



NORTH AMERICAN WATER OFFICE

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DOCKETED
USNRC

September 30, 2005 (5:00pm)

September 30, 2005

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

Administrative Judge
Lawrence G. McDade, Chair
Atomic Safety and Licensing Board Panel
Mail Stop – T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

RE: Motion to find the Application for Re-licensing the Monticello Nuclear
Generation Plant Incomplete, and Request for Information

Docket No. 50-263
ASLBP No. 05-841-02-LR

Dear Judge McDade:

Please find enclosed the Motion of the North American Water Office to declare the
application in the above captioned matter incomplete, and the request of the North
American Water Office to receive information requested of Nuclear Management
Company, LLC by NRC staff.

Copies of this motion and request have been served this day via the US Postal
Service to parties listed on the attached Service List.

Thank you.

Sincerely,


George Crocker, Executive Director



www.nawoo.org email: gaville@nawoo.org

Board of Directors: Laurence LaFond chair, Shirley Little Bird Vice Chair, Lea Faushee Secretary/Treasurer,
Louis Alemanyeh, Bruce Drew, Ralph Hilgendorf, Cecilia Martinez, Rosalie Wahl,
George Crocker, Executive Director.

UNITED STATES NUCLEAR REGULATORY COMMISSION
BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

**In the Matter of the Nuclear
Management Company, LLC
Application for Re-Licensing the
Monticello Nuclear Generating Plant**

**Docket No. 50-263
ASLBP No. 05-841-02-LR**

**MOTION OF THE NORTH AMERICAN WATER OFFICE
TO FIND THE APPLICATION FOR RE-LICENSING
THE MONTICELLO NUCLEAR GENERATING PLANT
INCOMPLETE
And
REQUEST FOR INFORMATION**

The North American Water Office hereby presents this motion before the Atomic Safety and Licensing Board to declare the re-licensing application in the above referenced matter to be incomplete, to order said application to be withdrawn and the proceeding stayed until such time as a complete application has been prepared, resubmitted and approved as complete. If by weird prejudice and in the face of the glaring deficiencies specified below, the Application is still not deemed to be incomplete, the North American Water Office hereby reiterates its motion for hearing on the contention, among others already before the Board, that aging management of components at Monticello is not sufficient to ensure protection of the public health and safety from radiological contamination during the re-license period, should reactor operations last that long prior to failure.

complete listing of out-of-scope components whose failure could adversely impact the intended pressure boundary.

Therefore, the Application must be found to be incomplete and the present proceeding stayed until such time as the Applicant produces an Application that contains a complete listing of components whose failure could adversely impact the intended pressure boundary, that demonstrates beyond all reasonable doubt that its listing of components is in fact complete, and that provides for aging management of those components that can reasonably be expected to prevent their failure during the re-licensing period.

In addition, the North American Water Office hereby request Nuclear Management Company, LLC to provide it with copies of all information it provides the Nuclear Regulatory Commission in response to the Information Requests of September 15 and September 16, 2005.

With all due respect,

Dated: September 30, 2005



George Crocker, Executive Director
North American Water Office

Monticello Nuclear Generating Plant

cc:

Jonathan Rogoff, Esquire
Vice President, Counsel & Secretary
Nuclear Management Company, LLC
700 First Street
Hudson, WI 54016

U.S. Nuclear Regulatory Commission
Resident Inspector's Office
2807 W. County Road 75
Monticello, MN 55362

Manager, Regulatory Affairs
Monticello Nuclear Generating Plant
Nuclear Management Company, LLC
2807 West County Road 75
Monticello, MN 55362-9637

Robert Nelson, President
Minnesota Environmental Control
Citizens Association (MECCA)
1051 South McKnight Road
St. Paul, MN 55119

Commissioner
Minnesota Pollution Control Agency
520 Lafayette Road
St. Paul, MN 55155-4194

Regional Administrator, Region III
U.S. Nuclear Regulatory Commission
801 Warrenville Road
Lisle, IL 60532-4351

Commissioner
Minnesota Department of Health
717 Delaware Street, S.E.
Minneapolis, MN 55440

Douglas M. Gruber, Auditor/Treasurer
Wright County Government Center
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Commissioner
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Manager - Environmental Protection
Division
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Monticello Nuclear Generating Plant

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cc:

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Mr. George Crocker
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Administrative Judge William M. Murphy
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Lawrence G. McDade, Chair
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Dr. Richard E. Wardwell
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001