

PrairieIslandISFSIPem Resource

From: Hair, Christopher
Sent: Thursday, August 30, 2012 10:31 AM
To: Ruffin, Steve
Cc: Waters, Michael; McIntyre, David
Subject: RE: Star Tribune Request re Prairie Island Intervention request

Hi Steve,

Here are my responses to the questions forwarded by OPA Region III. If you need any further information, please let me know.

2. In the Minnesota case, what is the process to review the Prairie Island Indian Community intervention request, how much time to reply, what is the process after that and how long might it take? If the Atomic Safety and Licensing Board allows PIIC intervention, what and how long is that process? If the board agrees with some or all of the contentions, what happens before the NRC to address them?

Both the NRC Staff and the Applicant will have the opportunity to file answers to the Prairie Island Indian Community's request for hearing and petition to intervene within 25 days from the filing of the hearing request. Within 7 days of the filing of any answers, the Prairie Island Indian Community may file a reply to these answers. The Atomic Safety and Licensing Board may choose to hold an oral argument regarding the admissibility of the contentions, and generally issues its initial decision on the hearing request within 45 days of the filing of the answers. If the Board grants the request for hearing, and admits one or more of the contentions, the parties will then litigate the merits of any admitted contentions. At this time, the NRC Staff's review of the application is ongoing. Therefore, the contentions filed by the Prairie Island Indian Community are based solely on the license application. The Applicant will have to opportunity to remedy any defects to its license application if the Board resolves any contentions in favor of the Prairie Island Indian Community.

4. Has any other party sought to intervene in the Xcel Prairie Island cask storage relicensing?

Not at this time.

Christopher Hair, Attorney
Office of General Counsel, USNRC
O-15B04
(301) 415-2174
christopher.hair@nrc.gov

From: Ruffin, Steve
Sent: Thursday, August 30, 2012 8:32 AM
To: Hair, Christopher
Subject: FW: Star Tribune Request re Prairie Island Intervention request

Chris,

See the request from RIII OPA below

Regards.

Steve Ruffin

Project Manager, Licensing Branch
Division of Spent Fuel Storage and Transportation
Office of Nuclear Material Safety and Safeguards
U.S. Nuclear Regulatory Commission
Mail Stop EBB-3D-02M
Phone: (301) 492-3219
Fax: (301) 492-3342
steve.ruffin@nrc.gov

From: Waters, Michael
Sent: Wednesday, August 29, 2012 9:25 PM
To: Ruffin, Steve
Cc: Weaver, Doug; Lombard, Mark
Subject: FW: Star Tribune Request re Prairie Island Intervention request

FYI

We will need to work with OGC to provide feedback especially on 2 and 4. I believe there is general info on the web regarding the hearing process. We should be able to provide on 3.

Mike

From: Lipa, Christine
Sent: Wednesday, August 29, 2012 7:34 PM
To: Stone, AnnMarie; Mitlyng, Viktoria; Riemer, Kenneth; Waters, Michael; Learn, Matthew
Cc: Barker, Allan; Logaras, Harral
Subject: Re: Star Tribune Request re Prairie Island Intervention request

Besides what Allan knows we would rely need to get input fr NMSS to answer

From: Stone, AnnMarie
To: Mitlyng, Viktoria; Riemer, Kenneth; Lipa, Christine
Cc: Barker, Allan; Logaras, Harral
Sent: Wed Aug 29 17:52:09 2012
Subject: RE: Star Tribune Request re Prairie Island Intervention request

Sorry Vika....I can't answer any of these questions

From: Mitlyng, Viktoria
Sent: Wednesday, August 29, 2012 4:20 PM
To: Riemer, Kenneth; Lipa, Christine; Stone, AnnMarie
Cc: Barker, Allan; Logaras, Harral
Subject: FW: Star Tribune Request re Prairie Island Intervention request
Importance: High

I got a call from the Minneapolis Star Tribune today inquiring into the request from the Prairie Island Indian Community filed on August 24 to intervene in Prairie Island's application to renew the ISFSI license extension.

I can address question #1 associated with the waste confidence ruling but need assistance to respond to questions 2,3, and 4. The reporter asked me to get back to him tomorrow, Thursday. Thank you. -Vika

Viktorija Mitlyng
Office of Public Affairs
US Nuclear Regulatory Commission
Region III
Lisle, IL 60532
Tel 630/829-9662
Fax 630/515-1026
e-mail: viktorija.mitlyng@nrc.gov

From: Shaffer, David [mailto:David.Shaffer@startribune.com]
Sent: Wednesday, August 29, 2012 3:58 PM
To: Mitlyng, Viktorija
Subject: Star Tribune Request re Prairie Island Intervention request

Viktorija

Here are the four main questions, though I may have more after I learn additional things about this topic.

1. Does NRC still have time to appeal the DC Circuit panel ruling striking down the waste confidence in NY v. NRC this year? If time still allows, will NRC appeal to the full court?
2. In the Minnesota case, what is the process to review the Prairie Island Indian Community intervention request, how much time to reply, what is the process after that and how long might it take? If the Atomic Safety and Licensing Board allows PIIC intervention, what and how long is that process? If the board agrees with some or all of the contentions, what happens before the NRC to address them?
3. Are any other nuclear plants in the process of seeking a license renewal for on-site waste storage? If so which ones? In any of those cases, are parties trying to intervene and if so who and what is the status? Have any interventions occurred in past waste storage relicensings at plants? Finally, how many plants have casks like PI?
4. Has any other party sought to intervene in the Xcel Prairie Island cask storage relicensing?

Dave

[David Shaffer](#)
Staff Writer
Star Tribune
Desk: 612-673-7090
Cell: 612-616-0170
Twitter: [@ShafferStrib](#)

Hearing Identifier: Prairie_Island_ISFSI_Public
Email Number: 35

Mail Envelope Properties (E3D0DF334F617344BE38EB00C881B1B39E7634DCE1)

Subject: RE: Star Tribune Request re Prairie Island Intervention request
Sent Date: 8/30/2012 10:31:07 AM
Received Date: 8/30/2012 10:31:07 AM
From: Hair, Christopher

Created By: Christopher.Hair@nrc.gov

Recipients:

"Waters, Michael" <Michael.Waters@nrc.gov>
Tracking Status: None
"McIntyre, David" <David.McIntyre@nrc.gov>
Tracking Status: None
"Ruffin, Steve" <Steve.Ruffin@nrc.gov>
Tracking Status: None

Post Office: HQCLSTR01.nrc.gov

Files	Size	Date & Time
MESSAGE	6104	8/30/2012 10:31:07 AM

Options

Priority: Standard
Return Notification: No
Reply Requested: No
Sensitivity: Normal
Expiration Date:
Recipients Received: