

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

Before Administrative Judges:

Ronald M. Spritzer, Chairman
Dr. Gary Arnold
Nicholas G. Trikouros

In the Matter of

DTE ELECTRIC COMPANY

(Fermi Nuclear Power Plant, Unit 2)

Docket No. 50-341

ASLBP No. 14-933-01-LR-BD01

February 12, 2015

ORDER

(Identifying Hearing Procedures and Scheduling Conference Call)

In accordance with 10 C.F.R. § 2.310(a), and in the absence of a request for a different hearing procedure, the Board has determined that the simplified hearing procedures of Subpart L of 10 C.F.R. Part 2 will govern this proceeding.

To develop a scheduling order to govern the remainder of this proceeding in accordance with 10 C.F.R. § 2.332, the Board will hold a conference call on Wednesday, February 25, 2015, at 2 p.m. EST. Before the conference call, the parties should confer to develop a proposed schedule with suggested dates for:

- (i) Disclosures required by 10 C.F.R. § 2.336 and any supplementation of those disclosures;
- (ii) Filing new or amended contentions, including migration of admitted contentions in response to the Draft Environmental Impact Statement or as otherwise permitted by 10 C.F.R. § 2.309(f)(2) and § 2.309(c)(1)(i)–(iii).
- (iii) Filing motions for summary disposition;
- (iv) Filing written direct testimony; and
- (v) Any evidentiary hearing.

The parties should use the model milestones in Appendix B to 10 C.F.R. Part 2 that apply to hearings conducted under Subpart L as a starting point for discussion. The proposed schedule should also take into account the applicable requirements of 10 C.F.R. §§ 2.336 and 2.1203, and the objectives listed in 10 C.F.R. § 2.329(b). If the parties are able to agree upon a proposed schedule, it should be submitted to the Board no later than 5 p.m. EST on Monday, February 23, 2015. In the event that the parties are unable to agree, any party may file its own proposed schedule by the same date and time.

We also request that, before the conference call, the NRC Staff provide the Board and the parties with its best current estimate of the dates when the Draft Safety Evaluation Report and the Draft Environmental Impact Statement will be publicly available.

The Board's law clerk will provide the phone number and pass code for the conference call to a representative of each of the parties. Only designated representatives of the parties may participate in the conference call. If a participant desires to have the conference audited by anyone at a different location, a reasonable number of listening-only lines will be made available for that purpose upon request to Ms. Nicole Pepperl at (301) 415-6626.

It is so ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD

/RA/

Ronald M. Spritzer, Chairman
ADMINISTRATIVE JUDGE

Rockville, Maryland
February 12, 2015

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
)
DTE ELECTRIC COMPANY) Docket No. 50-341-LR
)
(Fermi 2))
)
(License Renewal))

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **ORDER (Identifying Hearing Procedures and Scheduling Conference Call)** have been served upon the following persons by Electronic Information Exchange.

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

Ronald M. Spritzer, Chair
Administrative Judge
E-mail: ronald.spritzer@nrc.gov

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

Nicholas G. Trikouros
Administrative Judge
E-mail: nicholas.trikouros@nrc.gov

Kathleen Schroeder, Law Clerk
E-mail: kathleen.schroeder@nrc.gov

Nicole Pepperl, Law Clerk
E-mail: nicole.pepperl@nrc.gov

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 General Counsel
Mail Stop O-15D21
Washington, DC 20555-0001
Catherine Kanatas, Esq.
Brian Harris, Esq.
Edward Williamson, Esq.
Jeremy Wachutka, Esq.
Joseph Lindell, Esq.
John Tibbetts, Paralegal
Email: catherine.kanatas@nrc.gov
brian.harris@nrc.gov
edward.williamson@nrc.gov
jeremy.wachutka@nrc.gov
joseph.lindell@nrc.gov
john.tibbetts@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

FERMI 2 (Docket No. 50-341-LR)

ORDER (Identifying Hearing Procedures and Scheduling Conference Call)

DTE Energy Company
One Energy Plaza, 688 WCB
Detroit, MI 48226
Bruce R. Maters, Assistant General Counsel
Jon P. Christinidis, Esq.
E-mail: matersb@dteenergy.com
christinidisj@dteenergy.com

Counsel for the Applicant:

Winston & Strawn, LLP
1700 K Street, NW
Washington, DC 20006-3817
Tyson R. Smith, Esq.
Darani Reddick, Esq.
Carlos L. Sisco, Paralegal
E-mail: trsmith@winston.com
dreddick@winston.com
csisco@winston.com

Intervenor: Citizens' Resistance At Fermi 2
(CRAFT)

Jessie Pauline Collins
17397 Five Points Street
Redford, MI 48240
E-mail: jessiepauline@gmail.com

Intervenors: Don't Waste Michigan, Citizens
Environment Alliance of Southwestern Ontario and
Beyond Nuclear

Terry J. Lodge, Esq.
316 N. Michigan St., Ste. 520
Toledo, OH 43604-5627
Email: tjlodge50@yahoo.com

Michael Keegan
Don't Waste Michigan
811 Harrison Street
Monroe, Michigan 48161
E-mail: mkeeganj@comcast.net

Kevin Kamps
Beyond Nuclear
6930 Carroll Avenue, Ste. 400
Takoma Park, MD 20912
E-mail: kevin@beyondnuclear.org

[Original signed by Herald M. Speiser ____]
Office of the Secretary of the Commission

Dated at Rockville, Maryland,
this 12th day of February, 2015