

**ACTION:** Notice of availability of status report.

**SUMMARY:** Pursuant to the provisions of the Federal Advisory Committee Act (Pub. L. 92-463, 86 Stat. 770), notice is hereby given of the release of the Status Report by the co-chairs of the Advisory Committee on External Regulation of Department of Energy Nuclear Safety. The report was submitted to the Secretary of Energy on August 14, 1995, in response to her request for an interim report.

**FOR FURTHER INFORMATION CONTACT:**

Thomas H. Isaacs, Executive Director, Advisory Committee on External Regulation of Department of Energy Nuclear Safety, 1726 M Street, NW, Suite 401, Washington, DC 20036, (202) 254-3826. Copies of the Status Report are available by calling (toll free) 1-800-736-3282, or by accessing the Internet World Wide Web at: <http://www.em.doe.gov/acd/index.html>. Copies are also available in all Department of Energy Freedom of Information Act Reading Rooms.

**SUPPLEMENTARY INFORMATION:** The Status Report presents a description of Committee findings and observations to date by the co-chairs based on Committee activities conducted through July 1995. A projection of future Committee efforts also is included. The Status Report was submitted in response to a request by the Secretary at the first meeting of the Committee (in March 1995) for an interim report. The Committee's final recommendations will be submitted by the end of 1995 to the Secretary of Energy, and to the White House Office of Management and Budget and the Council on Environmental Quality.

The purpose of the Committee is to provide the Secretary of Energy, the White House Council on Environmental Quality, and the Office of Management and Budget with advice, information, and recommendations on how new and existing Department of Energy (DOE) nuclear facilities and operations, except those operations covered under Executive Order 12344 (Naval Propulsion Program), might best be regulated with regard to safety. The Department currently self-regulates many aspects of safety at nuclear facilities, pursuant to the Atomic Energy Act of 1954, as amended. The Committee consists of 25 members drawn from Federal and State government and the private sector, and is co-chaired by John F. Ahearne, Executive Director, Sigma XI, The Scientific Research Society, and Gerard F. Scannell, President of the National Safety Council. Members were chosen

with environment, safety, and health backgrounds, balanced to represent different public, Federal, State, Tribal, regulatory, and industry interests and experience.

Issued at Washington, DC on August 21, 1995.

**Thomas H. Isaacs,**

*Executive Director, Advisory Committee on External Regulation of Department of Energy Nuclear Safety.*

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**Federal Energy Regulatory Commission**

[Docket No. ER95-1049-000]

**Gateway Energy, Inc.; Notice of Issuance of Order**

August 21, 1995.

On May 15, 1995, Gateway Energy, Inc. (Gateway) submitted for filing a rate schedule under which Gateway will engage in wholesale electric power and energy transactions as a marketer. Gateway also requested waiver of various Commission regulations. In particular, Gateway requested that the Commission grant blanket approval under 18 CFR Part 34 of all future issuances of securities and assumptions of liability by Gateway.

On August 4, 1995, pursuant to delegated authority, the Director, Division of Applications, Office of Electric Power Regulation, granted requests for blanket approval under Part 34, subject to the following:

Within thirty days of the date of the order, any person desiring to be heard or to protest the blanket approval of issuances of securities or assumptions of liability by Gateway should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, DC 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214).

Absent a request for hearing within this period, Gateway is authorized to issue securities and assume obligations or liabilities as a guarantor, indorser, surety, or otherwise in respect of any security of another person; provided that such issuance or assumption is for some lawful object within the corporate purposes of the applicant, and compatible with the public interest, and is reasonably necessary or appropriate for such purposes.

The Commission reserves the right to require a further showing that neither

public nor private interests will be adversely affected by continued approval of Gateway's issuances of securities or assumptions of liability.

Notice is hereby given that the deadline for filing motions to intervene or protests, as set forth above, is September 5, 1995.

Copies of the full text of the order are available from the Commission's Public Reference Branch, Room 3308, 941 North Capitol Street, N.E., Washington, DC 20426.

**Lois D. Cashell,**

*Secretary.*

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[Docket No. ER95-1018-000]

**Kohler Co.; Notice of Issuance of Order**

August 21, 1995.

On May 8, 1995, as amended on June 14, 1995, Kohler Co. (Kohler) submitted for filing a rate schedule under which Kohler will engage in wholesale electric power and energy transactions as a marketer. Kohler also requested waiver of various Commission regulations. In particular, Kohler requested that the Commission grant blanket approval under 18 CFR Part 34 of all future issuances of securities and assumptions of liability by Gateway.

On August 4, 1995, pursuant to delegated authority, the Director, Division of Applications, Office of Electric Power Regulation, granted requests for blanket approval under Part 34, subject to the following:

Within thirty days of the date of the order, any person desiring to be heard or to protest the blanket approval of issuances of securities or assumptions of liability by Kohler should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street NE., Washington, DC 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214).

Absent a request for hearing within this period, Kohler is authorized to issue securities and assume obligations or liabilities as a guarantor, indorser, surety, or otherwise in respect of any security of another person; provided that such issuance or assumption is for some lawful object within the corporate purposes of the applicant, and compatible with the public interest, and is reasonably necessary or appropriate for such purposes.

The Commission reserves the right to require a further showing that neither