

December 17, 2014

Mark J. Langer, Clerk
U.S. Court of Appeals for the District of Columbia Circuit
333 Constitution Avenue N.W.
Washington, D.C. 20001-2866

*SUBJECT: Prairie Island Indian Community v. U.S. Nuclear Regulatory
No. 14-1212 (consolidated with Nos. 14-1210, 14-1216, 14-1217)*

Dear Mr. Langer:

Enclosed herewith for filing is the Petitioner Prairie Island Indian Community's Amended Docketing Statement, which amends and supplements the Community's original Docketing Statement filed with the Court on December 1, 2014.

The Amended Docketing Statement supplements the Community's response to question 6(g), which asks for identification of cases "which involve substantially the same issues as the instant case presents," and identifies a matter now pending before the U.S. Nuclear Regulatory Commission's Atomic Safety and Licensing Board (ASLB). The Federal Respondents' counsel Andrew Averbach referenced this ASLB proceeding in his December 5, 2014 letter to you.

The Community respectfully disagrees with Mr. Averbach's assertion that the issue raised in the context of the ASLB proceeding is "substantially similar" to the issues presented in the context of this appeal, and his suggestion that the Community has failed to exhaust its administrative remedies, but nevertheless identifies the ASLB proceeding in its Amended Docketing Statement as a professional courtesy and out of an abundance of caution.

If you have any questions, please do not hesitate to contact me. Thank you for your consideration.

Sincerely,
/s/ Joseph Halloran
Joseph F. Halloran

Enclosure (as stated)
Cc: Philip R. Mahowald, PIIC General Counsel
Service List