

November 23, 2005

MEMORANDUM TO: Michael T. Lesar, Chief
Rules and Directives Branch
Division of Administrative Services
Office of Administration

FROM: Christopher I. Grimes, Director */RA/*
Division of Policy and Rulemaking
Office of Nuclear Reactor Regulation

SUBJECT: IMPLEMENTATION OF COMMISSION ACTION: DENIAL OF A
PETITION FOR RULEMAKING (PRM-50-79)

By memorandum dated October 26, 2005, the Secretary of the Commission indicated that the Commission has approved the denial of a Petition for Rulemaking (PRM-50-79) set out in Staff Requirements Memorandum, SECY-05-0045, dated October 26, 2005 (ML052990321). Please implement the Commission's action by arranging for publication in the *Federal Register*.

Enclosed is a mark-up copy of the *Federal Register Notice* (FRN) (ML053210270) showing Commission-requested changes for transmittal to the Office of the Secretary. Additionally, the following documents have been placed in ADAMS for your use:

<u>Item</u>	<u>Accession No.</u>	<u>Owner's Rights granted to:</u>
Clean copy of revised FRN	ML053190025	SECY and ADM/DAS/RDB
Congressional letters	ML053190104	OCA and ADM/DAS/RDB
Petitioners' Letter	ML053260004	SECY and ADM/DAS/RDB

We have also enclosed two printed copies of the FRN, one printed copy of the Congressional letters (for concurrence and OCA signature), one printed copy of the letter to the petitioners (for concurrence and SECY signature) and a diskette with the FRN file. There is no public announcement supporting issuance of this petition denial.

Enclosures:

1. Marked-up Copy of FR Notice
2. FR Notice + 2 Copies and Diskette
3. Petitioners' Letter
4. Congressional Letter Package

CONTACT: Michael T. Jamgochian, NRR/ADRA/DPR/PRAB
(301) 415-3224, MTJ1@nrc.gov

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