

1:25 p.m. Affirmation Session (Public Meeting) (Tentative). a. Final Rule—10 CFR Part 73 “Safeguards Information Protection Requirements” (RIN 3150-AH57) (Tentative).

This meeting will be Web cast live at the Web address—<http://www.nrc.gov>.

1:30 p.m. Periodic Meeting on New Reactor Issues, Part 2 (Public Meeting) (Contact: Donna Williams, 301-415-1322).

This meeting will be Web cast live at the Web address—<http://www.nrc.gov>.

#### **Week of February 25, 2008—Tentative**

There are no meetings scheduled for the Week of February 25, 2008.

#### **Week of March 3, 2008—Tentative**

There are no meetings scheduled for the Week of March 3, 2008.

#### **Week of March 10, 2008—Tentative**

There are no meetings scheduled for the Week of March 10, 2008.

#### **Week of March 17, 2008—Tentative**

*Tuesday, March 18, 2008*

9:30 a.m. Briefing by Independent External Panel to Identify Vulnerabilities in the U.S. NRC’s Materials Licensing Program (Public Meeting) (Contact: Aaron T. McCraw, 301-415-1277).

This meeting will be Web cast live at the Web address—<http://www.nrc.gov>.

#### **Week of March 24, 2008—Tentative**

There are no meetings scheduled for the Week of March 24, 2008.

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\* The schedule for Commission meetings is subject to change on short notice. To verify the status of meetings, call (recording)—(301) 415-1292. Contact person for more information: Michelle Schroll, (301) 415-1662.

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#### **Additional Information**

The Discussion of Security Issues (Closed—Ex. 1) scheduled for Monday, February 11, 2008, was cancelled.

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The NRC Commission Meeting Schedule can be found on the Internet at: <http://www.nrc.gov/about-nrc/policy-making/schedule.html>.

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The NRC provides reasonable accommodation to individuals with disabilities where appropriate. If you need a reasonable accommodation to participate in these public meetings, or need this meeting notice or the transcript or other information from the public meetings in another format (e.g.

braille, large print), please notify the NRC’s Disability Program Coordinator, Rohn Brown, at 301-492-2279, TDD: 301-415-2100, or by e-mail at [REB3@nrc.gov](mailto:REB3@nrc.gov). Determinations on requests for reasonable accommodation will be made on a case-by-case basis.

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This notice is distributed by mail to several hundred subscribers; if you no longer wish to receive it, or would like to be added to the distribution, please contact the Office of the Secretary, Washington, DC 20555 (301-415-1969). In addition, distribution of this meeting notice over the Internet system is available. If you are interested in receiving this Commission meeting schedule electronically, please send an electronic message to [dkw@nrc.gov](mailto:dkw@nrc.gov).

Dated: February 14, 2008.

**R. Michelle Schroll,**

*Office of the Secretary.*

[FR Doc. 08-780 Filed 2-15-08; 11:18 am]

BILLING CODE 7590-01-P

## **NUCLEAR REGULATORY COMMISSION**

[IA-07-025]

### **In the Matter of Mr. Juan Blanco; Order Prohibiting Involvement in NRC-Licensed Activities (Effective Immediately)**

#### **I**

Mr. Juan Blanco was employed as a security officer by The Wackenhut Corporation, which provided security services at Florida Power & Light Company’s Turkey Point Nuclear Plant (Licensee) during April 2005 through February 2006. Licensee is the holder of License No. DPR-31 and DPR-41, issued by the Nuclear Regulatory Commission (NRC or Commission) on July 19, 1972, and April 10, 1973, respectively, pursuant to 10 CFR Part 50. The license authorizes the operation of Turkey Point Nuclear Plant (facility) in accordance with the conditions specified therein. The facility is located on the Licensee’s site in Florida City, Florida.

#### **II**

On February 16, 2006, the NRC initiated an Augmented Inspection Team on-site inspection to review security-related matters at the facility. Subsequently, an investigation was initiated by the NRC’s Office of Investigations (OI) during February 2006, in response to concerns identified by the NRC during the on-site inspection. During the inspection and investigation in February 2006, Mr. Juan

Blanco admitted during an NRC Office of Investigations (OI) interview that during a previous interview with OI in April 2005, he provided a statement that was not complete and accurate. Specifically, Mr. Blanco stated to OI in April 2005 that he had no knowledge of an incident involving the removal of two firing pins from contingency response weapons. However, in a February 2006 interview with OI, Mr. Juan Blanco admitted that he was shown the firing pins after the pins were removed from the weapon by the security officer who removed the pins. In addition, Mr. Blanco failed to report information to FPL or Wackenhut that was adverse to the safety and security of the facility, as required by the FPL Behavior Observation Program. Specifically, Mr. Blanco failed to report that firing pins had been removed from contingency weapons that were considered serviceable by FPL.

As a result, Mr. Juan Blanco’s actions were determined to be in violation of 10 CFR 50.5(a)(2), which states, in part, that an employee of a contractor may not deliberately submit to the NRC, a licensee, or a licensee’s contractor, information that the person submitting the information knows to be incomplete or inaccurate in some respect material to the NRC.

#### **III**

Based on the above, the NRC concluded that Mr. Juan Blanco, a former employee of The Wackenhut Corporation, has engaged in deliberate misconduct in violation of 10 CFR 50.5(a)(2). The NRC must be able to rely on the Licensee, its contractors, and its employees to comply with NRC requirements. Mr. Juan Blanco’s deliberate action in violation of 10 CFR 50.5(a)(2), has raised serious doubt as to whether he can be relied upon to comply with NRC requirements.

Consequently, I lack the requisite reasonable assurance that licensed activities can be conducted in compliance with the Commission’s requirements and that the health and safety of the public will be protected, and that common defense and security will be achieved if Mr. Juan Blanco were permitted at this time to be involved in NRC-licensed activities. Therefore, the public health, safety and interest require that Mr. Blanco be prohibited from any involvement in NRC-licensed activities for a period of three years from the date of this Order. Additionally, Mr. Juan Blanco is required to notify the NRC of his first employment in NRC-licensed activities for a period of one year following the prohibition period. Furthermore, pursuant to 10 CFR 2.202,

I find that the significance of Mr. Juan Blanco's conduct described above is such that the public health, safety and interest require that this Order be immediately effective.

#### IV

Accordingly, pursuant to sections 103, 104b, 161b, 161i, 182 and 186 of the Atomic Energy Act of 1954, as amended, and the Commission's regulations in 10 CFR 2.202, 10 CFR 50.5, and 10 CFR 150.20, *it is hereby ordered, effective immediately, that:*

1. Mr. Juan Blanco is prohibited for three years from the date of this Order from engaging in NRC-licensed activities. NRC-licensed activities are those activities that are conducted pursuant to a specific or general license issued by the NRC, including, but not limited to, those activities of Agreement State licensees conducted pursuant to the authority granted by 10 CFR 150.20.

2. If Mr. Juan Blanco is currently involved with another licensee in performing NRC-licensed activities, he must immediately cease those activities, and inform the NRC of the name, address and telephone number of the employer, and provide a copy of this order to the employer.

3. For a period of one year after the three year period of prohibition has expired, Mr. Juan Blanco shall, within 20 days of acceptance of his first employment offer involving NRC-licensed activities or his becoming involved in NRC-licensed activities, as defined in Paragraph IV.1 above, provide notice to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, of the name, address, and telephone number of the employer or the entity where he is, or will be, involved in NRC-licensed activities. In the notification, Mr. Juan Blanco shall include a statement of his commitment to compliance with regulatory requirements and the basis for why the Commission should have confidence that he will now comply with applicable NRC requirements.

The Director, OE, may, in writing, relax or rescind any of the above conditions upon demonstration by Mr. Juan Blanco of good cause.

#### V

In accordance with 10 CFR 2.202, Mr. Juan Blanco must, and any other person adversely affected by this Order may, submit an answer to this Order within 20 days of its issuance. In addition, Mr. Juan Blanco and any other person adversely affected by this Order may request a hearing on this Order within 20 days of its issuance. Where good

cause is shown, consideration will be given to extending the time to answer or request a hearing. A request for extension of time must be directed to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, and include a statement of good cause for the extension.

A request for a hearing must be filed in accordance with the NRC E-Filing rule, which the NRC promulgated in August, 2007, 72 FR 49,139 (Aug. 28, 2007). The E-Filing process requires participants to submit and serve documents over the Internet or, in some cases, to mail copies on electronic optical storage media. Participants may not submit paper copies of their filings unless they seek a waiver in accordance with the procedures described below.

To comply with the procedural requirements associated with E-Filing, at least five (5) days prior to the filing deadline the requestor must contact the Office of the Secretary by e-mail at [HEARINGDOCKET@NRC.GOV](mailto:HEARINGDOCKET@NRC.GOV), or by calling (301) 415-1677, to request (1) a digital ID certificate, which allows the participant (or its counsel or representative) to digitally sign documents and access the E-Submittal server for any NRC proceeding in which it is participating; and/or (2) creation of an electronic docket for the proceeding (even in instances when the requestor (or its counsel or representative) already holds an NRC-issued digital ID certificate). Each requestor will need to download the Workplace Forms Viewer™ to access the Electronic Information Exchange (EIE), a component of the E-Filing system. The Workplace Forms Viewer™ is free and is available at <http://www.nrc.gov/site-help/e-submittals/install-viewer.html>. Information about applying for a digital ID certificate also is available on NRC's public Web site at <http://www.nrc.gov/site-help/e-submittals/apply-certificates.html>.

Once a requestor has obtained a digital ID certificate, had a docket created, and downloaded the EIE viewer, it can then submit a request for a hearing through EIE. Submissions should be in Portable Document Format (PDF) in accordance with NRC guidance available on the NRC public Web site at <http://www.nrc.gov/site-help/e-submittals.html>. A filing is considered complete at the time the filer submits its document through EIE. To be timely, electronic filings must be submitted to the EIE system no later than 11:59 p.m. Eastern Time on the due date. Upon receipt of a transmission, the E-Filing system time-stamps the document and sends the submitter an e-mail notice confirming receipt of the document. The

EIE system also distributes an e-mail notice that provides access to the document to the NRC Office of the General Counsel and any others who have advised the Office of the Secretary that they wish to participate in the proceeding, so that the filer need not serve the document on those participants separately. Therefore, any others who wish to participate in the proceeding (or their counsel or representative) must apply for and receive a digital ID certificate before a hearing request is filed so that they may obtain access to the document via the E-Filing system.

A person filing electronically may seek assistance through the "Contact Us" link located on the NRC Web site at <http://www.nrc.gov/site-help/e-submittals.html> or by calling the NRC technical help line, which is available between 8:30 a.m. and 4:15 p.m., Eastern Time, Monday through Friday. The help line number is (800) 397-4209 or locally, (301) 415-4737.

Participants who believe that they have good cause for not submitting documents electronically must file a motion, in accordance with 10 CFR 2.302(g), with their initial paper filing requesting authorization to continue to submit documents in paper format. Such filings must be submitted by (1) first class mail addressed to the Office of the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, Attention: Rulemaking and Adjudications Staff; or (2) courier, express mail, or expedited delivery service to the Office of the Secretary, Sixteenth Floor, One White Flint North, 11555 Rockville, Pike, Rockville, Maryland, 20852, Attention: Rulemaking and Adjudications Staff. Participants filing a document in this manner are responsible for serving the document on all other participants. Filing is considered complete by first-class mail as of the time of deposit in the mail, or by courier, express mail, or expedited delivery service upon depositing the document with the provider of the service.

Documents submitted in adjudicatory proceedings will appear in NRC's electronic hearing docket which is available to the public at [http://ehd.nrc.gov/EHD\\_Proceeding/home.asp](http://ehd.nrc.gov/EHD_Proceeding/home.asp), unless excluded pursuant to an order of the Commission, an Atomic Safety and Licensing Board, or a Presiding Officer. Participants are requested not to include personal privacy information, such as social security numbers, home addresses, or home phone numbers in their filings. With respect to copyrighted works, except for limited excerpts that serve the purpose of the adjudicatory

filings and would constitute a Fair Use application. Participants are requested not to include copyrighted materials in their works.

If a person other than Mr. Juan Blanco requests a hearing, that person shall set forth with particularity the manner in which his interest is adversely affected by this Order and shall address the criteria set forth in 10 CFR 2.309(d).

If a hearing is requested by Mr. Juan Blanco or a person whose interest is adversely affected, the Commission will issue an Order designating the time and place of any hearings. If a hearing is held, the issue to be considered at such hearing shall be whether this Order should be sustained. Pursuant to 10 CFR 2.202I(2)(i), Mr. Juan Blanco, or any other person adversely affected by this Order, may, in addition to demanding a hearing, at the time the answer is filed or sooner, move the presiding officer to set aside the immediate effectiveness of the Order on the ground that the Order, including the need for immediate effectiveness, is not based on adequate evidence but on mere suspicion, unfounded allegations, or error. In the absence of any request for hearing, or written approval of an extension of time in which to request a hearing, the provisions specified in Section IV above shall be final 20 days from the date of this Order without further order or proceedings.

If an extension of time for requesting a hearing has been approved, the provisions specified in Section IV shall be final when the extension expires if a hearing request has not been received. *An answer or a request for hearing shall not stay the immediate effectiveness of this order.*

For the Nuclear Regulatory Commission.

Dated this 11th day February 2008.

**Cynthia A. Carpenter,**

*Director, Office of Enforcement.*

[FR Doc. E8-3104 Filed 2-19-08; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket Nos. 52-012; 52-014]

### South Texas Project Nuclear Operating Co.; South Texas Project Units 3 and 4, Order

The Commission is issuing a Notice Withdrawing the Hearing Notice Regarding the Application for a Combined Operating License for South Texas Project Units 3 and 4. This has the effect of indefinitely postponing the deadline by which petitions to intervene must be filed. The Commission will

republish a notice of opportunity for hearing on the Application when the staff is informed, as requested in its January 30, 2008, correspondence to Mr. Mark Burnett, Vice President Regulatory Affairs, that South Texas Nuclear Operating Company is prepared to support a review of the complete COL Application. The Petitions to Suspend the Hearing Notice Regarding the Application for a Combined License for South Texas Project Units 3 and 4 filed by the Sustainable Energy and Economic Development Coalition ("SEED Coalition"), the Nuclear Information and Resource Service, Inc. ("NIRS"), Beyond Nuclear, Inc. and the Sierra Club, Inc., on February 8, 2008, and filed by the Southwest Workers Union, on February 11, 2008, are thereby rendered moot.

This Order is issued pursuant to my authority under 10 CFR 2.346(a).

*It is so ordered.*

Dated at Rockville, Maryland this 13th day of February 2008.

For the Nuclear Regulatory Commission.

**Annette L. Vietti-Cook,**

*Secretary of the Commission.*

[FR Doc. E8-3199 Filed 2-19-08; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

### Strategic Plan for Fiscal Years 2008-2013, NUREG-1614, Volume 4; Availability

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of availability.

**SUMMARY:** The Nuclear Regulatory Commission (NRC) is announcing the availability of NUREG-1614, Volume 4, "U.S. Nuclear Regulatory Commission, FY 2008-2013 Strategic Plan," dated February, 21, 2008.

**FOR FURTHER INFORMATION CONTACT:** Tamara Trocki, Division of Planning, Budget, and Analysis, Office of the Chief Financial Officer, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; Telephone 301-415-7439.

**ADDRESSES:** NUREG-1614, Volume 4, and other publicly available documents related to this notice are available for electronic viewing on public computers in the NRC's Public Document Room (PDR), at One White Flint North, 11555 Rockville Pike, Rockville, Maryland. The PDR's reproduction services contractor will provide copies of publicly available documents for a fee.

Publicly available documents related to this notice, including public

comments received, are also available electronically through the NRC's Electronic Reading Room at <http://www.nrc.gov/NRC/reading-rm/adams.html>. From this site, the public can gain entry into the NRC's Agencywide Documents Access and Management System (ADAMS), which provides text and image files of NRC's public documents. If there are problems in accessing the documents located in ADAMS, contact the (PDR) Reference staff at 1-800-397-4209, 301-415-4737 or by e-mail to [PDR@nrc.gov](mailto:PDR@nrc.gov).

A free single copy of NUREG-1614, Volume 4, to the extent of availability, may be requested by writing to the Office of the Chief Information Officer, Reproduction and Distribution Services Section, U.S. Nuclear Regulatory Commission, Printing and Graphics Branch, Washington, DC 20555-0001.

Some publications in the NUREG series available through the NRC's Electronic Reading Room at <http://www.nrc.gov/reading-rm/doc-collections> are updated regularly and may differ from the last printed version.

**SUPPLEMENTARY INFORMATION:** The NRC has developed a new strategic plan for FY 2008-2013 that updates the agency's current strategic plan. The Strategic Plan for Fiscal Years 2008-2013 describes the strategies and means by which the NRC intends to accomplish its mission, which is to "license and regulate the Nation's civilian use of byproduct, source, and special nuclear materials to ensure adequate protection of public health and safety, promote the common defense and security, and protect the environment."

The Strategic Plan for Fiscal Years 2008-2013 has two goals: Safety and Security. The agency's safety goal is to ensure adequate protection of public health and safety and the environment. Specific strategies are identified in the strategic plan to achieve the agency's safety strategic outcomes: prevent the occurrence of reactor accidents, inadvertent criticality events, releases of radioactive materials that result in significant radiation exposures, fatalities or adverse environmental impacts.

The agency's Security goal is to ensure adequate protection in the secure use and management of radioactive materials. To achieve this goal, specific strategies are identified in the strategic plan to achieve the agency's security strategic outcome to prevent any instances where licensed radioactive materials are used domestically in a manner hostile to the United States.

In addition to these two strategic goals, the agency has three Organizational Excellence Objectives: