

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD PANEL

Before the Licensing Board:

Michael M. Gibson, Chairman  
Dr. Gary S. Arnold  
Dr. Robert B. Matthews

In the Matter of

NORTHERN STATES POWER CO.

(Prairie Island Nuclear Generating Plant  
Independent Spent Fuel Storage Installation)

Docket No. 72-10-ISFSI-2

ASLBP No. 12-922-01-ISFSI-MLR-BD01

September 18, 2012

ORDER

(Granting Motions for Extension of Time  
and Setting Dates for Oral Argument)

Northern States Power Company (Northern States) has applied to the Nuclear Regulatory Commission (NRC) for renewal of its 10 C.F.R. Part 72 license to operate an Independent Spent Fuel Storage Installation (ISFSI) at the Prairie Island Nuclear Generating Plant in Red Wing, Minnesota.<sup>1</sup> On August 24, 2012, the Prairie Island Indian Community (PIIC) petitioned to intervene in the licensing proceeding and proffered seven proposed contentions on which it seeks an evidentiary hearing.<sup>2</sup> The Secretary of the Commission referred this petition to the Atomic Safety and Licensing Board Panel,<sup>3</sup> and this Licensing Board was established.<sup>4</sup>

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<sup>1</sup> See License Renewal Application for Prairie Island Nuclear Generating Plant Independent Spent Fuel Storage Installation, 77 Fed. Reg. 37,937 (June 25, 2012).

<sup>2</sup> Prairie Island Indian Community's Request for Hearing and Petition to Intervene in License Renewal Proceeding for the Prairie Island [ISFSI] (Aug. 24, 1012).

<sup>3</sup> Memorandum from Annette L. Vietti-Cook, Secretary of the Commission to E. Roy Hawken, Chief Administrative Judge, Atomic Safety and Licensing Board Panel (Sept. 13, 2012).

<sup>4</sup> Northern States Power Company, Establishment of Atomic Safety and Licensing Board, 76 Fed. Reg. \_\_ (Sept. \_\_, 2012) (ADAMS Accession No. ML12261A309).

On September 13, 2012, the NRC Staff moved for a ten-day extension in the time for the filing of its answer to the petition.<sup>5</sup> The following day, all parties submitted a joint motion to extend the time for the NRC Staff's and Northern States' answers to September 25, and for PIIC's reply to October 9.<sup>6</sup> The parties' motions are granted.

The Board advises the parties that this proceeding will be governed by the rules of practice in 10 C.F.R. Part 2, as recently amended on September 4, 2012.<sup>7</sup> The parties shall take care to familiarize themselves with the revisions to the rules.

The Board plans to conduct an initial prehearing conference to hear argument regarding PIIC's standing and the admissibility of PIIC's seven proffered contentions. The conference will be conducted November 8 and 9, 2012 at a location to be determined in the vicinity of the Prairie Island Nuclear Generating Plant in Red Wing, Minnesota.

It is so ORDERED.

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD

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Michael M. Gibson  
CHAIRMAN

Rockville, Maryland

September 18, 2012

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<sup>5</sup> NRC Staff Unopposed Motion for Extension of Time to Respond to Prairie Island Indian Community's Petition to Intervene (Sept. 13, 2012).

<sup>6</sup> Joint Motion to Extend Time for Responses and Reply to Responses to Prairie Island Indian Community's Petition to Intervene (Sept. 14, 2012).

<sup>7</sup> See Amendments to Adjudicatory Process Rules and Related Requirements, 77 Fed. Reg. 46,562 (Aug. 3, 2012).

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)  
)

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **LB ORDER (GRANTING MOTIONS FOR EXTENSION OF TIME AND SETTING DATES FOR ORAL ARGUMENT)** have been served upon the following persons by Electronic Information Exchange or by electronic mail as indicated by an asterisk\*.

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Prairie Island Nuclear Generating Plant, Independent Spent Fuel Storage Installation,  
Docket No. 72-10-ISFSI

**LB ORDER (GRANTING MOTIONS FOR EXTENSION OF TIME AND SETTING DATES FOR  
ORAL ARGUMENT)**

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[Original signed by R. Giitter \_\_\_\_\_]  
Office of the Secretary of the Commission

Dated at Rockville, Maryland  
this 18<sup>th</sup> day of September 2012