed in accordance with the PAR, LAR and COL–ISG–025.”

*NRC Response*: The NRC staff does not agree with this comment. Although the review processes for accepting the LAR for detailed technical review and the PAR no objection review process are similar, and by design related, the technical organizations contributing to the reviews are not identical. No change was made to the ISG as a result of this comment.

**III. Backfitting and Issue Finality**

Issuance of this ISG does not constitute backfitting as defined in 10 CFR 50.109 (the Backfit Rule), or be regarded as backfitting under Commission and Executive Director for Operations guidance, and is not otherwise inconsistent with any of the issue finality provisions in 10 CFR part 52. This ISG does not contain any new requirements for COL applicants or holders under 10 CFR part 52, or for licensees of existing operating units licensed under 10 CFR part 50. Rather,

it contains additional guidance and clarification on staff review of PARs.

### V. Congressional Review Act

This ISG is a rule as defined in the Congressional Review Act (5 U.S.C. 801–808). However, the Office of Management and Budget has not found it to be a major rule as defined in the Congressional Review Act.

Dated in Rockville, Maryland, this 31st day of July, 2015.

For the Nuclear Regulatory Commission.

**Joseph Colaccino,**

*Chief, New Reactor Rulemaking and Guidance Branch, Division of Advanced Reactors and Rulemaking, Office of New Reactors.*

[FR Doc. 2015–19811 Filed 8–11–15; 8:45 am]

**BILLING CODE 7590–01–P**

### NUCLEAR REGULATORY COMMISSION

[Docket Nos. 030–35710; EA–14–116; NRC–2013–0208]

**In the Matter of Bradley D. Bastow, D. O.**

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Imposition Order; issuance.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) is issuing an Imposition Order to Bradley D. Bastow, D. O. imposing a civil penalty of \$7,000. On November 6, 2014, the NRC issued a Notice of Violation and Proposed Imposition of Civil Penalty—\$7,000 to Bradley D. Bastow, D. O. for failing to comply with a Confirmatory Order issued on September 3, 2013.

**DATES:** *Effective Date:* August 4, 2015.

**ADDRESSES:** Please refer to Docket ID NRC–2013–0208 when contacting the NRC about the availability of information regarding this document. You may obtain publicly-available information related to this document using any of the following methods:

- *Federal Rulemaking Web site:* Go to <http://www.regulations.gov> and search for Docket ID NRC–2013–0208. Address questions about NRC dockets to Carol Gallagher; telephone: 301–415–3463; email: [Carol.Gallagher@nrc.gov](mailto:Carol.Gallagher@nrc.gov). For questions about this Order, contact the individual listed in the **FOR FURTHER INFORMATION CONTACT** section of this document.

- *NRC's Agencywide Documents Access and Management System (ADAMS):* You may obtain publicly-available documents online in the ADAMS Public Documents collection at <http://www.nrc.gov/reading-rm/>

*adams.html*. To begin the search, select “ADAMS Public Documents” and then select “Begin Web-based ADAMS Search.” For problems with ADAMS, please contact the NRC's Public Document Room (PDR) reference staff at 1–800–397–4209, 301–415–4737, or by email to [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov). The ADAMS accession number for each document referenced (if it available in ADAMS) is provided the first time that a document is referenced.

- *NRC's PDR:* You may examine and purchase copies of public documents at the NRC's PDR, Room O1–F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852.

#### **FOR FURTHER INFORMATION CONTACT:**

Thomas Marenchin, Office of Enforcement, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001; telephone: 301–415–2979, email: [Thomas.Marenchin@nrc.gov](mailto:Thomas.Marenchin@nrc.gov).

**SUPPLEMENTARY INFORMATION:** The text of the Order is attached.

Dated at Rockville, Maryland, this 5th day of August 2015.

For the Nuclear Regulatory Commission.

**David L. Solorio,**

*Acting Director, Office of Enforcement.*

### **United States of America Nuclear Regulatory Commission**

In the Matter of Bradley D. Bastow, D. O.,  
South Haven, Michigan  
Docket No. 030–35710  
License No. 21–32316–01  
EA–14–116

### **Order Imposing Civil Monetary Penalty I.**

Bradley D. Bastow, D. O., (Bastow or the Licensee) is the holder of Materials License No. 21–32316–01 issued by the Nuclear Regulatory Commission (NRC or Commission) pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR) Part 30. The license was initially issued on April 20, 2001; was last amended on October 7, 2014; and is due to expire on October 31, 2016. The license discusses the operation of Bradley D. Bastow, D. O., at his place of business (Cardiology II, P.C.), in accordance with conditions specified therein. The facility is located on the licensee's site in South Haven, Michigan. The license currently reflects a standby status such that no radioactive material in 10 CFR 35.100 or 35.200 may be used under the license without an amendment. It permits use of materials specified in 10 CFR 35.65 for calibration and maintenance of equipment.

### **II.**

An inspection of the Licensee's activities was conducted between March 27 and May 5, 2014, with continued in-office inspection through June 20, 2014. These inspections revealed that the licensee was not complying with the terms of a Confirmatory Order signed on September 13, 2013, to rectify previous willful violations. A written Notice of Violation and Proposed Imposition of Civil Penalty (Notice) was served upon the Licensee by letter dated November 6, 2014. The Notice states the nature of the violations, the provisions of the NRC's requirements that the Licensee violated, and the amount of the civil penalty proposed for the violations.

The Licensee responded to the Notice in a letter dated December 6, 2014. In response, the Licensee acknowledged the basic facts in the Notice, although the Licensee characterized them as being “administrative deficiencies.”

As part of its answer to the Notice, the Licensee requested mitigation of the civil penalty by awarding *Corrective Action* credit, based on the Licensee's overarching action to shut down licensed activities. The Licensee acknowledged that: (1) Not all the underlying issues had been corrected and (2) committed to complete them prior to restart of licensed activities. However, the Licensee stated that the shutdown eliminated any safety significance of the issues and provided a “clear demonstration” of its commitment to correct deficiencies before continuing to operate the facility.

The Licensee then requested complete mitigation of the civil penalty due to financial hardship. The Licensee indicated that it had experienced an overall loss of revenue, due to the facility being shut down, and was carrying tremendous debt. It further indicated that financial solvency was questionable.

### **III.**

The NRC has reviewed the Licensee response and concluded that *Corrective Action* credit remained inappropriate. As stated in the NRC Enforcement Policy, *Corrective Action* credit is designed to encourage licensees to: (1) Take the immediate actions necessary upon discovery of a violation that will restore safety, security, and compliance with the license, regulations, or other requirements; and (2) develop and implement (in a timely manner) the lasting actions that will not only prevent recurrence of the violation at issue, but will be appropriately comprehensive, given the significance and complexity of the violation, to prevent occurrence of