

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-BD01

September 13, 2010

NOTICE OF EVIDENTIARY HEARING

An evidentiary hearing, pursuant to 10 C.F.R. Part 2, Subpart L, will be held on Northern States Power Company's (NSP or the Applicant) application for renewal of Facility Operating License Nos. DPR-42 and DPR-60 for an additional 20 years of operation at the Prairie Island Nuclear Generating Plant, Units 1 and 2 (PINGP).¹ At this hearing, the Board will question the Applicant, the NRC Staff, and Intervenor Prairie Island Indian Community (PIIC) about the sole remaining contention in this matter. That contention concerns whether the safety culture at PINGP can adequately provide reasonable assurance that the company can manage the effects of plant aging during the period of extended operation.² Section 54.29(a) of the NRC regulations³ states that before granting a license renewal application, the Commission must find "reasonable assurance" that PIIC will adequately "manag[e] the effects of aging during the

¹ Prairie Island Nuclear Generating Plant Units 1 and 2 Application for Renewed Operating Licenses (Apr. 11, 2008) (ADAMS Accession No. ML081130673).

² Licensing Board Order (Narrowing and Admitting PIIC's Safety Culture Contention) (Jan. 28, 2010) (ADAMS Accession No. ML100280537) (unpublished).

³ 10 C.F.R. § 54.29(a).

period of extended operation on the functionality of structure and components.” PIIC challenges the notion that this “reasonable assurance” exists because of material in the Safety Evaluation Report about the leakage of borated water from PINGP Units 1 and 2 refueling cavities since 1998 and the Applicant’s alleged “significant non compliances with NRC regulations.”⁴ Both the Applicant and the NRC Staff oppose PIIC’s assertion that reasonable assurance is lacking.

The evidentiary hearing, which is open to the public, will occur as follows:

Date: Tuesday, October 12, 2010

Time: 9:00 a.m. Central Daylight Time (CDT)

Location: Dakota County Judicial Center - Courtroom 2E

1560 Highway 55

Hastings, MN 55033

It is so ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD⁵

/RA/

William J. Froehlich, Chairman
ADMINISTRATIVE JUDGE

Rockville, Maryland
September 13, 2010

⁴ Prairie Island Indian Community’s Submission of a New Contention on the NRC Safety Evaluation Report (Nov. 23, 2009) at 4.

⁵ Copies of this memorandum and 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)
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) 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 NOTICE OF EVIDENTIARY HEARING have been served upon the following persons by Electronic Information Exchange.

Office of Commission Appellate
Adjudication
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001
E-mail: ocaamail@nrc.gov

U.S. Nuclear Regulatory Commission
Office of the Secretary of the Commission
Mail Stop O-16C1
Washington, DC 20555-0001
Hearing Docket
E-mail: hearingdocket@nrc.gov

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

U.S. Nuclear Regulatory Commission
Office of the General Counsel
Mail Stop O-15D21
Washington, DC 20555-0001
Edward Williamson, Esq.

William J. Froehlich, Chairman
Administrative Judge
E-mail: wjf1@nrc.gov

Beth Mizuno, Esq.
Brian G. Harris, Esq.
Maxwell Smith, Esq.
Mary Baty, Esq.

Gary S. Arnold
Administrative Judge
E-mail: gary.arnold@nrc.gov

Brian Newell
E-mail: elw2@nrc.gov; beth.mizuno@nrc.gov
brian.harris@nrc.gov; maxwell.smith@nrc.gov
mary.baty@nrc.gov; bpn1@nrc.gov

Thomas J. Hirons
Administrative Judge
E-mail: thomas.hirons@nrc.gov

OGC Mail Center : OGCMailCenter@nrc.gov

Kara Wenzel, Law Clerk
E-mail: kara.wenzel@nrc.gov
Ann Hove, Law Clerk
E-mail: ann.hove@nrc.gov

DOCKET NOS. 50-282 AND 50-306-LR
LB NOTICE OF EVIDENTIARY HEARING

Xcel Energy Services, Inc.
414 Nicollet Mall
Minneapolis, Minnesota 55401
Peter M. Glass, Counsel for Nuclear
Management Company, LLC
Joyce A. Gasca
Jean Borrett
E-mail: peter.m.glass@xcelenergy.com
E-mail: Joyce.A.Gasca@xcelenergy.com
E-mail: jean.l.borrett@xcelenergy.com

Nuclear Management Company, LLC
Pillsbury, Winthrop, Shaw, Pittman, LLP
2300 N. Street, NW
Washington, DC 20037-1122
David R. Lewis, Esq.
Matias F. Travieso-Diaz, Esq.
Stefanie Nelson George, Esq.
Alison M. Crane, Esq.
Jason B. Parker, Esq.
E-mail: david.lewis@pillsburylaw.com
matias.travieso-diaz@pillsburylaw.com
stefanie.george@pillsburylaw.com
alison.crane@pillsburylaw.com
jason.parker@pillsburylaw.com

Prairie Island Indian Community
5636 Sturgeon Lake Road
Welch, Minnesota 55089
Philip R. Mahowald, Esq.
E-mail: pmahowald@piic.org

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

Dated at Rockville, Maryland
this 13th day of September 2010.