

**UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION**

Before the Atomic Safety and Licensing Board

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| In the Matter of |) | |
| |) | |
| Northern States Power Company |) | Docket No. 72-10-ISFSI-2 |
| |) | |
| (Prairie Island Nuclear Generating Plant, Independent Spent Fuel Storage Installation) |) | ASLBP No. 12-922-01-ISFSI-MLR- BRD01 |

**JOINT MOTION TO DEFER ANSWERS TO PIIC CROSS MOTION FOR
PARTIAL SUMMARY DISPOSITION OF PIIC’S CONTENTION 6 (HIGH BURNUP
FUEL) AND TO DEFER RULING ON NSPM’S MOTION FOR SUMMARY
DISPOSITION OF PIIC’S CONTENTION 6 PENDING SETTLEMENT DISCUSSIONS**

Pursuant to 10 C.F.R. § 2.323(a), Northern States Power Company, a Minnesota Corporation (“NSPM”), the Prairie Island Indian Community (“PIIC” or the “Community”), and the staff of the Nuclear Regulatory Commission (“NRC Staff”) jointly request that the Board (1) defer NSPM’s and the Staff’s filing of answers to the PIIC’s Cross Motion for Partial Summary Disposition of PIIC’s Contention 6 (High Burnup Fuel); and (2) defer ruling on NPSM’s Motion for Summary Disposition of PIIC’s Contention 6 (High Burnup Fuel).

On April 27, 2015, NRC Staff and the PIIC filed answers to NSPM’s Motion for Summary Disposition of PIIC’s Contention 6 (High Burnup Fuel) (“NSPM’s Motion”). PIIC’s answer included a Cross Motion for Partial Summary Disposition of PIIC’s Contention 6 (“Cross Motion”). Following review of these submission, the parties further consulted on whether the issues raised in PIIC’s Contention 6, NSPM’s Motion, and PIIC’s Cross Motion could be addressed through settlement. The parties agreed that further settlement discussions would be beneficial to the parties, and therefore, the parties respectfully request this Board to defer

NSPM's and NRC Staff's answers to the Cross Motion¹ and that the Board defer ruling on NSPM's Motion and PIIC's Cross Motion pending further settlement discussions. The parties recommend that NSPM's and NRC Staff's answers be deferred to no later than twenty days following the NRC Staff's issuance of its Safety Evaluation Report, or no later than twenty days after the parties notify the Board that settlement negotiations have ended.

NRC Staff's and PIIC's counsel have authorized NSPM to file this Joint Motion on their behalf. As required by 10 C.F.R. § 2.323(b), counsel for NSPM certifies that he has consulted with the other parties before filing this Motion, and does so with the support of all parties.

Respectfully Submitted,

/Signed electronically by Jay E. Silberg/

Jay E. Silberg
Kimberly A. Harshaw
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Counsel for Northern States Power Company

Dated: May 7, 2015

¹ Pursuant to the Initial Scheduling Order, answers would be due by May 18, 2015.

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing “Joint Motion to Defer Answers to PIIC Cross Motion For Partial Summary Disposition of PIIC’s Contention 6 (High Burnup Fuel) and to Defer Ruling On NSPM’s Motion For Summary Disposition of PIIC’s Contention 6 Pending Settlement Discussions” has been served through the E-Filing system on the participants in the above-captioned proceeding, this 7th day of May 2015.

/Signed electronically by Kimberly A. Harshaw/

Kimberly A. Harshaw