August 31, 2009

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

Administrative Judge
William J. Froehlich, Chair
Atomic Safety and Licensing Board Panel
Mail Stop T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
Thomas J. Hirons
Atomic Safety and Licensing Board Panel
Mail Stop T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

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

In the Matter of
NORTHERN STATES POWER CO.
(Prairie Island Nuclear Generating Plant, Units 1 and 2)
Docket Nos. 50-282-LR and 50-306-LR; ASLBP No. 08-871-01-LR

Dear Administrative Judges:

Pursuant to the Atomic Safety and Licensing Board's ("Licensing Board") February 18, 2009, Memorandum and Order (Prehearing Conference Call Summary and Initial Scheduling Order), slip op. at 2-3, and the telephone conference call held on February 5, 2009, the Staff of the U.S. Nuclear Regulatory Commission ("Staff") herein notifies the Licensing Board and the parties that a hearing file has been updated for this proceeding. The hearing file includes materials required to be produced or disclosed pursuant to 10 C.F.R. § 2.1203, as well as the Staff's mandatory disclosures pursuant to 10 C.F.R. § 2.336(b)(1), (2), and (4), and § 2.336(c). Materials in the hearing file may be accessed through the Agencywide Documents Access and Management System ("ADAMS"). No documents were identified as being publicly available this month.

The hearing file is available via the Electronic Hearing Docket ("EHD"), which may be accessed at the following URL: http://ehd.nrc.gov/EHD_Proceeding/home.asp. The hearing file will be contained in a sub-folder entitled, "Prairie Island Hearing File" in the "Prairie Island_1&2_50-282& 50-306-LR" folder of the EHD.

Pursuant to 10 C.F.R. § 2.336(b)(5), the Staff is producing logs identifying documents withheld under the deliberative process privilege ("Attachment 1"). On April 30, 2009, the parties agreed that documents withheld under the attorney client privilege or work product doctrine no longer needed to be logged. The Declaration of Brian E. Holian, Attachment 2,

formally invokes the deliberative process privilege with respect to the documents identified in Attachment 1.

The Staff will preserve and maintain the privileged documents identified in this log and its previously served logs during the pendency of this proceeding.

Pursuant to 10 C.F.R. § 2.336(c), attached are the affidavits of Nathan E. Goodman and Richard A. Plasse, Jr., certifying that all relevant materials, identified by the Staff by August 17, 2009, and required by the regulation to be disclosed, have been disclosed and that the disclosures are accurate and complete. Mr. Goodman's and Mr. Plasse's affidavits are Attachments 3 and 4, respectively.

Pursuant to the Board's instructions in its February 18, 2009, Memorandum and Order, slip op. at 3, the Staff reports that it is unable to provide estimated dates of issuance for the draft SEIS and final SEIS and still does not know when the ACRS or its subcommittees will issue their letters or reports. When the Staff obtains those dates, the Staff will provide that information in its monthly report. Finally, in accordance with the Board's instructions, the Staff has updated the Milestones page on the Commission's web site regarding the Prairie Island License Renewal and the information on the Milestones page is current as of this date.

Respectfully,

/Signed (electronically) by/

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Enclosures: Privilege Log - Deliberative Process
Declaration of Brian E. Holian
Affidavit of Nathan E. Goodman
Affidavit of Richard A. Plasse, Jr.

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NUCLEAR REGULATORY COMMISSION

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In the Matter of	)	
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NORTHERN STATES POWER CO.	)	Docket Nos. 50-282-LR/ 50-306-LR
	)	
(Prairie Island Nuclear Generating Plant	)	ASLBP No. 08-871-01-LR-BDOI
Units 1 and 2	)	

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing NRC Staff's Letter Transmitting Hearing File; Attachment 1 (Privilege Log), dated August 31, 2009; Attachment 2 (Declaration of Brian E. Holian), dated August 31, 2009; Attachment 3 (Affidavit of Nathan E. Goodman), dated August 31, 2009; Attachment 4 (Affidavit of Richard A. Plasse, Jr.), dated August 31, 2009, have been served upon the following by the Electronic Information Exchange, this 31th day of August, 2009:

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