

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

William J. Froehlich, Chairman
Dr. Gary S. Arnold
Dr. Thomas J. Hirons

In the Matter of

Northern States Power Co. (formerly Nuclear
Management Company, LLC)

(Prairie Island Nuclear Generating Plant, Units
1 and 2)

Docket Nos. 50-282-LR and 50-306-LR

ASLBP No. 08-871-01-LR

August 20, 2010

ORDER

(Clarifying Amended Scheduling Order)

On August 18, 2010, the NRC Staff filed a letter with the Board¹ seeking clarification of the hearing schedule in this docket. The appendix to the Board's April 20, 2010 Amended Scheduling Order² indicates that motions for cross-examination are due September 7, 2010. Footnote 3 of that Order states: "These motions are filed in camera, and therefore no answers can be filed." The NRC Staff indicates that this footnote could be read to mean that both the motion for cross-examination and the cross-examination plan, which must accompany the motion, are filed in camera when in fact, in accordance with 10 C.F.R. § 2.1204(b)(2), only the cross-examination plan may be submitted in camera.

The NRC Staff is correct, and in response to its August 18, 2010 letter to the Board, we clarify our amended scheduling order as follows. Only cross-examination plans, and not their

¹ Letter from Mary Baty Spencer [Counsel for NRC Staff] to the Licensing Board (Aug. 18, 2010).

² Licensing Board Order (Summarizing Prehearing Conference Call and Amending Hearing Schedule) (April 20, 2010) (unpublished).

accompanying motions for cross-examination, are to be filed in camera. Motions for cross-examination are due by September 7, 2010, and any answers to such motions are due by September 17, 2010.

It is so ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD³

/RA/

William J. Froehlich, Chairman
ADMINISTRATIVE JUDGE

Rockville, Maryland
August 20, 2010

³ Copies of this order were sent this date by the agency's E-Filing system to counsel for (1) Applicant NSP, (2) Intervenor PIIC, and (3) NRC Staff.

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
)
NORTHERN STATES POWER COMPANY)
)
) Docket Nos. 50-282-LR
) 50-306-LR
(Prairie Island Nuclear Generating Plant,)
Units 1 and 2)
)
(License Renewal))

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB ORDER (CLARIFYING AMENDED SCHEDULING ORDER) have been served upon the following persons by Electronic Information Exchange.

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DOCKET NOS. 50-282 AND 50-306-LR
LB ORDER (CLARIFYING AMENDED SCHEDULING ORDER)

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[Original signed by Evangeline S. Ngbea]
Office of the Secretary of the Commission

Dated at Rockville, Maryland
this 20th day of August 2010