

following five test standards for testing and certification of products: UL 544 Electric Medical and Dental Equipment; UL 60601-1 Medical Electrical Equipment, Part 1: General Requirements for Safety; UL 60950 Information Technology Equipment; UL 61010A-1 Electrical Equipment for Laboratory Use, Part 1: General Requirements; and UL 61010B-1 Electrical Measuring and Test Equipment, Part 1: General Requirements.<sup>4</sup>

#### V. Preliminary Finding

Following a thorough review of the application file and other pertinent information, and for the reasons stated above, OSHA determined that CSL does not meet all of the requirements for renewal of its NRTL recognition. The NRTL Program staff, therefore, recommends preliminarily that the Assistant Secretary deny CSL's application for renewal of its NRTL recognition.

OSHA welcomes public comment as to whether CSL meets the requirements of 29 CFR 1910.7 for renewal of its recognition as an NRTL. Comments should consist of pertinent written documents and exhibits. Commenters needing more time to comment must submit a request in writing, stating the reasons for the request. OSHA must receive the written request for an extension by the due date for comments (see **DATES** above). OSHA will limit any extension to 30 days unless the requester justifies a longer period. OSHA may deny a request for an extension if the requester does not adequately justify it. To obtain or review copies of the publicly available information in CSL's application and other pertinent documents (including exhibits), and all submitted comments, contact the Docket Office, Room N-2625, Occupational Safety and Health Administration, U.S. Department of Labor, at the address listed above under **ADDRESSES**; these materials also are available online at <http://www.regulations.gov> under Docket No. OSHA-2010-0018.

The NRTL Program staff will review all comments submitted to the docket in a timely manner, and, after addressing the issues raised by the comments, will recommend whether to grant the renewal of NRTL recognition to CSL. The Assistant Secretary will make the final decision on granting NRTL recognition, and, in making this

decision, may undertake other proceedings prescribed in Appendix A to 29 CFR 1910.7. OSHA will publish a public notice of this final decision in the **Federal Register**.

#### Authority and Signature

David Michaels, PhD, MPH, Assistant Secretary of Labor for Occupational Safety and Health, 200 Constitution Avenue, NW., Washington, DC 20210, authorized the preparation of this notice. Accordingly, the Agency is issuing this notice pursuant to Sections 6(b) and 8(g) of the Occupational Safety and Health Act of 1970 (29 U.S.C. 655 and 657), Secretary of Labor's Order No. 4-2010 (75 FR 55355), and 29 CFR 1911.

Signed at Washington, DC on October 4, 2011.

**David Michaels,**

*Assistant Secretary of Labor for Occupational Safety and Health.*

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**BILLING CODE 4510-26-P**

#### NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

##### Nixon Presidential Historical Materials: Opening of Materials

**AGENCY:** National Archives and Records Administration.

**ACTION:** Notice of opening of additional materials.

**SUMMARY:** This notice announces the opening of Nixon Presidential Historical Materials by the Richard Nixon Presidential Library and Museum, a division of the National Archives and Records Administration. Notice is hereby given that the Agency has identified, inventoried, and prepared for public access additional textual materials and sound recordings from among the Nixon Presidential Historical Materials. Furthermore, in response to the July 29, 2011, court order in the case of *In Re Petition of Stanley Kutler, et al.*, the National Archives and Records Administration (NARA) will be separately opening the transcript of President Richard M. Nixon's grand jury testimony of June 23-24, 1975, and associated materials from Record Group 460, Records of the Watergate Special Prosecution Force (WSPF); with certain information redacted as required by law, including the PRMPA. The materials associated with President Nixon's grand jury testimony include segments of five transcripts of Nixon White House taped conversations recorded in May 1971, October 1971 and April 1973 that were previously withheld under the PRMPA when the WSPF transcripts were

released in June 1991. Those segments, which no longer need to be withheld, will also be released on November 10, 2011 at the National Archives at College Park, Maryland, as well as at the Nixon Library in Yorba Linda, California.

**DATES:** The Richard Nixon Presidential Library and Museum intends to make the materials described in this notice available to the public on Thursday, November 10, 2011, at the Richard Nixon Library and Museum's primary location in Yorba Linda, California, beginning at 9 a.m. P.S.T./12 p.m. E.S.T. In accordance with 36 CFR 1275.44, any person who believes it necessary to file a claim of legal right or privilege concerning access to Nixon Presidential Historical Materials must notify the Archivist of the United States in writing of the claimed right, privilege, or defense within 30 days of the publication of this notice. The formerly redacted segments of the WSPF tape transcripts associated with the grand jury testimony of President Nixon will be made available to the public in the research room of the National Archives at College Park, located at 8601 Adelphi Road, College Park, Maryland, beginning at 12 p.m. E.S.T.

**ADDRESSES:** The Richard Nixon Presidential Library and Museum, a division of the National Archives, is located at 18001 Yorba Linda Boulevard., Yorba Linda, California. The National Archives at College Park is located at 8601 Adelphi Road, College Park, Maryland. Researchers must have a NARA researcher card, which they may obtain when they arrive at either facility. Selections from the materials described in paragraphs 1 through 5 of this notice will be available at <http://www.nixonlibrary.gov>. The transcript of President Nixon's grand jury testimony and associated materials, which include the formerly redacted segments of the WSPF tape transcripts, will be available at <http://www.archives.gov>. Petitions asserting a legal or constitutional right or privilege that would prevent or limit public access to Nixon Presidential Historical Materials must be sent to the Archivist of the United States, National Archives at College Park, 8601 Adelphi Road., College Park, Maryland 20740-6001.

#### FOR FURTHER INFORMATION CONTACT:

Timothy Naftali, Director, Richard Nixon Presidential Library and Museum, 714-983-9120.

**SUPPLEMENTARY INFORMATION:** In accordance with section 104 of Title I of the Presidential Recordings and Materials Preservation Act (PRMPA, 44 U.S.C. 2111 note) and 1275.42(b) of the PRMPA Regulations implementing the

<sup>4</sup> Each of these standards is an "appropriate test standard" within the meaning of 29 CFR 1910.7(c). The designations and titles of these test standards were current when OSHA prepared this notice.

Act (36 CFR part 1275), NARA has identified, inventoried, and prepared for public access additional textual materials and sound recordings from among the Nixon Presidential Historical Materials.

The following materials will be made available in accordance with this notice:

1. Previously restricted textual materials. *Volume*: 1 cubic foot. A number of textual materials previously withheld from public access have been reviewed for release and/or declassified under the systematic declassification review provisions and under the mandatory review provisions of Executive Order 13526, the Freedom of Information Act (5 U.S.C. 552), or in accordance with 36 CFR 1275 (Public Access regulations). The materials are from integral file segments for the National Security Council (NSC Files and NSC Institutional Files); the Henry A. Kissinger (HAK) Office Files, including HAK telephone conversation transcripts; White House Special Files, Staff Member and Office Files, John D. Ehrlichman; and White House Central Files, Staff Member and Office Files, Anne L. Armstrong.

2. White House Central Files, Staff Member and Office Files. *Volume*: 18 cubic feet. The White House Central Files Unit was a permanent organization within the White House complex that maintained a central filing and retrieval system for the records of the President and his staff. The Staff Member and Office Files consist of materials that were transferred to the Central Files but were not incorporated into the Subject Files. The following file groups will be made available: Kenneth Cole (Accretion).

3. White House Central Files, Name Files: *Volume*: <1 cubic foot. The Name Files were used for routine materials filed alphabetically by the name of the correspondent; copies of documents in the Name Files were usually filed by subject in the Subject Files. The following Name Files folders will be made available: Burroughs, U-Z; Silberman, Laurence.

4. White House Special Files, Staff Member and Office Files. *Volume*: <60 minutes of audio recordings from the following collections: President's Personal File (PPF).

5. Record Group 460, Records of the Watergate Special Prosecution Force (WSPF). *Volume*: <1 cubic foot. The segments of five transcripts of White House taped conversations from 1971 and 1973, which are part of the materials associated with President Richard M. Nixon's June 23-24, 1975 grand jury testimony, were formerly

redacted as required by law, including the PRMPA.

Dated: October 5, 2011.

**David Ferriero,**

*Archivist of the United States.*

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**BILLING CODE 7515-01-P**

## NUCLEAR REGULATORY COMMISSION

[Docket No. 70-7021; NRC-2011-0232]

### Notice of Acceptance of Application for Special Nuclear Materials License from Rapiscan Laboratories, Inc., Opportunity To Request a Hearing, and Order Imposing Procedures for Access to Sensitive Unclassified Non-Safeguards Information for Contention Preparation

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** License application; opportunity for hearing and order.

**DATES:** Requests for a hearing or Leave to Intervene must be filed by December 12, 2011. Any potential party as defined in Title 10 of the *Code of Federal Regulations* (10 CFR) 2.4 who believes access to SUNSI information is necessary to respond to this notice must request document access by October 21, 2011.

**ADDRESSES:** You can access publicly available documents related to this document using the following methods:

- *NRC's Public Document Room (PDR):* The public may examine and have copied, for a fee, publicly available documents at the NRC's PDR, O1-F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852.

- *NRC's Agencywide Documents Access and Management System (ADAMS):* Publicly available documents created or received at the NRC are available online in the NRC Library at <http://www.nrc.gov/reading-rm/adams.html>. From this page, the public can gain entry into ADAMS, which provides text and image files of the NRC's public documents. If you do not have access to ADAMS or if there are problems in accessing the documents located in ADAMS, contact the NRC's PDR reference staff at 1-800-397-4209, 301-415-4737, or by e-mail to [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov).

- *Federal Rulemaking Web Site:* Public comments and supporting materials related to this final rule can be found at <http://www.regulations.gov> by searching on Docket ID NRC-2011-0232. Address questions about NRC

dockets to Carol Gallagher, *telephone*: 301-492-3668; *e-mail*: [Carol.Gallagher@nrc.gov](mailto:Carol.Gallagher@nrc.gov).

**FOR FURTHER INFORMATION CONTACT:** Marilyn Diaz, Project Manager, Fuel Manufacturing Branch, Division of Fuel Cycle Safety and Safeguards, Office of Nuclear Material Safety and Safeguards, U.S. Nuclear Regulatory Commission, 11555 Rockville Pike, Mailstop: EBB2-C40M, Rockville, Maryland 20852; *telephone*: 301-492-3172; *e-mail*: [Marilyn.Diaz@nrc.gov](mailto:Marilyn.Diaz@nrc.gov).

### SUPPLEMENTARY INFORMATION:

#### I. Introduction

The NRC has accepted for detailed technical review an application for a new license for the possession and use of special nuclear material (SNM) for performance testing of radiation detection systems for locating SNM, under a project sponsored by the Domestic Nuclear Detection Office (DNDO) of the U.S. Department of Homeland Security (DHS). Rapiscan Laboratories, Inc. (the Applicant) requested the new license for a period of 10 years. This license application, if approved, would authorize the Applicant to possess and use special nuclear materials under 10 CFR Part 70, "Domestic Licensing of Special Nuclear Material."

#### II. Discussion

In its application, dated October 22, 2010, the Applicant requested a license to possess and use SNM to conduct tests of new technology for use in detection systems. The SNM would be used as test objects for concept demonstrations and characterization testing. Following an administrative review, the NRC requested the Applicant to revise its application to include elements essential to conducting a detailed technical review. The Applicant submitted a revised license application, dated February 9, 2011, and supplemental information on March 10, 2011. By letter dated March 10, 2011, the NRC staff found the revised license application acceptable to begin a detailed technical review. The application has been docketed in Docket No. 70-7021.

If the NRC approves the license application, the basis for approval will be documented in a Safety Evaluation Report (SER) supporting the issuance of a new NRC license. The SER would contain the findings required by the Atomic Energy Act of 1954, as amended (the Act), and the NRC's regulations, for issuing an SNM license. The SER would also include a determination of the need to complete an environmental