

The Petitioners allege that Northeast Utilities (NU or the licensee) has knowingly, willingly, and flagrantly operated Millstone Unit 1 in violation of its operating license for approximately 20 years; that it obtained previous licensing amendments through the use of material false statements; and that it presently proposes to continue operating under unsafe conditions rather than comply with the mandates of its license. Specifically, the Petitioners allege that NU has offloaded more fuel assemblies into the spent fuel pool than permitted under License Amendment No. 39 to the Millstone Unit 1 Provisional Operating License and License Amendment No. 40 to the Millstone Unit 1 Full-Term Operating License. The Petitioners further allege that License Amendments Nos. 39 and 40 were based upon material false statements made by NU in documents submitted to the NRC. The Petitioners refer to certain NU submittals allegedly containing the false information, such as NU Safety Assessment Reports (SARs) associated with License Amendments Nos. 39 and 40 and with Systematic Evaluation Program (SEP) Topics IX-1 (fuel storage), IX-5 (ventilation systems), and III-7.B (Design Codes, Design Criteria, Load Combinations and Reactor Cavity Design Criteria).

The Petitioners request a number of actions. The Petitioners seek institution of a proceeding to suspend the operating license for the Millstone Unit 1 facility for a period of 60 days after the unit is brought into compliance with the license and the design basis of the plant. In addition, the Petitioners request that the operating license be revoked until the facility is in full compliance with the terms and conditions of its license. The Petitioners further request that before reinstatement of the license, a detailed independent analysis of the offsite dose consequences of the total loss of spent fuel pool water be conducted. The Petitioners also request that enforcement action be taken against NU pursuant to 10 CFR 50.5 and 50.9.

Finally, the Petitioners request that a proposed license amendment pending before the Commission wherein NU seeks to increase the amount of spent fuel it may offload be denied. In addition, the Petitioners request that the NRC retain an independent expert, at NU's expense, to prepare an SAR on the proposed amendment. The Petitioners also request that before the issuance of any amendment, an analysis of both the probability and the consequences of appropriate events be conducted.

In the Supplement, Mr. Galatis alleges that NU also committed violations by offloading more than one-third of a core

of fuel at Millstone Units 2 and 3 and Seabrook Unit 1. In addition, Mr. Galatis alleges with regard to Millstone Unit 3 that NU submitted a material false statement to the NRC associated with a license amendment and that an unanalyzed condition exists with regard to system piping for full-core offload events. With regard to Seabrook Unit 1, Mr. Galatis alleges technical specifications violations associated with criticality analysis.

The Petitioners' requests with regard to any pending license amendment are not within the scope of 10 CFR 2.206. The remaining issues in the Petition are being treated pursuant to 10 CFR 2.206 of the Commission's regulations and have been referred to the Director of the Office of Nuclear Reactor Regulation. As provided by 10 CFR 2.206, appropriate action with regard to these issues will be taken within a reasonable time.

A copy of the Petition is available for inspection at the Commission's Public Document Room, the Gelman Building, 2120 L Street, NW., Washington, DC, and at the local public document room located at the Learning Resource Center, Three Rivers Community-Technical College, Thames Valley Campus, 574 New London Turnpike, Norwich, CT 06360.

Dated at Rockville, Maryland, this 26th day of October 1995.

For the Nuclear Regulatory Commission.
Frank P. Gillespie,
Acting Deputy Director, Office of Nuclear Reactor Regulation.
[FR Doc. 95-27035 Filed 10-31-95; 8:45 am]
BILLING CODE 7590-01-P

OFFICE OF PERSONNEL MANAGEMENT

Excepted Service

AGENCY: Office of Personnel Management.

ACTION: Notice.

SUMMARY: This gives notice of positions placed or revoked under Schedules A and B, and placed under Schedule C in the excepted service, as required by Civil Service Rule VI, Exceptions from the Competitive Service.

FOR FURTHER INFORMATION CONTACT: Patricia Paige, (202) 606-0830.

SUPPLEMENTARY INFORMATION: The Office of Personnel Management published its last monthly notice updating appointing authorities established or revoked under the Excepted Service provisions of 5 CFR 213 on September 28, 1995 (60 FR 50221). Individual authorities established or revoked under Schedules

A and B and established under Schedule C between September 1, 1995, and September 31, 1995, appear in the listing below.

Future notices will be published on the fourth Tuesday of each month, or as soon as possible thereafter. A consolidated listing of all authorities as of June 30, will also be published.

Schedule A

No Schedule A authorities were established or revoked in September 1995.

Schedule B

No Schedule B authorities were established or revoked in September 1995.

Schedule C

The following Schedule C authorities were established in September 1995:

Department of Agriculture

Confidential Assistant to the Chief, Forest Service. Effective September 13, 1995.

Confidential Assistant to the Administrator. Effective September 14, 1995.

Staff Assistant to the Administrator, Rural Electrification Administration. Effective September 14, 1995.

Area Director to the Deputy Administrator, State and County Operations. Effective September 14, 1995.

Special Assistant to the Administrator, Agricultural Stabilization Conservation Service. Effective September 22, 1995.

Confidential Assistant to the Administrator, Farmers Home Administration. Effective September 28, 1995.

Department of the Army (DOD)

Confidential Assistant to the Secretary of the Army. Effective September 11, 1995.

Special Assistant for Policy to the Assistant Secretary of Army. Effective September 12, 1995.

Department of Commerce

Special Assistant to the Deputy Assistant Secretary for Intergovernmental Affairs. Effective September 1, 1995.

Confidential Assistant to the Deputy Under Secretary for Policy Development. Effective September 11, 1995.

Confidential Assistant to the Assistant Director for External Affairs. Effective September 11, 1995.

Special Assistant to the Deputy Under Secretary for Policy Development,

International Trade Policy Development. Effective September 12, 1995.

Special Assistant to the Assistant Secretary, Legislative and Intergovernmental Affairs. Effective September 12, 1995.

Special Assistant to the Under Secretary for Technology. Effective September 22, 1995.

Confidential Assistant to the Assistant Secretary and Director General of the U.S. and Foreign Commercial Service, International Trade Administration. Effective September 22, 1995.

Department of Defense

Special Assistant (Programs and Legislation) to the Under Secretary of Defense (Policy). Effective September 1, 1995.

Personal and Confidential Assistant to the Under Secretary of Defense (Policy). Effective September 27, 1995.

Department of Education

Confidential Assistant to the Assistant Secretary, Intergovernmental and Interagency Affairs. Effective September 15, 1995.

Department of Energy

Public Affairs Specialist to the Director of Public and Consumer Affairs. Effective September 29, 1995.

Department of Health and Human Services

Special Assistant to the Administrator, Health Care Financing Administration. Effective September 11, 1995.

White House Liaison to the Chief of Staff. Effective September 11, 1995.

Special Assistant to the Assistant Secretary for Children and Families. Effective September 15, 1995.

Special Assistant to the Secretary, Department of Health and Human Services. Effective September 22, 1995.

Department of Justice

Staff Assistant to the Attorney General. Effective September 7, 1995.

Counselor to the Assistant Attorney General, Antitrust Division. Effective September 11, 1995.

Assistant to the Attorney General. Effective September 11, 1995.

Staff Assistant to the Attorney General. Effective September 13, 1995.

Deputy Director, Office of Public Liaison and Intergovernmental Affairs to the Assistant Attorney General, Office of Legislative Affairs. Effective September 22, 1995.

Special Assistant to the Deputy Attorney General. Effective September 26, 1995.

Associate Deputy Attorney General to the Deputy Attorney General. Effective September 26, 1995.

Special Assistant to the Deputy Attorney General. Effective September 29, 1995.

Department of Labor

Chief of Staff to the Assistant Secretary for Employment and Training. Effective September 14, 1995.

Special Assistant to the Assistant Secretary for Congressional and Intergovernmental Affairs. Effective September 14, 1995.

Advisor to the Assistant Secretary, Mine Safety and Health. Effective September 14, 1995.

Counselor to the Assistant Secretary for Policy. Effective September 22, 1995.

Department of State

Foreign Affairs Officer to the Deputy Assistant Secretary for International Labor, External and Multilateral Affairs. Effective September 1, 1995.

Resources, Plans and Policy Advisor to the Director, Plans and Policy. Effective September 15, 1995.

Department of Transportation

Special Assistant to the Administrator, Federal Railroad Administration. Effective September 27, 1995.

Department of the Treasury

Special Assistant to the Under Secretary for Domestic Finance. Effective September 15, 1995.

Special Assistant to the Assistant Secretary (Legislative Affairs and Public Liaison). Effective September 26, 1995.

Equal Employment Opportunity Commission

Special Assistant to the Director, Office of the Communications and Legislative Affairs. Effective September 1, 1995.

Federal Maritime Commission

Special Assistant to Counsel to the Chairman. Effective September 26, 1995.

General Services Administration

Special Assistant to the Regional Administrator, Great Lakes Region. Effective September 1, 1995.

Pension Benefit Guaranty Corporation

Special Assistant to the Assistant Executive Director for Legislative Affairs. Effective September 29, 1995.

Small Business Administration

Director of International Trade to the Assistant Administrator for International Trade. Effective September 1, 1995.

Special Assistant to the Administrator, Office of Human Resources. Effective September 15, 1995.

Authority: 5 U.S.C. 3301 and 3302; E.O. 10577, 3 CFR 1954-1958 Comp., P.218.

Office of Personnel Management.

Lorraine A. Green,

Deputy Director.

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BILLING CODE 6325-01-M

OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

Request for Public Comment With Respect to the Annual National Trade Estimate Report on Foreign Trade Barriers

AGENCY: Office of the United States Trade Representative.

ACTION: Notice.

SUMMARY: Pursuant to section 303 of the Trade and Tariff Act of 1984, as amended, USTR is required to publish annually the National Trade Estimate Report on Foreign Trade Barriers (NTE). With this notice, the Trade Policy Staff Committee (TPSC) is requesting interested parties to assist it in identifying significant barriers to U.S. exports of goods, services and overseas direct investment for inclusion in the NTE. Particularly important are impediments materially affecting the actual and potential financial performance of an industry sector. The TPSC invites written comments which provide views relevant to the issues to be examined in preparing the NTE.

DATES: Public comments are due not later than noon on November 30, 1995.

ADDRESSES: Carolyn Frank, Executive Secretary, Trade Policy Staff Committee, Office of the United States Trade Representative, 600 17th Street NW., Room 501, Washington, DC 20508.

FOR FURTHER INFORMATION CONTACT: John Panulas, Associate Director for Policy Coordination, Office of the United States Trade Representative, (202) 395-9599.

SUPPLEMENTARY INFORMATION: The information submitted should relate to one or more of the following nine categories of foreign trade barriers:

- (1) Import policies (e.g., tariffs and other import charges, quantitative restrictions, import licensing, and customs barriers);
- (2) Standards, testing, labeling, and certification (including unnecessary restrictive application of phytosanitary standards, refusal to accept U.S. certification of conformance to foreign