

requirements of 10 CFR 50.46(a)(1)(i) is authorized by law, will not present an undue risk to the public health and safety, and is consistent with the common defense and security. Also, special circumstances are present. Therefore, the Commission hereby grants the licensee an exemption from the requirement of 10 CFR 46(a)(1)(i) related to fuel cladding material to allow one LTA containing AXIOM™ clad fuel rods to be irradiated in Byron 2 during Cycle 16 up to a lead rod average burnup of up to 75,000 MWD/MTU. The remaining requirements of 10 CFR 50.46 remain in effect for the Byron 2 Cycle 16 reactor core.

Furthermore, for the reasons stated in the previous section, the Commission has determined that an exemption from the requirements of 10 CFR Part 50, Appendix K, is not required. Therefore, the Commission is not issuing an exemption from 10 CFR Part 50, Appendix K for the Byron 2 Cycle 16 reactor core.

Pursuant to 10 CFR 51.32, the Commission has determined that the granting of the exemption from 10 CFR 46(a)(1)(i) will not have a significant effect on the quality of the human environment (74 FR 20000; April 30, 2009).

This exemption is effective upon issuance.

Dated at Rockville, Maryland, this 30th day of April 2009.

For the Nuclear Regulatory Commission.

Joseph Giitter,

Director, Division of Operating Reactor Licensing, Office of Nuclear Reactor Regulation.

[FR Doc. E9-10619 Filed 5-6-09; 8:45 am]

BILLING CODE 7590-01-P

NUCLEAR REGULATORY COMMISSION

Request To Amend a License for the Export of Radioactive Waste

Pursuant to 10 CFR 110.70(b) "Public Notice of Receipt of an Application," please take notice that the Nuclear Regulatory Commission (NRC) has received the following request to amend an export license. Copies of the request are available electronically through ADAMS and can be accessed through the Public Electronic Reading Room (PERR) link <http://www.nrc.gov/reading-rm.html> at the NRC Homepage.

A request for a hearing or petition for leave to intervene may be filed within thirty days after publication of this notice in the **Federal Register**. Any request for hearing or petition for leave to intervene shall be served by the requestor or petitioner upon the applicant, the Office of the General Counsel, U.S. Nuclear Regulatory

Commission, Washington, DC 20555; the Secretary, U.S. Nuclear Regulatory Commission, Washington, DC 20555; and the Executive Secretary, U.S. Department of State, Washington, DC 20520.

A request for a hearing or petition for leave to intervene may be filed with the NRC electronically in accordance with NRC's E-Filing rule promulgated in August 2007, 72 FR 49139 (Aug. 28, 2007). Information about filing electronically is available on the NRC's public Web site at <http://www.nrc.gov/site-help/e-submittals.html>. To ensure timely electronic filing, at least 5 (five) days prior to the filing deadline, the petitioner/requestor should contact the Office of the Secretary by e-mail at HEARINGDOCKET@NRC.GOV, or by calling (301) 415-1677, to request a digital ID certificate and allow for the creation of an electronic docket.

In addition to a request for hearing or petition for leave to intervene, written comments, in accordance with 10 CFR 110.81, should be submitted within thirty (30) days after publication of this notice in the **Federal Register** to the Office of the Secretary, U.S. Nuclear Regulatory Commission, Washington, DC 20555, *Attention: Rulemaking and Adjudications*.

The information concerning the application follows.

NRC APPLICATION TO AMEND LICENSE FOR THE EXPORT OF RADIOACTIVE WASTE

Name of Applicant, date of Application, date received, application No., docket No.	Description of material		End use	Recipient country
	Material type	Total quantity		
Diversified Scientific Services, Inc. (DSSI), February 26, 2009, February 27, 2009, XW008/03, 11005323.	Class A radioactive mixed waste.	License to be amended to: (1) Extend the expiration date from 03/31/09 to 12/31/13; and (2) add authorization to export any waste generated as a result of processing materials imported from Atomic Energy of Canada, Limited (AECL) under IW012, as amended.	Return of non-conforming waste and/or waste resulting from processing materials imported to AECL for appropriate disposition.	Canada.

For the Nuclear Regulatory Commission.

Dated this 30th day of April 2009 at Rockville, Maryland.

Scott W. Moore,

Deputy Director, Office of International Programs.

[FR Doc. E9-10610 Filed 5-6-09; 8:45 am]

BILLING CODE 7590-01-P

OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

[Docket No. WTO/DS392/1]

WTO Dispute Settlement Proceeding Regarding United States—Certain Measures Affecting Imports of Poultry From China

AGENCY: Office of the United States Trade Representative.

ACTION: Notice; request for comments.

SUMMARY: The Office of the United States Trade Representative ("USTR") is providing notice that on April 17, 2009, the People's Republic of China ("China") requested consultations with the United States under the *Marrakesh Agreement Establishing the World Trade Organization* ("WTO Agreement") with respect to certain measures affecting the import of poultry products from China into the United States. That request may be found at www.wto.org contained in a document designated as WT/DS392/1.