

- Bureau of Reclamation, Yuma Area Office, 7301 Calle Agua Salada, Yuma, Arizona.

- Bureau of Reclamation Library, Denver Federal Center, 6th Avenue and Kipling, Building 67, Room 167, Denver, Colorado.

- Department of the Interior, Natural Resources Library, 1849 C Street, NW., Washington, DC.

- Yuma County Library, 185 South Main Street, Yuma, Arizona.

- Palo Verde Valley Library, 125 West Chanslor Way, Blythe, California.

- Mohave County Library, 1170

- Hancock Road, Bullhead City, Arizona.

- Laughlin Library, 2840 South Needles Highway, Laughlin, Nevada.

- Las Vegas Clark County Library, 833 Las Vegas Boulevard N, Las Vegas, Nevada.

- James I. Gibson Library, 280 Water Street, Henderson, Nevada.

### Public Disclosure

Before including your name, address, phone number, e-mail address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

### Willie R. Taylor,

Director, Office of Environmental Policy and Compliance.

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## NUCLEAR REGULATORY COMMISSION

[Docket No. 50-458; License No. NPF-47]

### In the Matter of: Entergy Gulf States, Inc., Entergy Operations, Inc. (River Bend Station, Unit 1); Order Approving Transfer of Facility Operating License and Conforming Amendment

#### I.

Entergy Gulf States, Inc. (EGS) and Entergy Operations, Inc. (EOI) are the holders of Facility Operating License NPF-47, issued by the U.S. Nuclear Regulatory Commission (NRC or Commission) pursuant to Title 10 of the Code of Federal Regulations (10 CFR), part 50, "Domestic Licensing of Production and Utilization Facilities." The license authorizes the operation of River Bend Station, Unit 1 (RBS or facility), in accordance with terms and

conditions specified therein. The facility is located in St. Francisville, West Feliciana Parish, Louisiana. The license authorizes EGS to possess the facility with respect to EGS's ownership of RBS, and EOI to use and operate the facility.

#### II.

By letter dated May 29, 2007, as supplemented by letters dated August 30 and September 19, 2007, EOI, acting on behalf of EGS and itself, submitted an application to the NRC requesting, pursuant to 10 CFR 50.80, approval of the direct transfer of the license for RBS from EGS to Entergy Gulf States Louisiana, LLC (EGS-LA). EOI also requested, pursuant to 10 CFR 50.90, approval of a conforming license amendment to the RBS, Unit 1, Operating License (NPF-47) to reflect the transfer. The transfer is associated with the planned restructuring of EGS under which ownership of RBS will be transferred from EGS, a Texas corporation, to EGS-LA, Louisiana limited liability company. EOI will continue to operate RBS, and thus there is no transfer of operating authority under the license proposed in the application.

Notice of the requests for approval and an opportunity for a hearing was published in the **Federal Register** on July 9, 2007 (72 FR 37266). No comments or hearing requests were received.

Pursuant to 10 CFR 50.80, no license, or any right thereunder, shall be transferred, directly or indirectly, through transfer of control of the license, unless the Commission shall give its consent in writing. Upon review of the information in the application and other information before the Commission, and relying upon the representations and agreements contained in the application, the NRC staff has determined that EGS-LA is qualified to hold the license for RBS to the extent now held by EGS, and that the transfer of the license to EGS-LA described in the application is otherwise consistent with applicable provisions of law, regulations, and orders issued by the Commission pursuant thereto, subject to the conditions set forth below. The NRC staff has further found that the application for the proposed license amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations set forth in 10 CFR Chapter I; the facility will operate in conformity with the application, the provisions of the Act, and the rules and

regulations of the Commission; there is reasonable assurance that the activities authorized by the proposed license amendment can be conducted without endangering the health and safety of the public and that such activities will be conducted in compliance with the Commission's regulations; the issuance of the proposed license amendment will not be inimical to the common defense and security or the health and safety of the public; and the issuance of the proposed amendment will be in accordance with 10 CFR part 51 of the Commission's regulations and all applicable requirements have been satisfied.

The findings set forth above are supported by a safety evaluation dated October 26, 2007.

#### III.

Accordingly, pursuant to sections 161b, 161i, and 184 of the Atomic Energy Act of 1954, as amended, 42 U.S.C. 2201(b), 2201(i), and 2234, and 10 CFR 50.80, *it is hereby ordered* that the transfer of the license to EGS-LA, as described herein is approved, subject to the following conditions:

(1) At the time of the closing of the transfer of ownership of and the license for RBS from EGS to EGS-LA, the RBS decommissioning trust agreement(s) shall be amended to reflect EGS-LA as the owner of all the decommissioning trust funds accumulated as of the date of the closing.

(2) Prior to completion of the transfer of ownership of and the transfer for RBS, EGS-LA shall provide the Director of the Office of Nuclear Reactor Regulation satisfactory documentary evidence that it has obtained the appropriate amount of insurance required of licensees under 10 CFR part 140 of the Commission's regulations.

*It is further ordered* that, consistent with 10 CFR 2.1315(b), a license amendment that makes changes, as indicated in Enclosure 2 to the cover letter forwarding this Order, to conform the license to reflect the subject license transfer, is approved. The amendment shall be issued and made effective at the time the proposed license transfer is completed.

*It is further ordered* that EOI shall inform the Director of the Office of Nuclear Reactor Regulation in writing of the date of closing of the transfer no later than 5 business days prior to such action. Should the transfer of the license not be completed by October 25, 2008, this Order shall become null and void, provided, however, that upon written application and for good cause shown, such date may be extended by order.

This Order is effective upon issuance.

For further details with respect to this action, see the application dated May 29, 2007, the supplemental letters dated August 30 and September 19, 2007, and the safety evaluation dated October 26, 2007, which are available for public inspection at the Commission's Public Document Room (PDR), located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland, and accessible electronically through the Agencywide Documents Access and Management System (ADAMS) Public Electronic Reading Room on the Internet on the NRC's 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 document located in ADAMS, should contact the NRC PDR Reference Staff by telephone at 1-800-397-4209, 301-415-4737, or by e-mail to [pdr@nrc.gov](mailto:pdr@nrc.gov).

Dated at Rockville, Maryland, this 26th day of October, 2007.

For the Nuclear Regulatory Commission.

**J.E. Dyer,**

Director, Office of Nuclear Reactor Regulation.

[FR Doc. E7-21615 Filed 11-1-07; 8:45 am]

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## NUCLEAR REGULATORY COMMISSION

### Advisory Committee on Nuclear Waste and Materials; Meeting Notice

The Advisory Committee on Nuclear Waste and Materials (ACNW&M) will hold its 184th meeting on November 13-15, 2007, at 11545 Rockville Pike, Rockville, Maryland.

#### Tuesday, November 13, 2007, Room T-2B3

*10 a.m.-10:05 a.m.: Opening Remarks by the ACNW&M Chairman (Open)*—The Chairman will make opening remarks regarding the conduct of today's sessions.

*10:05 a.m.-12 p.m.: Drift Degradation—Staff Review Approach and Capability (Open)*—NRC staff representatives from the Office of Nuclear Materials Safety and Safeguards will discuss the issue of post-employment drift degradation at Yucca Mountain.

*1 p.m.-4:30 p.m.: Discussion of ACNW&M Letter Reports (Open)*—The Committee will discuss potential and proposed ACNW&M letter reports.

#### Wednesday, November 14, 2007, Room T-2B3

*9:30 a.m.-11:30 a.m.: ACNW&M November 2007 Briefing to the*

*Commission (Room O-1G16) (Open)*—The ACNW&M members will brief the Commission on their recent and planned activities. The last Commission briefing was held on December 14, 2006.

*1 p.m.-2:30 p.m.: Final Proposed Design for a Geologic Repository at Yucca Mountain, Nevada (Open)*—A Department of Energy representative will update the Committee on the final design (surface and subsurface facilities) proposed for the forthcoming Yucca Mountain license application.

*2:30 p.m.-3:30 p.m.: Discussion of ACNW&M Letter Reports (Open)*—The Committee will continue discussion of potential and proposed ACNW&M letter reports.

#### Thursday, November 15, 2007, Room T-2B1

*8:30 a.m.-8:35 a.m.: Opening Remarks by the ACNW&M Chairman (Open)*—The Chairman will make opening remarks regarding the conduct of today's sessions.

*8:35 a.m.-10 a.m.: Accounting for Dose Consequence in the State-of-the-Art Reactor Consequence Analysis (SOARCA) Project (Closed) (MTR/NMC)*—NRC staff representatives from the Office of Nuclear Regulatory Research will discuss the options for assessment of dose thresholds for latent cancer fatalities of the SOARCA project.

**Note:** Briefing will be closed pursuant to 5 U.S.C. 552b (c) (9) (B) to discuss pre-decisional documents.

*10 a.m.-4:30 p.m.: Discussion of ACNW&M Letter Reports (Open)*—The Committee will continue discussion of proposed ACNW&M letter reports.

*4:30 p.m.-5 p.m.: Miscellaneous (Open)*—The Committee will discuss matters related to the conduct of ACNW&M activities and specific issues that were not completed during previous meetings, as time and availability of information permit. Discussions may include content of future letters and scope of future Committee Meetings.

Procedures for the conduct of and participation in ACNW&M meetings were published in the **Federal Register** on September 26, 2007 (72 FR 54693). In accordance with those procedures, oral or written views may be presented by members of the public. Electronic recordings will be permitted only during those portions of the meeting that are open to the public. Persons desiring to make oral statements should notify Dr. Antonio F. Dias (Telephone 301-415-6805), between 8:15 a.m. and 5 p.m. (ET), as far in advance as practicable so that appropriate arrangements can be made to schedule

the necessary time during the meeting for such statements. Use of still, motion picture, and television cameras during the meeting may be limited to selected portions of the meeting as determined by the ACNW&M Chairman.

Information regarding the time to be set aside for taking pictures may be obtained by contacting the ACNW&M office prior to the meeting. In view of the possibility that the schedule for ACNW&M meetings may be adjusted by the Chairman as necessary to facilitate the conduct of the meeting, persons planning to attend should notify Dr. Dias as to their particular needs.

In accordance with Subsection 10(d) Public Law 92-463, I have determined that it may be necessary to close a portion of this meeting noted above to discuss pre-decisional documents pursuant to 5 U.S.C. 552b (c) (9) (B).

Further information regarding topics to be discussed, whether the meeting has been canceled or rescheduled, as well as the Chairman's ruling on requests for the opportunity to present oral statements and the time allotted therefore can be obtained by contacting Dr. Dias.

ACNW&M meeting agenda, meeting transcripts, and letter reports are available through the NRC Public Document Room at [pdr@nrc.gov](mailto:pdr@nrc.gov), or by calling the PDR at 1-800-397-4209, or from the Publicly Available Records System (PARS) component of NRC's document system (ADAMS) which is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> or <http://www.nrc.gov/reading-rm/doc-collections/acnw> (ACNW&M schedules and agendas).

Video teleconferencing service is available for observing open sessions of ACNW&M meetings. Those wishing to use this service for observing ACNW&M meetings should contact Mr. Theron Brown, ACRS/ACNW&M Audio Visual Assistant (301-415-8066), between 7:30 a.m. and 3:45 p.m., (ET), at least 10 days before the meeting to ensure the availability of this service. Individuals or organizations requesting this service will be responsible for telephone line charges and for providing the equipment and facilities that they use to establish the video teleconferencing link. The availability of video teleconferencing services is not guaranteed.

The ACNW&M meeting dates for Calendar Year 2008 are provided below:

ACNW&M meeting No.	Meeting dates
— .....	January 2008 (No Meeting).