

will be required to conduct an investigation.

2. The application form provides necessary information to the NMB so that it can determine the amount of staff and resources required to conduct an investigation and fulfill its statutory responsibilities. Without this information, the NMB would have to delay the commencement of the investigation, which is contrary to the intent of the Railway Labor Act.

3. There is no improved technological method for obtaining this information. The burden on the parties is minimal in completing the "Application for Investigation of Representation Dispute."

4. There is no duplication in obtaining this information.

5. Rarely are representation elections conducted for small businesses. Carriers/employers are not permitted to request our services regarding representation investigations. The labor organizations, which are the typical requesters, are national in scope and would not qualify as small businesses. Even in situations where the invocation comes from a small labor organization, we believe the burden in completing the application form is minimal and that no reduction in burden could be made.

6. The NMB is required by Section 2, Ninth, to investigate the dispute, to determine who is the authorized representative, if any, and to certify such representative. The NMB has no ability to control the frequency, technical, or legal obstacles, which would reduce the burden.

7. The information requested by the NMB is consistent with the general information collection guidelines of CFR 1320.6. The NMB has no ability to control the data provided or timing of the invocation. The burden on the parties is minimal in completing the "Application for Investigation of Representation Dispute."

8. No payments or gifts have been provided by the NMB to any respondents of the form.

9. There are no questions of a sensitive nature on the form.

10. The total time burden on respondents is 17.00 hours annually—this is the time required to collect information. After consulting with a sample of people involved with the collection of this information, the time to complete this information collection is estimated to average 15 minutes per response, including gathering the data needed and completion and review of the information.

Number of respondents per year: 68  
Estimated time per respondent: 15 minutes

Total Burden hours per year: 17 (68 × .25)

11. The total collection and mail cost burden on respondents is estimated at \$494.36 annually (\$463.08 time cost burden + \$31.28 mail cost burden.)

a. The respondents will not incur any capital costs or start up costs for this collection.

b. Cost burden on respondents—detail:

The total time burden annual cost is \$463.08

Time Burden Basis: The total hourly burden per year, upon respondents, is 17

Staff cost = \$463.08

\$27.24 per hour—based on mid level clerical salary

\$27.24 × 17 hours per year = \$463.08

We are estimating that a mid-level clerical person, with an average salary of \$27.24 per hour, will be completing the "Application for Investigation of Representation Dispute" form. The total burden is estimated at 17 hours, therefore, the total time burden cost is estimated at \$463.08 per year.

The total annual mailing cost to respondents is \$31.28

Number of applications mailed by Respondents per year: 68

Total estimated cost: \$31.28 (68 × .46 stamp)

The collection of this information is not mandatory; it is a voluntary request from airline and railroad carrier employees seeking to invoke an investigation of a representation dispute. After consulting with a sample of people involved with the collection of this information, the time to complete this information collection is estimated to average 15 minutes per response, including gathering the data needed and completion and review of the information. However, the estimated hour burden costs of the respondents may vary due to the complexity of the specific question in dispute. The application form is available from the NMB's Office of Legal Affairs and is also available on the Internet at <http://www.nmb.gov/representation/rapply.html>.

12. The total annualized Federal cost is \$551.21. This includes the costs of printing and mailing the forms upon request of the parties. The completed applications are maintained by the Office of Legal Affairs.

a. Printing cost: \$ 80.00.

b. Mailing costs: \$ 8.13.

*Basis (mail cost):* Forms are requested approximately 3 times per year and it takes 5 minutes to prepare the form for mail.

Postage cost = \$1.38

3 (times per year) × .46 (cost of postage)

Staff cost = \$6.75

\$.45 per minute (GS 9/10 \$56,857 = \$27.24 per hr. ÷ 60)

\$.45 × 5 minutes per mailing = \$2.25

\$2.25 × 3 times per year = \$6.75

Total Mailing Costs = \$8.13

13. Item 13—no change in annual reporting and recordkeeping hour burden.

14. The information collected by the application will not be published.

15. The NMB will display the OMB expiration date on the form.

16(a)—the form does not reduce the burden on small entities; however, the burden is minimized and voluntary.

16 (b)—the form does not indicate the retention period for record keeping requirements.

16 (c)—the form is not part of a statistical survey.

Requests for copies of the proposed information collection request may be accessed from [www.nmb.gov](http://www.nmb.gov) or should be addressed to Denise Murdock, NMB, 1301 K Street NW., Suite 250 E, Washington, DC 20005 or addressed to the email address [murdock@nmb.gov](mailto:murdock@nmb.gov) or faxed to 202-692-5081. Please specify the complete title of the information collection when making your request.

Comments regarding burden and/or the collection activity requirements should be directed to June D. W. King at 202-692-5010 or via internet address [king@nmb.gov](mailto:king@nmb.gov) Individuals who use a telecommunications device for the deaf (TDD/TDY) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339.

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BILLING CODE 7550-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket No. 50-302; NRC-2009-0039]

### Crystal River Nuclear Generating Plant, Unit 3; Application for Renewal of License to Facility; Withdrawal

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of license renewal application; withdrawal.

**ADDRESSES:** Please refer to Docket ID NRC-2009-0039 when contacting the NRC about the availability of information regarding this document. You may access information related to this document, which the NRC possesses and are publicly available, using any of the following methods:

- *Federal Rulemaking Web site:* Go to <http://www.regulations.gov> and search

for Docket ID NRC-2009-0039. Address questions about NRC dockets to Carol Gallagher; telephone: 301-492-3668; email: [Carol.Gallagher@nrc.gov](mailto:Carol.Gallagher@nrc.gov).

- **NRC's Agencywide Documents Access and Management System (ADAMS):** You may access publicly available documents online in the NRC Library at <http://www.nrc.gov/reading-rm/adams.html>. To begin the search, select "ADAMS Public Documents" and then select "Begin Web-based ADAMS Search." For problems with ADAMS, please contact the NRC's Public Document Room (PDR) reference staff at 1-800-397-4209, 301-415-4737, or by email to [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov). The ADAMS accession number for each document referenced in this notice (if that document is available in ADAMS) is provided the first time that a document is referenced.

- **NRC's PDR:** You may examine and purchase copies of public documents at the NRC's PDR, Room O1-F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852.

**FOR FURTHER INFORMATION CONTACT:** John Daily, Senior Project Manager, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone: 301-415-3873; email: [John.Daily@nrc.gov](mailto:John.Daily@nrc.gov).

**SUPPLEMENTARY INFORMATION:** The U.S. Nuclear Regulatory Commission (NRC) grants the Florida Power Corporation request to withdraw its application for the renewal of operating license DPR-72, which authorizes Florida Power Corporation (FPC) to operate the Crystal River Nuclear Generating Plant, Unit 3 (CR3), at 2609 megawatts thermal. The FPC stated its decision to withdraw the application is based upon a determination to retire CR3. The CR3 is located near Crystal River, FL; the current operating license for the CR3 expires on December 3, 2016.

The FPC submitted the license renewal application (LRA) by letter dated December 16, 2008, pursuant to Part 54 of Title 10 of the *Code of Federal Regulations* (10 CFR), to renew operating license DPR-72 for CR3 (ADAMS Accession No. ML090080053). The Commission had previously noticed the acceptance of the application in the **Federal Register** on March 9, 2009 (74 FR 10099). The FPC requested withdrawal of the application by letter dated February 6, 2013, based on its determination to retire CR3 (ADAMS Accession No. ML13043A028).

The NRC staff completed its "Safety Evaluation Report With Open Items Related to the License Renewal of Crystal River Unit 3 Nuclear Generating

Plant" (hereinafter known as the SER) in December 2010 (ADAMS Accession No. ML103490568). Consistent with 10 CFR 54.13(a), "[I]nformation provided to the Commission by an applicant for a renewed license \* \* \* must be complete and accurate in all material respects." The staff noted that the SER contains nine open items and two confirmatory items; these items are incomplete in regards to 10 CFR 54.13(a). Since the staff's review to date has identified that FPC's application did not provide technical information in sufficient detail to enable the staff to complete its reviews, if FPC decides to re-submit the application, it must include this technical information in sufficient detail to allow the staff to continue its evaluations.

The staff also issued a Notice of Issuance for the draft supplemental environmental impact statement (DSEIS) related to the proposed license renewal, which was published in the **Federal Register** on June 3, 2011 (76 FR 32237). However, since the licensee has withdrawn its application, all comments received on the DSEIS and all of the above **Federal Register** Notices need not be and will not be resolved.

For further details with respect to this action, see the LRA dated December 16, 2008, and the licensee's letter of withdrawal dated February 6, 2013.

Dated at Rockville, Maryland, this 28th day of February, 2013.

For the Nuclear Regulatory Commission.

**John W. Lubinski,**

*Director, Division of License Renewal, Office of Nuclear Reactor Regulation.*

[FR Doc. 2013-05317 Filed 3-6-13; 8:45 am]

**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

[NRC-2013-0046]

### Temporary Scope Expansion of the Post-Investigation Alternative Dispute Resolution Program

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of temporary scope expansion.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) is expanding the scope of the post-investigation Alternative Dispute Resolution (ADR) Program for a 1-year pilot period. The NRC and its licensees are the parties to this form of ADR. Currently, post-investigation ADR is used in the NRC's Enforcement Program for cases involving discrimination and other

wrongdoing after the NRC's Office of Investigations has completed an investigation substantiating the allegation. The pilot ADR Program will expand post-investigation ADR to include all escalated non-willful (traditional) enforcement cases with proposed civil penalties (this will not include violations associated with findings assessed through the Reactor Oversight Process (ROP) <sup>1</sup>).

**ADDRESSES:** Please refer to Docket ID NRC-2013-0046 when contacting the NRC about the availability of information regarding this document. You may access information related to this document, which the NRC possesses and is publicly available, using any of the following methods:

- **Federal Rulemaking Web site:** Go to <http://www.regulations.gov> and search for Docket ID NRC-2013-0046. Address questions about NRC dockets to Carol Gallagher; telephone: 301-492-3668; email: [Carol.Gallagher@nrc.gov](mailto:Carol.Gallagher@nrc.gov).

- **NRC's Agencywide Documents Access and Management System (ADAMS):** You may access publicly available documents online in the NRC Library at <http://www.nrc.gov/reading-rm/adams.html>. To begin the search, select "ADAMS Public Documents" and then select "Begin Web-based ADAMS Search." For problems with ADAMS, please contact the NRC's Public Document Room (PDR) reference staff at 1-800-397-4209, 301-415-4737, or by email to [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov). The ADAMS accession number for each document referenced in this document (if that document is available in ADAMS) is provided the first time that a document is referenced.

- **NRC's PDR:** You may examine and purchase copies of public documents at the NRC's PDR, Room O1-F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852.

**FOR FURTHER INFORMATION CONTACT:** Russell Arrighi, telephone: 301-415-0205, email [Russell.Arrighi@nrc.gov](mailto:Russell.Arrighi@nrc.gov); or Maria Schwartz, telephone: 301-415-1888, email [Maria.Schwartz@nrc.gov](mailto:Maria.Schwartz@nrc.gov). Both of these individuals can also be contacted by mail at the U.S. Nuclear Regulatory Commission, Office of Enforcement, Concerns Resolution Branch, Washington, DC 20555-0001.

### Background

The term "ADR" refers to a number of voluntary processes, such as mediation and facilitated dialogues that can be used to assist parties in resolving disputes and potential conflicts. These techniques involve the use of a neutral

<sup>1</sup> Reference to the ROP includes the construction ROP.