

not be smaller than No. 2 American Wire Gauge (AWG) cable; (2) all circuit breakers used to protect the No. 2 AWG trailing cables exceeding 700 feet in length will have instantaneous trip units calibrated to trip at 500 amperes. The trip setting of these circuit breakers will be sealed to insure that the settings on the breakers cannot be changed, and will have permanent, legible labels. Each label will identify the circuit breaker as being suitable for protecting the No. 2 AWG cables; (3) replacement circuit breakers and/or instantaneous trip units, used to protect the No. 2 AWG trailing cables will be calibrated to trip at 500 amperes, and the setting to be sealed; (4) all components that provide short-circuit protection will have a sufficient interruption rating in accordance with the maximum calculated fault current available; (5) the No. 2 AWG cables and the circuit breakers will be examined in accordance with all 30 CFR provisions during each production day; (6) permanent warning labels will be installed and maintained on the load center identifying the location of each short-circuit protective device. These labels will warn miners not to change or alter the settings of these devices; (7) the affected trailing cables will be de-energized and repaired if the cables are damaged in any way during the shift; (8) the alternative method will not be implemented until after all miners who have been designated to operate the Roof Ranger II, or any other person designated to examine the trailing cables or trip settings on the circuit breakers have received proper training as to the performance of their duties; and (9) within sixty (60) days after the Proposed Decision and Order becomes final, proposed revisions for its approved 30 CFR part 48 training plan will be submitted to the District Manager. The proposed revisions will specify task training for miners designated to examine the trailing cables for safe operating conditions and verify that the short-circuit settings of the circuit interrupting device(s) that protect the affecting trailing cables do not exceed the specified setting(s) in Item No. 3. Training will include the following elements: (a) The hazards of setting the short-circuit interrupting device(s) too high to adequately protect the trailing cables; (b) how to verify that the interrupting device(s) protecting the trailing cable(s) are properly set and maintained; (c) mining methods and operating procedures that will protect the trailing cables against damage; and (d) the proper procedure for examining the trailing cable to insure that the

cable(s) are in safe operating condition by a visual inspection of the entire cable, observing the insulation, the integrity of the splices, nicks and abrasions. The petitioner states that the procedures as specified in 30 CFR 48.3 for approval of proposed revisions to approved training plans will apply. The petitioner asserts that the proposed alternative method will at all times guarantee no less than the same measure of protection afforded the miners by such standard with no diminution of safety to miners.

Dated: May 21, 2010.

**Patricia W. Silvey,**

*Director, Office of Standards, Regulations and Variances.*

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**BILLING CODE 4510-43-P**

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## NUCLEAR REGULATORY COMMISSION

[NRC-2010-0187]

### Draft Regulatory Guide: Issuance, Availability

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of Issuance and Availability of Draft Regulatory Guide, DG-1248, "Nuclear Power Plant Simulation Facilities for Use in Operator Training, License Examinations, and Applicant Experience Requirements."

#### FOR FURTHER INFORMATION CONTACT:

Robert G. Carpenter, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, telephone: (301) 251-7483 or e-mail

*Robert.Carpenter@nrc.gov.*

#### SUPPLEMENTARY INFORMATION:

##### I. Introduction

The U.S. Nuclear Regulatory Commission (NRC) is issuing for public comment a draft guide in the agency's "Regulatory Guide" series. This series was developed to describe and make available to the public such information as methods that are acceptable to the NRC staff for implementing specific parts of the NRC's regulations, techniques that the staff uses in evaluating specific problems or postulated accidents, and data that the staff needs in its review of applications for permits and licenses.

The draft regulatory guide (DG), entitled, "Nuclear Power Plant Simulation Facilities for Use in Operator Training, License Examinations, and Applicant

Experience Requirements," is temporarily identified by its task number, DG-1248, which should be mentioned in all related correspondence. DG-1248 is proposed Revision 4 of Regulatory Guide 1.149, dated October 2001.

This guide describes methods acceptable to the staff of the U.S. Nuclear Regulatory Commission (NRC) for complying with those portions of the Commission's regulations associated with approval or acceptance of a nuclear power plant simulation facility for use in operator and senior operator training, license examination operating tests, and meeting applicant experience requirements.

##### II. Further Information

The NRC staff is soliciting comments on DG-1248. Comments may be accompanied by relevant information or supporting data and should mention DG-1248 in the subject line. Comments submitted in writing or in electronic form will be made available to the public in their entirety through the NRC's Agencywide Documents Access and Management System (ADAMS).

Because your comments will not be edited to remove any identifying or contact information, the NRC cautions you against including any information in your submission that you do not want to be publicly disclosed.

The NRC requests that any party soliciting or aggregating comments received from other persons for submission to the NRC inform those persons that the NRC will not edit their comments to remove any identifying or contact information, and therefore, they should not include any information in their comments that they do not want publicly disclosed. You may submit comments by any of the following methods:

1. *Mail comments to:* Rules, Announcements, and Directives Branch, Mail Stop: TWB-05-B01M, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

2. *Federal e-Rulemaking Portal:* Go to <http://www.regulations.gov> and search for documents filed under Docket ID [NRC-2010-0187]. Address questions about NRC dockets to Carol Gallagher, 301-492-3668; e-mail [Carol.Gallagher@nrc.gov](mailto:Carol.Gallagher@nrc.gov).

3. *Fax comments to:* Rules, Announcements, and Directives Branch, Office of Administration, U.S. Nuclear Regulatory Commission at (301) 492-3446.

Comments would be most helpful if received by August 27, 2010. Comments received after that date will be

considered if it is practical to do so, but the NRC is able to ensure consideration only for comments received on or before this date. Although a time limit is given, comments and suggestions in connection with items for inclusion in guides currently being developed or improvements in all published guides are encouraged at any time.

Requests for technical information about DG-1248 may be directed to the NRC contact, Robert G. Carpenter at (301) 251-7483 or e-mail [Robert.Carpenter@nrc.gov](mailto:Robert.Carpenter@nrc.gov).

Electronic copies of DG-1248 are available through the NRC's public Web site under Draft Regulatory Guides in the "Regulatory Guides" collection of the NRC's Electronic Reading Room at <http://www.nrc.gov/reading-rm/doc-collections/>. Electronic copies are also available in ADAMS (<http://www.nrc.gov/reading-rm/adams.html>), under Accession No. ML100770145.

In addition, regulatory guides are available for inspection at the NRC's Public Document Room (PDR) located at 11555 Rockville Pike, Rockville, Maryland. The PDR's mailing address is USNRC PDR, Washington, DC 20555-0001. The PDR can also be reached by telephone at (301) 415-4737 or (800) 397-4205, by fax at (301) 415-3548, and by e-mail to [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov).

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Dated at Rockville, Maryland, this 20th day of May 2010.

For the Nuclear Regulatory Commission.

**Andrea D. Valentin,**  
Chief, Regulatory Guide Development Branch,  
Division of Engineering, Office of Nuclear  
Regulatory Research.

[FR Doc. 2010-12762 Filed 5-26-10; 8:45 am]

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## NUCLEAR WASTE TECHNICAL REVIEW BOARD

### Notice of Meeting

*Board meeting:* June 29, 2010—Idaho Falls, Idaho; the U.S. Nuclear Waste Technical Review Board will meet to discuss U.S. Department of Energy plans for managing spent nuclear fuel and high-level radioactive waste.

Pursuant to its authority under section 5051 of Public Law 100-203, Nuclear Waste Policy Amendments Act of 1987, the U.S. Nuclear Waste Technical Review Board will meet in Idaho Falls, Idaho, on Tuesday, June 29, 2010, to review U.S. Department of Energy (DOE) plans for managing spent nuclear fuel (SNF) and high-level radioactive waste (HLW). Among the

topics that will be discussed are the amounts and characteristics of waste stored at the Idaho National Laboratory, agreements in place between the State of Idaho and the federal government related to the packaging and movement of the waste, how the recent decision to terminate the Yucca Mountain repository program will affect waste management plans, and plans underway at DOE to transition its responsibilities under the Nuclear Waste Policy Act (NWPA) from the Office of Civilian Radioactive Waste Management to the Office of Nuclear Energy. Also on the agenda are discussions of innovative reactor technologies that could affect amounts or types of SNF or HLW requiring disposal and presentations on studies of advanced fuel cycles. The Nuclear Waste Policy Amendments Act of 1987 requires the Board to conduct an independent review of the technical and scientific validity of DOE activities related to nuclear waste management, including transporting, packaging, and disposing of SNF and HLW.

The Board meeting will be held at the Hilton Garden Inn, 700 Lindsay Boulevard; Idaho Falls, ID 83402; (tel.) 208-522-9500, (fax) 208-522-9501. A block of rooms has been reserved for meeting attendees. When making a reservation, please ask for the "NWTRB" rate. Reservations should be made by June 21, 2010, to ensure receiving the meeting rate.

A detailed meeting agenda will be available on the Board's Web site <http://www.nwtrb.gov> approximately one week before the meeting. The agenda also may be obtained by telephone request at that time. The meeting will be open to the public, and opportunities for public comment will be provided.

The meeting will begin at 8:30 a.m. on Tuesday morning. Time has been set aside at the end of the day for public comments. Those wanting to speak are encouraged to sign the "Public Comment Register" at the check-in table. A time limit may have to be set on individual remarks, but written comments of any length may be submitted for the record.

Transcripts of the meeting will be available on the Board's Web site, by e-mail, on computer disk, and in paper format on library-loan from Davonya Barnes of the Board's staff no later than July 19, 2010.

The Board was established as an independent federal agency to provide objective expert advice to Congress and the Secretary of Energy on technical issues and to review the technical validity of DOE activities related to implementing the NWPA. Board members are experts in their fields and

are appointed to the Board by the President from a list of candidates submitted by the National Academy of Sciences. The Board is required to report to Congress and the Secretary no fewer than two times each year. All Board reports, correspondence, congressional testimony, and meeting transcripts and related materials are posted on the Board's Web site.

For information on the meeting agenda, contact Carl Di Bella, for information on lodging or logistics, contact Linda Coultry; 2300 Clarendon Boulevard, Suite 1300; Arlington, VA 22201-3367; (tel) 703-235-4473; (fax) 703-235-4495.

Dated: May 19, 2010.

**Nigel Mote,**

Executive Director, U.S. Nuclear Waste  
Technical Review Board.

[FR Doc. 2010-12519 Filed 5-26-10; 8:45 am]

BILLING CODE 6820-AM-M

## SECURITIES AND EXCHANGE COMMISSION

[File No. 500-1]

### In the Matter of Act Clean Technologies, Inc.; Order of Suspension of Trading

May 25, 2010.

It appears to the Securities and Exchange Commission ("Commission") that there is a lack of current and accurate information concerning the securities of ACT Clean Technologies, Inc. ("ACT") because of questions regarding the accuracy of assertions by ACT concerning, among other things: (1) British Petroleum's purported expression of interest in using a so-called oil fluidizer technology purportedly licensed to ACT's wholly-owned subsidiary, American Petroleum Solutions, Inc., for use in cleanup operations in the Gulf of Mexico, and its purported request that field tests be conducted on the oil fluidizer technology; and (2) the purported results of field tests finding that the oil fluidizers are effective for use in clean up efforts in the Gulf of Mexico.

The Commission is of the opinion that the public interest and the protection of investors require a suspension of trading in the securities of the above-listed company.

Therefore, it is ordered, pursuant to Section 12(k) of the Securities Exchange Act of 1934, that trading in the above-listed company is suspended for the period from 9:30 a.m. EDT, May 25, 2010 through 11:59 p.m. EDT, on June 8, 2010.