

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, with a copy to Matthew A. Fogelson, Trail Attorney, U.S. Department of Justice, Environment and Natural Resources Division, Environmental Enforcement Section, 301 Howard Street, Suite 1050, San Francisco, CA 94105, and should refer to *United States v. Capital Cabinet Corp.*, D.J. Ref. 90-5-2-1-07221.

The Consent Decree may be examined at the Office of the United States Attorney, 333 South Las Vegas Boulevard, Lloyd George Federal Building, Las Vegas, NV, and at U.S. EPA Region IX, 75 Hawthorne Street, San Francisco, CA. During the public comment period, the Consent Decree may also be examined on the following Department of Justice Web site, <http://www.usdoj.gov/enrd/open.html>. A copy of the Consent Decree may also be obtained by mail from the Consent Decree Library, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611 or by faxing or e-mailing a request to Tonia Fleetwood ([tonia.fleetwood@usdoj.gov](mailto:tonia.fleetwood@usdoj.gov)), fax no. (202) 514-0097, phone confirmation number (202) 514-1547. In requesting a copy from the Consent Decree Library, please enclose a check in the amount of \$5.25 (25 cents per page reproduction cost) payable to the U.S. Treasury.

**Ellen M. Mahan,**

*Assistant Section Chief, Environmental Enforcement Section.*

[FR Doc. 03-24301 Filed 9-24-03; 8:45 am]

BILLING CODE 4410-15-M

### NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-369-OLA, 50-370-OLA, 50-413-OLA, and 50-414-OLA; ASLBP No. 03-815-03-OLA]

#### Duke Energy Corporation, McGuire Nuclear Station, Units 1 and 2, Catawba Nuclear Station, Units 1 and 2; Establishment of Atomic Safety and Licensing Board

Pursuant to delegation by the Commission dated December 29, 1972, published in the **Federal Register**, 37 FR 28,710 (1972), and sections 2.105, 2.700, 2.702, 2.714, 2.714a, 2.717, 2.721, and 2.772(j) of the Commission's Regulations, all as amended, an Atomic

Safety and Licensing Board is being established to preside over the following proceeding: Duke Energy Corporation, McGuire Nuclear Station, Units 1 and 2, Catawba Nuclear Station, Units 1 and 2.

This Board is being established pursuant to a notice of consideration of issuance of an operating license amendment and opportunity for a hearing published in the **Federal Register** (68 FR 44,107 (July 25, 2003)). The proceeding involves petitions for intervention submitted on August 21, and August 25, 2003, respectively, by the Nuclear Information and Resource Service and the Blue Ridge Environmental Defense League challenging a request by Duke Energy Corporation to amend its operating licenses for the McGuire Nuclear Station, Units 1 and 2, and Catawba Nuclear Station, Units 1 and 2, near Charlotte, North Carolina. The amendment would change certain facility technical specifications to allow the use of four mixed oxide (MOX) lead assemblies at either the Catawba or McGuire plants.

The Board is comprised of the following administrative judges: Administrative Judge Ann Marshall Young, Chair, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; Administrative Judge Anthony J. Baratta, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; Administrative Judge Thomas S. Elleman, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

All correspondence, documents, and other materials shall be filed with the administrative judges in accordance with 10 CFR 2.701.

Issued at Rockville, Maryland, this 17th day of September, 2003.

**G. Paul Bollwerk, III,**

*Chief Administrative Judge, Atomic Safety and Licensing Board Panel.*

[FR Doc. 03-24209 Filed 9-24-03; 8:45 am]

BILLING CODE 7590-01-P

### NUCLEAR REGULATORY COMMISSION

[Docket No. 40-8968-ML-REN; ASLBP No. 03-809-01-ML-REN]

#### Hydro Resources, Inc., Crownpoint, New Mexico; Notice of Reconstitution

Pursuant to the authority contained in 10 CFR 2.722 and 2.1209, the Special Assistant in the above-captioned 10 CFR part 2, subpart L proceeding is hereby

replaced by appointing Administrative Judge Richard F. Cole in place of Administrative Judge Thomas D. Murphy.

All correspondence, documents, and other material shall be filed with the Special Assistant in accordance with 10 CFR 2.1203. The address of the new Special Assistant is: Administrative Judge Richard F. Cole, Special Assistant, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

Issued at Rockville, Maryland, this 16th day of September, 2003.

**G. Paul Bollwerk, III,**

*Chief Administrative Judge, Atomic Safety and Licensing Board Panel.*

[FR Doc. 03-24210 Filed 9-24-03; 8:45 am]

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### NUCLEAR REGULATORY COMMISSION

[Docket No. 40-8968-ML; ASLBP No. 95-706-01-ML]

#### Hydro Resources, Inc., Rio Rancho, New Mexico; Notice of Reconstitution

Pursuant to the authority contained in 10 CFR 2.722 and 2.1209, the Special Assistant in the above-captioned 10 CFR part 2, subpart L proceeding is hereby replaced by appointing Administrative Judge Richard F. Cole in place of Administrative Judge Thomas D. Murphy.

All correspondence, documents, and other material shall be filed with the Special Assistant in accordance with 10 CFR 2.1203. The address of the new Special Assistant is: Administrative Judge Richard F. Cole, Special Assistant, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

Issued at Rockville, Maryland, this 16th day of September, 2003.

**G. Paul Bollwerk, III,**

*Chief Administrative Judge, Atomic Safety and Licensing Board Panel.*

[FR Doc. 03-24211 Filed 9-24-03; 8:45 am]

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### NUCLEAR REGULATORY COMMISSION

[Docket No. 40-8027-MLA-4; ASLBP No. 99-770-09-MLA]

#### Sequoyah Fuels Corporation, Gore, Oklahoma; Notice of Reconstitution

Pursuant to the authority contained in 10 CFR 2.722 and 2.1209, the Special