

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,