

requirements have been satisfied. The findings set forth above are supported by an NRC staff safety evaluation dated the same date as this order, which is available at ADAMS Accession No. ML21277A248 (non-proprietary).

III

Accordingly, pursuant to Sections 161b, 161i, and 184 of the Act, 42 U.S.C. 2201(b), 2201(i), and 2234, and 10 CFR 50.80, 10 CFR 72.50, 10 CFR 50.90, and 10 CFR 72.56, IT IS HEREBY ORDERED that the license transfer application, as described herein, is approved, subject to the following conditions:

1. SpinCo and New FitzPatrick, LLC shall provide satisfactory documentary evidence to the Director of the Office of Nuclear Reactor Regulation that, as of the date of the indirect license transfer, the licensees reflected in the amended licenses have obtained the appropriate amount of insurance required of a licensee under 10 CFR part 140 and 10 CFR 50.54(w).

2. If EGC does not hold Facility Operating License Nos. DPR-39 and DPR-48 for Zion, Units 1 and 2, respectively, and the general license for the Zion ISFSI at the time of the closing of the spin transaction, then these licenses shall not be transferred to SpinCo as part the spin transaction.

3. At least 5 business days before the closing of the spin transaction, the Applicants shall submit, signed under oath or affirmation, the following information to the NRC in accordance with 10 CFR parts 50 and 72: (1) The final legal entity names of HoldCo, SpinCo, New York HoldCo, and New FitzPatrick, LLC; (2) the state of incorporation and address for HoldCo; (3) the address for New York HoldCo; and (4) the names, addresses, and citizenship of the directors and principal officers of HoldCo and New York HoldCo.

4. The NRC staff's approval of the license transfer is subject to the Commission's authority to rescind, modify, or condition the approved transfer based on the outcome of any post-effectiveness hearing on the license transfer application.

It Is Further Ordered that after receipt of all required regulatory approvals of the proposed indirect license transfer, the Applicants shall inform the Directors of the Office of Nuclear Reactor Regulation and the Office of Nuclear Material Safety and Safeguards in writing of such receipt no later than 5 business days prior to the date of the closing of the transfer. Should the proposed license transfer not be completed within 1 year of the date of this order, 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. The conditions of this order may be amended upon application by the Applicants and approval by the NRC.

It Is Further Ordered that consistent with 10 CFR 2.1315(b), the license amendments that make changes, as indicated in Enclosure 2 to the letter forwarding this order, to reflect the subject license transfer, are approved. The amendments shall be issued and made effective at the time the proposed transfer actions are completed.

This order is effective upon issuance.

For further details with respect to this order, see the application dated February 25, 2021, as supplemented by letters dated March 25, June 11, September 16, and September 29, 2021, and the associated NRC staff safety evaluation dated the same date as this order. Publicly available documents created or received at the NRC are accessible electronically through ADAMS in the NRC Library at <https://www.nrc.gov/reading-rm/adams.html>. Persons who do not have access to ADAMS or who encounter problems accessing the documents located in ADAMS should contact the NRC Public Document Room reference staff by telephone at 1-800-397-4209 or 301-415-4737 or by email to pdr.resource@nrc.gov.

Dated: November 16, 2021.

For the Nuclear Regulatory Commission.

/RA/

Bo M. Pham, Director,

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

/RA/

Jane E. Marshall, Director,

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Nuclear Material Safety and Safeguards.*

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POSTAL REGULATORY COMMISSION

[Docket No. MT2022-1; Order No. 6038]

Market Test of Experimental Product

AGENCY: Postal Regulatory Commission.

ACTION: Notice.

SUMMARY: The Commission is recognizing a recently filed Postal Service proposal to conduct a market test of an experimental product called Extended Mail Forwarding. This notice informs the public of the filing, invites public comment, and takes other administrative steps.

DATES: *Comments are due:* December 7, 2021.

ADDRESSES: Submit comments electronically via the Commission's Filing Online system at <http://www.prc.gov>. Those who cannot submit comments electronically should contact the person identified in the **FOR FURTHER INFORMATION CONTACT** section by telephone for advice on filing alternatives.

FOR FURTHER INFORMATION CONTACT: David A. Trissell, General Counsel, at 202-789-6820.

SUPPLEMENTARY INFORMATION:

Table of Contents

- I. Introduction
- II. Background
- III. Compliance With Legal Requirements
- IV. Data Collection
- V. Notice of Commission Action
- VI. Ordering Paragraphs

I. Introduction

In accordance with 39 U.S.C. 3641 and 39 CFR part 3045, the Postal Service filed notice of its intent to conduct a market test of an experimental product called USPS Connect Local Mail.¹ The Postal Service states that currently, when business mailers who send documents locally with regular frequency wish to send documents for same-day or next-day arrival, they are directed to use a variety of services that were designed for end-to-end mailing over long distances, and are priced accordingly. Notice at 1. The Postal Service asserts that USPS Connect Local Mail is designed as an economical alternative for these mailers. *Id.* at 1-2. The Postal Service "intends for the market test to run for two full years beginning on January 9, 2022," although it explains that it "may decide to seek permanent product status earlier, or alternatively [it] may seek authority for an additional year of testing if more time is needed to determine the feasibility or desirability of the product." *Id.* at 3.

II. Background

On November 10, 2021, the Postal Service filed the Notice proposing the USPS Connect Local Mail market test. The Postal Service asserts that "local document delivery could benefit from increased competition, and that economical local document delivery is a market that is currently underserved by USPS." Notice at 1. As such, according to the Postal Service, USPS Connect Local Mail (as well as its planned package-focused counterpart, USPS Connect Local)² is designed to offer improved access to the Postal Service network for local mailers and will leverage the Postal Service's current "last-mile infrastructure to create

¹ United States Postal Service Notice of Market Test of Experimental Product—USPS Connect Local Mail, November 10, 2021 (Notice).

² In a separate proceeding to adjust Competitive product rates, Docket No. CP2022-22, the Postal Service has proposed to add "USPS Connect Local" as a new price category under the existing Parcel Select product. Docket No. CP2022-22, USPS Notice of Changes in Rates of General Applicability for Competitive Products, November 10, 2021, at 2-3. Any comments on the Postal Service's plans to add this new Competitive product price category should be filed in Docket No. CP2022-22.

economical new solutions for customers.” Notice at 2.

The Postal Service states that USPS Connect Local Mail will be available at Destination Delivery Units or by carrier pick-up in line-of travel. *Id.* at 2. It also states that it will offer same-day or next-day delivery, six days per week, with customers receiving same-day or next-day delivery based on whether they’ve entered their mail within the Critical Entry Time. *Id.* The Postal Service adds that it will offer tracking services for USPS Connect Local Mail. *Id.* According to the Postal Service, “[d]ocuments mailed using this service must be paper-based and may contain personal information.” *Id.* at 3.

The Postal Service plans to offer USPS Connect Local Mail at \$2.95 for a Letter or Flat size mailpiece with a weight up to 13 ounces. *Id.* at 2. It will allow customers to pay for this service using Click-N-Ship or through a Postal Service application programming interface. *Id.* at 3. According to the Postal Service, USPS Connect Local Mail will cover its attributable costs, which it estimates to be \$2.03 per piece based on the volume variable cost of Priority Mail flats, modified to reflect differences in mail processing, transportation, and packaging costs. *Id.* at 2–3.

The Postal Service states that USPS Connect Local Mail will be tested nationwide with a phased rollout. *Id.* at 3.

III. Compliance With Legal Requirements

The Postal Service asserts that the proposed market test meets the requirements of 39 U.S.C. 3641 and 39 CFR part 3045. First, the Postal Service explains that, “from the viewpoint of mail users, USPS Connect Local Mail is significantly different from all products offered by the Postal Service within the last two years” as required by 39 U.S.C. 3641(b)(1). Notice at 3. The Postal Service states that it “does not currently offer an expedited First-Class Mail product for local mailers to quickly and cost effectively mail local personalized correspondence,” nor does First-Class Mail include tracking or free packaging. *Id.* at 3–4. According to the Postal Service, although Priority Mail Express and Priority Mail may be used to deliver local mail, they are “intended for nationwide, end-to-end shipping and their pricing reflects these higher costs.” *Id.* at 4. Thus, it asserts, USPS Connect Local Mail is significantly different from the other services it offers. *Id.*

Second, the Postal Service asserts that USPS Connect Local Mail “will not create an unfair or otherwise

inappropriate competitive advantage for the Postal Service or any mailer,” as set out in 39 U.S.C. 3641(b)(2), because it was “designed to increase small business access to the USPS network and . . . leverages the Postal Service’s existing delivery network to address a need for locally-focused small businesses,” thus “offer[ing] a low-priced alternative in a market that is arguably underserved by USPS.” *Id.*

Third, the Postal Service states that USPS Connect Local Mail is properly categorized as market dominant as required by 39 U.S.C. 3641(b)(3) given that it “is not structuring USPS Connect Local Mail to meet any of the exceptions or suspensions to the Private Express Statutes.” *Id.*

IV. Data Collection

To better understand the results of the market test, the Postal Service asserts that it will collect the following data on a quarterly basis by district for USPS Connect Local Mail: Volume of mailpieces, number of customers, and revenue.³ The Postal Service also states that it will collect data on the attributable costs of USPS Connect Local Mail, including administrative costs of the test. Notice at 5.

V. Notice of Commission Action

The Commission establishes Docket No. MT2022–1 to consider matters raised by the Notice. The Commission invites comments on whether the Postal Service’s filing is consistent with the requirements of 39 U.S.C. 3641 and 39 CFR part 3045. Comments are due no later than December 7, 2021. The filing can be accessed via the Commission’s website (<http://www.prc.gov>).

The Commission appoints Mallory L. Smith to serve as an officer of the Commission to represent the interests of the general public in these proceedings (Public Representative).

VI. Ordering Paragraphs

It is ordered:

1. The Commission establishes Docket No. MT2022–1 to consider the matters raised by the Notice.

2. Pursuant to 39 U.S.C. 505, Mallory L. Smith is appointed to serve as an officer of the Commission to represent the interests of the general public in

³ *Id.* at 5. The Postal Service states that, although “[v]olumes and revenues for USPS Connect Local Mail are difficult to predict . . . it is possible that the Postal Service may eventually need to seek a waiver of the annual statutory limitation of \$11,860,140.” *Id.* It explains that, should the revenue approach this amount, the Postal Service “will furnish the appropriate notice to the Commission and submit an application for exemption from the cap under 39 U.S.C. 3641(e)(2) in a timely manner.” *Id.*

these proceedings (Public Representative).

3. Comments are due no later than December 7, 2021.

4. The Secretary shall arrange for publication of this order in the **Federal Register**.

By the Commission.

Erica A. Barker,
Secretary.

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POSTAL REGULATORY COMMISSION

[Docket No. MC2022–20; Order No. 6040]

Mail Classification Schedule

AGENCY: Postal Regulatory Commission.

ACTION: Notice.

SUMMARY: The Commission is recognizing a recent Postal Service filing requesting the conversion of the experimental product offering Plus One into a permanent product offering on the Mail Classification Schedule. This notice informs the public of the filing, invites public comment, and takes other administrative steps.

DATES: *Comments are due:* December 7, 2021.

ADDRESSES: Submit comments electronically via the Commission’s Filing Online system at <http://www.prc.gov>. Those who cannot submit comments electronically should contact the person identified in the **FOR FURTHER INFORMATION CONTACT** section by telephone for advice on filing alternatives.

FOR FURTHER INFORMATION CONTACT: David A. Trissell, General Counsel, at 202–789–6820.

SUPPLEMENTARY INFORMATION:

Table of Contents

- I. Introduction
- II. Commission Action
- III. Ordering Paragraphs

I. Introduction

On November 10, 2021, the Postal Service filed a request with the Commission pursuant to 39 U.S.C. 3642 and 39 CFR 3045.18 to convert the experimental product offering Plus One into a permanent product offering on the Mail Classification Schedule.¹ In support of its Request, the Postal Service filed the following documents:

- Attachment A to the Request—Proposed Changes to Mail Classification Schedule;

¹ United States Postal Service Request to Convert Plus One to a Permanent Offering, November 10, 2021 (Request).